

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, December 5, 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: (Court/Tommy Calvert)
2. Pledge of Allegiance: (Court/Tommy Calvert)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of a Hidalgo on behalf of Commissioners Court to Nancy L. Hard in recognition of her 16 years of service as CEO of Family Services.
(Estimated Presentation Time: 5 minutes) (Nelson W. Wolff/Court)
- b. Presentation of a proclamation on behalf of Commissioners Court recognizing December 1, 2017 to be "World AIDS Day".
(Estimated Presentation Time: 5 minutes) (Tommy Calvert/Court)

4. SPECIAL PRESENTATION ITEM(S):

- a. Presentation of the 2017 Biggest Heart Challenge trophy to Commissioners Court on behalf of the American Heart Association and the Bexar County Tax Assessor-Collector, Albert Uresti.
(Estimated Presentation Time: 5 minutes) (Albert Uresti)
- b. Presentation of the 2017 Healthy Workplace Recognition Platinum Award to Commissioners Court on behalf of the San Antonio Business Group on Health recognizing employer-based health and wellness promotion.
(Estimated Presentation Time: 5 minutes) (Tina Smith-Dean)

5. TIME CERTAIN PRESENTATION ITEM(S)

- a. **10:30 a.m.:** Discussion and appropriate action regarding the Bexar County Hospital District d/b/a University Health System's Operating, Debt Service and Capital Budgets for fiscal year 2018.
(Estimated Presentation Time: 30 minutes) (George Hernandez Jr.)
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. Notice of Texas Tort Claim submitted by The Law Offices of Ed Goldner, P.C., Re: Christopher Lopez.
 - b. Notice of Citation directed to Bexar County by serving County Judge Nelson W. Wolff, Re: George Rodriguez vs. City of San Antonio et al.
 - c. Notice of Texas Tort Claim submitted by Sean Henrickson Law Firm, Re: Christopher Lopez.

8. Approval of Commissioners Court minutes for Tuesday, November 14, 2017.
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 County Manager:

(David Smith)

10. Request approval of Intergovernmental Agreement Modification 8 between the United States Marshals Service and Bexar County dated effective October 29, 2017.
11. Approval of an agreement between Bexar County and Ballet San Antonio for a one year period beginning October 1, 2017 and ending on September 30, 2018, in the amount of \$100,000 from the Community Venue Program Fund.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

12. Authorizing the Bexar County Sheriff to pay bill(s) from Fiscal Year 2017 invoices in the amount of \$48,567.16.
13. Approval regarding a request for 25,000 hours of paid overtime for uniformed officers required to work mandatory hours in the Adult Detention Center between October 21, 2017 and December 29, 2017.

Item(s) Brought by County Auditor:

(Susan Yeatts)

14. Approval of bills to include claims registers for Wednesday, November 15, 2017 and Friday, November 17, 2017; Wednesday, November 22, 2017; Wednesday, November 29, 2017 and Friday, December 1, 2017.
15. Authorization and approval for the County Auditor to pay routine bills from Monday, December 4, 2017 through Friday, December 15, 2017.
16. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Friday, December 15, 2017.
17. Approval according to Section 31.11 for \$25,542.12 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 5 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.
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 \$46,773. The Commissioners Court is not hereby adopting a special budget.

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

(John Longoria)

19. Authorization and approval for the DWI Court to pay bill(s) from DWI Court program income for invoices in the amount of \$848 for services rendered by Smart Start to DWI Court participants to include monthly charges for mobile devices and/or ignition interlock devices.

Item(s) Brought by Civil District Court Administration:

(Peter Sakai)

20. Approval of a contract between Bexar County and Deborah Judith Inc., dba Elite Counseling, for the time period of October 1, 2017 through September 30, 2018, with total expenditures not exceeding \$40,000, to secure the development and operation of a program to provide drug treatment assessments.

