



UG-98-2018-25531

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Friday, November 9, 2018 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

This meeting site is accessible. The Accessible Entrance to the Bexar County Courthouse is located at the south end of the Courthouse at the intersection of Nueva and Main streets. To access the second floor, individuals must utilize the accessible 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: Rabbi Mara Nathan, Senior Rabbi at Temple Beth-El (Court/Nelson W. Wolff)
2. Pledge of Allegiance: (Court/Nelson W. Wolff)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of a Proclamation designating Bexar County as a Purple Heart County.
(Estimated Presentation Time: 5 minutes) (Court/Paul Elizondo)
- b. Presentation of service a pin recognizing a Bexar County employee for 25 years of service:

Name	Date Employed	Years	Office/Department
Kevin Hodgkinson	8/9/1993	25	Sheriff's Office

(Estimated Presentation Time: 5 minutes) (Court)

4. SPECIAL PRESENTATION:

- a. Presentation and approval to accept a donation from the Hidalgo Foundation of Bexar County, Inc.:
 - i. Bexar County BiblioTech in the amount of \$93,144.50 for e-books and programming;
 - ii. Bexar County Early Intervention Program in the amount of \$150,000 for personnel and programming.
(Estimated Presentation Time: 10 minutes) (Tracy Wolff)
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. Fax letter from Deputy Sheriff's Association of Bexar County, Re: Grievance 2018-DSABC-Class-05 (BCSO Hiring Age) Notice of Intention to submit to STEP 3 Negotiations.
 - b. Bexar County Auditor's Monthly Financial Report (Unaudited and Unadjusted) for July 31, 2018.
 - c. Bexar County Auditor's Monthly Financial Report (Unaudited and Unadjusted) for August 31, 2018.
7. Commissioners Court minutes for October 23, 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 District Attorney:

(Nicholas "Nico" LaHood)

9. Approval of the Vine Service Agreement (DIR-TS0-3937) between Bexar County and Appriss for Texas Victim Information and Notification Everyday (*VINE*) annual maintenance for fiscal year 2018-2019 (09/01/18-08/31/19) in the amount of \$90,722.65 to be reimbursed to Bexar County via a Grant Contract between Bexar County and the Attorney General of Texas for services related to the County's participation in the Texas Victim Information and Notification Everyday ("VINE") program. There is no County match required.

Item(s) Brought by Tax Assessor-Collector:

(Albert Uresti)

10. Approval of a request for the waiver of penalty and interest for the Bexar County taxing jurisdiction in the amount of \$1,152.57 (penalty & interest = \$454.96 + Attorney collection fees of \$697.61) on account#18163-008-0010, Mike Edwards with Arthur P. Veltman & Associates, Inc. representing Braun Pat LLC, year(s) 2017 in accordance with Section 33.011 of the Texas Property Tax Code.

Item(s) Brought by County Auditor:

(Susan Yeatts)

11. Authorization and approval for the County Auditor to pay routine bills from Tuesday, November 13, 2018 through Friday, November 30, 2018.
12. Authorization to distribute upcoming payrolls, including overtime, uniform allowances, and auto allowances to be paid on Thursday, November 15, 2018 and Friday, November 30, 2018.
13. Approval of an Order of Bexar County employee positions required to file annual financial disclosure statements with the Bexar County Auditor's Office.
14. Request approval according to Section 31.11 for \$125,201.91 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 15 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.
15. Approval of Tax Assessor-Collector's Report of Taxes collected in October 2018 and approval of the order transferring tax collections for the month of October 2018 from unallocated receipts.
16. Approval of bills to include claims registers for Wednesday, October 24, 2018 and Friday, October 26, 2018; Wednesday, October 31, 2018 and Friday, November 2, 2018; and Wednesday, November 7, 2018.
17. 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 October 2018. Notification of payment to those employees who have accumulated hours in excess of the FLSA maximum level for an estimated amount of \$95,393 and approval of the appropriate budget transfers.