Items(s) Brought by Purchasing:

(Mary Quinones)

21. Awarding a contract to Marksmen General Contractors in an amount of \$988,406 for construction services of the County Heritage Center, as requested by the Facilities Management Department to include the appropriate budgetary transfer; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
22. Awarding a contract to Crownhill Builders, Inc. (SMWBE) for the purchase of construction services for the relocation of the Central Mailroom and County Print Shop to the Federal Reserve Building in the amount of \$213,097, as requested by the Facilities Management Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record; and approval of the appropriate budgetary transfer.
23. Award a delivery order for the purchase of heavy equipment to Asphalt Zipper, Inc. in the amount of \$211,470 as requested by the Public Works Department through a Houston-Galveston Area Council contract declaring Unit 1464 and Unit 1603 surplus and authorized for trade-in; authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
24. Granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source basis to Collision Forensic Solutions to provide for the purchase of Crash Reconstruction Equipment & Software in the amount of \$79,784, as requested by the Sheriff's Office; and authorizing the Purchasing Agent to execute contract and file appropriate award documents for the record.
25. Granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source requirements basis for the period beginning upon award and ending September 30, 2018 to Thomson-Reuters West for the purchase of publications, subscriptions and West Law on-line access as requested by Bexar County Offices and Departments for an estimated annual amount of \$541,674.24; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
26. Authorizing the renewal of a requirements contract with Deer Oaks to provide employee assistance program services for Bexar County employees and their eligible dependents in the amount of \$71,501 and renewing the contract through December 31, 2018; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

Item(s) Brought by Public Works:

(Renee Green)

27. Approval of the Ancillary Agreement between Bexar County and Pulte Homes of Texas, L.P. and Field Alteration Request Number 1 between Bexar County and Texas Sterling Construction on the Borgfeld Drive Phase II project at no additional cost to the County. Precinct Number 3.
 - a. Approval of the Ancillary Agreement between Bexar County and Pulte Homes of Texas, L.P. for the funding of Field Alteration Number 1 in connection with the improvements being done on Borgfeld Drive for the roadway improvements required for the construction of the Sterling Ridge Subdivision. Precinct Number 3.

- b. Approval of Field Alteration Request Number 1 between Bexar County and Texas Sterling Construction, requesting to increase contract amount by \$1,243,719.19 in connection with Public Works Capital Project, Borgfeld Drive Phase II Project, to be paid by Pulte Homes of Texas, L.P. for left turn lanes, a right turn lane, a SAWS sanitary sewer line and modifications to the SAWS water line for the future Sterling Ridge Subdivision at **no cost to the County**. Precinct Number 3.
28. Approval of Final Recapitulation of project costs between Bexar County and Curran Contracting Company, in connection with the Public Works Capital Project, W.T. Montgomery Road Reconstruction, at a cost of \$152,642 to Bexar County, and the associated budget transfer. The recapitulation shows an increase of \$136,221.53. The Recapitulation shows a final construction amount of \$6,355,948.93. Precinct Number 1.
29. Approval to execute a field alteration request for final recapitulation of project costs between Bexar County and J3 Company, LLC, in connection with Flood Control Capital Project, Huebner Creek RSWF at Prue Road, LC15, Purchase Order No. 5843803. The recapitulation shows an increase of \$23,654 for a final construction amount of \$2,751,888. Precinct Number 3.
30. Approval of a Resolution authorizing the submittal of certain projects to the Alamo Area Metropolitan Planning Organization (“MPO”) for consideration in the FY 2019-2022 Transportation Improvement Program selection process. Countywide.
31. Approval of subdivision plat#160477 within the Extra Territorial Jurisdiction of the City of San Antonio: Valley Ranch Unit 12A, owner: Continental Homes of Texas, L.P., located northeast of Ranch View East and Rodeo Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
32. Approval of subdivision plat#170016 within the Extra Territorial Jurisdiction of the City of San Antonio: Olson Unit 3, owner: Milestone Potranco Development, LTD, located southeast of Emerald Edge and Grosenbacher Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
33. Approval of subdivision plat#170222 within the Extra Territorial Jurisdiction of the City of San Antonio: Texas Research Park Unit 5, owner: KB Home Lone Star Inc., located southwest of Lambda Drive and Atticus Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
34. Approval of subdivision plat#170245 within the Extra Territorial Jurisdiction of the City of San Antonio: Falcon Landing Unit 3 Ph3, owner: K.B. Home Lone Star Inc., located southwest of Daystar Pass and Phantom Field, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
35. Approval of subdivision plat#170254 within the Extra Territorial Jurisdiction of the City of San Antonio: Valley Ranch Unit 7A, owner: Continental Homes of Texas, L.P., located northeast of Ranch View East and Rodeo Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
36. Approval of subdivision plat#160080 within the Extra Territorial Jurisdiction of the City of San Antonio: Ranch View Unit 4, owner: Continental Homes of Texas, L.P., located north of Ranch View East and Rodeo Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
37. Approval of subdivision plat#160085 within the Extra Territorial Jurisdiction of the City of San Antonio: Ranch View Unit 3, owner: Continental Homes of Texas, L.P., located north of Ranch View East and Rodeo Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
38. Approval of subdivision plat#160162 within the Extra Territorial Jurisdiction of the City of San Antonio: Fallbrook Unit 5 Enclave, owner: Continental Homes of Texas, L.P., located northeast of Camellia Trace (private) and Daffodil Place (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
39. Approval of subdivision plat#160086 within the Extra Territorial Jurisdiction of the City of San Antonio: Ranch View Unit 2, owner: Continental Homes of Texas, L.P., located north of Rodeo Drive and Ranch View East, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.