Item(s) Brought by Civil District Court Administration:

(Peter Sakai)

18. Approval of a professional services contract between Bexar County and Alpha Home, Inc., for the time period of September 1, 2018 through August 31, 2019, with total expenditures not exceeding \$87,000, to secure residential drug and substance-abuse services for adults participating in the Bexar County Family Drug Treatment Court.
19. Approval of a professional services contract between Bexar County and River City Rehabilitation Center, Inc., for the time period of October 1, 2018 through September 30, 2019, 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 \$63,194.00.
20. Approval of a professional services contract between Bexar County and The University of Texas Health Science Center of San Antonio *aka* UTHSCSA, an agency of the State of Texas and a component institution of the University of Texas System governed by the Board of Regents for the time period to commence following approval by Commissioners Court and final execution of the document and shall end on September 30, 2019, with total expenditures not exceeding \$115,800, to secure the development and operation of a program which shall provide full psychiatric evaluations, monthly psychiatry follow-up care for each referred person, case management support, patient education and family support to individuals referred from the Children's Court Family Drug Treatment Court Program.
21. Approval of a professional services contract between Bexar County and Recovery Healthcare Corporation for the time period of October 1, 2018 through September 30, 2019, to secure the operation of a program to administer drug tests and alcohol tests to individuals and to provide testing results of the individuals referred by Bexar County's Children's Court Family Drug Court Program and Early Intervention 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 \$64,200.
22. Approval of a professional services contract between Bexar County and Family Violence Prevention Services, Inc., a 501(c)(3) organization for the time period of September 1, 2018 through August 31, 2019, with total expenditures not exceeding \$76,739, to continue the operation of a program of therapy services to adults and children who are participating in the Children's Court Family Drug Treatment Program. Provider for this contract has been selected in accordance with Texas Government Code Sec 2254.003.

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

(John Longoria)

23. Approval of the grant application submission to the Texas Veterans Commission (TVC) for the solicitation entitled "Bexar County Misdemeanor Veterans Treatment Court Grant" for the Bexar County Misdemeanor Veterans Treatment Court in the amount of \$300,000; 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, 2019 through June 30, 2020.

Items(s) Brought by Purchasing:

(Mary Quinones)

24. Awarding a delivery order for purchases on a sole source basis with Bibliotheca, LLC for annual platform subscription fees and eBook and eAudiobook content and licenses through September 30, 2019 in the estimated amount of \$145,000; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

25. Awarding a delivery order on a sole source basis with Bibliolabs, LLC for annual access to digital library content through September 30, 2019 in the estimated amount of \$51,585; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
26. Awarding a delivery order for purchases on a sole source basis with Midwest Tape, LLC for movie, music, and audio content through September 30, 2019 in the estimated amount of \$60,000; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
27. Awarding a contract to JMI Contractors to provide for the purchase of services to perform maintenance for compliance with Mitigation Plan performance standards for the Salado Creek Tributary D at Ira Lee Flood Control project in Precinct 4, in the amount of \$429,155 as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record and associated budget transfer.
28. Award a contract to Motocicletta, Inc. to provide for the purchase of three (3) Goldwing Motorcycles for Sheriff's Office, for a total amount of \$107,907; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

Item(s) Brought by Public Works:

(Renee Green)

29. Approval of a Cooperative Agreement between Bexar County and the City of San Antonio for the City of San Antonio to continue conducting the Camelot II Municipal Solid Waste (MSW) Pilot program in unincorporated Bexar County. Precinct Number 4.
30. Approval of the Real Estate list for the December 4, 2018 Commissioners Court Auction and authorizing the Sheriff to advertise and sell the properties at a public sale pursuant to Section 34.05(h) of the Texas Tax Code.
31. Approval of subdivision plat#180036 within the Extra Territorial Jurisdiction of the City of San Antonio: Preserve at Medina Unit 1, owner: LGI Homes – Texas, LLC, located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
32. Approval of subdivision plat#180315 within the Extra Territorial Jurisdiction of the City of San Antonio: Horizon Pointe Unit 14, owner: HPSA Land Partners, located northwest of Woodlake Parkway and Sierra Sunset, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
33. Approval of Final Recapitulation of project costs between Bexar County and San Antonio Constructors, LTD (SMWBE), in connection with the Public Works Capital Project, Candlewood Streets Phase I Project. The recapitulation shows a decrease of \$603,917. The recapitulation shows a final construction amount of \$5,068,761. Precinct Number 4.
34. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precinct Numbers 1, 3, and 4.