40. Authorizing acceptance of donation of a 0.128 of an acre tract of land located in the Joshua L. Schoonover Survey Number 321, Abstract Number 703, County Block 5091, Bexar County Texas and being a portion of that certain tract of land as conveyed to Integrated Asset Management by deed recorded in Volume 17459, Page 2470, Official Public Records of Bexar County, Texas, from Integrated Asset Management Inc., Owner of Record, at no cost to the County. Precinct 4.
41. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2012-TA1-00507 account number 040110041460; County Block 4011 Parcel 146 Abstract 7 Being 0.2500 Acres out of the Domingo Losoya Survey 2 in, Bexar County, Texas, as shown in Volume 04921, Page 0366 of the Deed and Plat Records of Bexar County, Texas; located at 1050 N. Addison for \$3,440 (the total adjudged value of the property) to Santiago Martinez Jr., pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 1.
42. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2013-TA1-02448; account number 103260250020; New City Block 10326, Block 25, Lot 2 Grandview Addition in the City of San Antonio, Bexar County, Texas; located at 606 Sewanee St.-1 for \$3,713.05 (the total amount of judgments against the property plus code compliance cost) to Iskandar E. Sakhelt and Lorenzo Z. Moreno, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4.
43. Authorizing the purchase of a Permanent Drainage Easement being 1.66 of an acre tract of land and a Temporary Construction Easement being 0.86 of an acre, both being out of a 13.95 acre tract of land conveyed to Hattie E. Watts Iredale by instrument recorded in Volume 6500, Page 1767 of the Bexar County Deed and Plat Records of Bexar County, Texas and being out of a tract described as Tract No. Two of Seven Tracts out of a 97.65 acres owned by Martha Wilma McDonald, said 1.66 acres being out of Ignacio Tejeda Survey 186, Abstract 735, County Block 4250, Bexar County, Texas from Hattie E. Watts Iredale, Owner of Record, in the amount of \$35,000, total appraised value plus Administrative Settlement and applicable closing costs.
Elm Creek at Pearsall Road LWC Flood Control Project. (MR11) Precinct 1.
44. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precincts 1 & 2.

STOP ZONES TO BE ESTABLISHED:

Precinct Number 1

Alamo Ranch Unit 53B Phase 3 Plat #160051

- The Stop Sign shall be on Leaf Mount at its intersection with Sabinal River. (1 stop)
- The Stop Signs shall be on Song Fiddler at its intersection with Sabinal River. (2 stops)
- The Stop Sign shall be on Little Cypress at its intersection with Laurel Brush. (1 stop)
- The Stop Sign shall be on Gum Woods at its intersection with Sabinal River. (1 stop)

Precinct Number 2

Sawyer Meadows Unit 6 Plat #160510

- The Stop Sign shall be on Victory Cove at its intersection with Impressive Way. (1 stop)
- The Stop Sign shall be on Victory Point at its intersection with Impressive Way. (1 stop)

Kallison Ranch Phase 1 Unit 2B-1 Plat #160565

- The Stop Sign shall be on Haystack Road at its intersection with Shetland Way. (1 stop)

Valley Ranch Unit 2C Plat #160324

- The Stop Sign shall be on Ritter Lodge at its intersection with Cremello Falls. (1 stop)

The Stop Sign shall be on Gerth Ranch at its intersection with Ironwood Hill. (1 stop)

The Stop Sign shall be on Ironwood Hill at its intersection with Ranch Bend. (1 stop)

Item(s) Brought by Office of Emergency Management/Fire Marshal:

(Kyle Coleman)

45. Approval of the Interlocal Agreement for Fire Protection Services between Bexar County and the City of Schertz for fire protection services in unincorporated areas of Bexar County effective January 1, 2017 through December 31, 2017, at an annual cost of \$21,077.76.

Item(s) Brought by SWMBE:

(Renee Watson)

46. Authorization to reimburse the Coliseum Advisory Board (CAB) in the amount of \$18,067.67 for use of facilities and payment of service providers for Second Chance Job Fair Event held May 25, 2017.

Item(s) Brought by Judicial Services:

(Mike Lozito)

47. Approval and execution of the Extension and Amendment to the Agreement with Bexar County Hospital District d/b/a University Health System to provide on-site healthcare services at the City of San Antonio Frank Wing Municipal Court for a term of October 1, 2017 to September 30, 2018 with an amount not to exceed \$724,770.31.
48. Approval of an Agreement between Bexar County and the Community Supervision and Corrections Department for two (2) Adult Probation Officers assigned to the Mental Health Court for the period of October 1, 2017 through September 30, 2018 in an amount of \$115,833.

Item(s) Brought by Heritage and Parks:

(Betty Bueche)

49. Authorizing the County Judge to approve the donation of a scholarship to the Friends of Casa Navarro for fiscal year 2018, in the amount of \$1,000 requested by the Bexar County Historical Commission.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

50. Approval of a revision to the pool of pre-qualified financial underwriters to add UBS Financial Services to the pool.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Elections Department:

(Jacque Callanen)

51. Discussion and appropriate action regarding the signing of the Joint Resolution for the Primary Election to be held Tuesday, March 6, 2018 and Tuesday, May 22, 2018 for a Runoff Election, if necessary.

(Estimated Presentation Time: 10 minutes)

(Jacque Callanen)

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

52. Discussion and appropriate action regarding:

- a. An order by the Commissioners Court of Bexar County, Texas authorizing the issuance of “Bexar County, Texas Limited Tax Refunding Bonds, Series 2017”, levying an annual ad valorem tax, within the limitations prescribed by law, upon all taxable property in the County, for the payment of the bonds; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the bonds, including the designation and appointment of a syndicate of underwriters and approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrars agreement, a purchase contract, and an escrow agreement, complying with the provisions of the depository trust company’s letter of representations; delegating the authority to certain members of the Commissioners Court and County staff to execute certain documents relating to the sale of the bonds; and providing an effective date of December 5, 2017.
- b. An order by the Commissioners Court of Bexar County, Texas authorizing the issuance of “Bexar County, Texas Flood Control Tax Refunding Bonds, Series 2017”, levying an annual ad valorem tax, within the limitations prescribed by law, upon all taxable property in the County, for the payment of the bonds; prescribing the form, terms, conditions and resolving other matters incident and related to the issuance, sale, and delivery of the bonds, including the designation and appointment of a syndicate of underwriters and approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrars agreement, a purchase contract, and an escrow agreement; complying with the provisions of the depository trust company’s letter of representations; delegating the authority to certain members of the Commissioners Court and County staff to execute certain documents relating to the sale of the bonds; and providing an effective date of December 5, 2017.

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.

53. §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. P-25 Radio System Project among City of San Antonio and City Public Service,

Posted: Friday, December 1, 2017 at 5:00 p.m.