STOP ZONES TO BE ESTABLISHED:

Precinct Number 1

Westpointe East Unit 33 Phase 2 Plat #170242

The Stop Signs shall be on Maridell Park at its intersection with Nelle Way. (2 stops)

The Stop Sign shall be on Nelle Way at its intersection with Tillman Ridge. (1 stop)

The Stop Sign shall be on Perdido Grove at its intersection with Tip Top Ln. (1 stop)

The Stop Sign shall be on Tibetta Green at its intersection with Tip Top Ln. (1 stop)

Alamo Ranch Unit 17B Plat #170302

The Stop Sign shall be on Porvenir Sand at its intersection with Calaveras Way. (1 stop)

The Stop Sign shall be on Carreta Way at its intersection with Porvenir Sand. (1 stop)

The Stop Signs shall be on Rita Balance at its intersection with Carreta Way. (1 stop)

Precinct Number 3

Kinder Parkway Unit 4 Plat #100208

The Stop Sign shall be on Kinder Parkway at its intersection with Borgfeld Drive. (1 stop)

Kinder Parkway Unit 6 Plat #160603

The Stop Signs shall be on Sunday Creek at its intersection with Kinder Parkway. (2 stops)

The Stop Signs shall be on the crossover of Sunday Creek at its intersection with Kinder Parkway. (2 stops)

Precinct Number 4

Horizon Pointe Subdivision Unit 10C Plat #150571

The Stop Signs shall be on Paria Canyon at its intersection with Lunar Eclipse. (2 stops)

Horizon Pointe Subdivision Unit 11 Plat #170017

The Stop Sign shall be on Lunar Eclipse at its intersection with Woodlake Parkway. (1 stop)

The Stop Sign shall be on Saturn Path at its intersection with Lunar Eclipse. (1 stop)

The Stop Sign shall be on Quarter Moon at its intersection with Lunar Eclipse. (1 stop)

Ackerman Gardens Unit 2 Plat #170451

The Stop Sign shall be on Hidden Maple Ct at its intersection with Binz-Engleman Rd. (1 stop)

The Stop Sign shall be on Hidden Maple Ct at its intersection with Twin Pine Ct. (1 stop)

The Stop Sign shall be on Rose Robin Run Ct at its intersection with Colemans Run. (1 stop)

The Stop Sign shall be on Turning Pine Edge at its intersection with Colemans Run. (1 stop)

Item(s) Brought by Economic and Community Development:

(David Marquez)

35. Approval of an Order approving the issuance of Solid Waste Disposal Revenue Bonds by Mission Economic Development Corporation and/or National Finance Authority for certain Waste Management, Inc. facilities located in Bexar County.
36. Approval of Tax Abatement Agreement with Argyle Residential for a 10-year, 40% abatement of County ad valorem taxes on qualified real and personal property.

Item(s) Brought by Judicial Services:

(Mike Lozito)

37. Approval to apply for and accept funding, if awarded from the Texas Indigent Defense Commission, FY 2019 Formula Grant Program for an undisclosed amount to assist in paying Bexar County's indigent defense costs for the period of October 1, 2018 through September 30, 2019 and approval of a resolution authorizing the grant request, responsibility for the appropriate expenditure of funds, and authorizing the electronic signature of the County Judge.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

38. Awarding a contract to Deer Oaks EAP Services for the purchase of an Employee Assistance Program Service for Bexar County Employees and their eligible dependent as requested by the Bexar County Human Resource Department for a three-year period beginning January 1, 2019 and ending December 31, 2021 with two (2) one year renewal options, for an estimated amount of \$71,099 per year.
39. Approval of a Resolution by the Commissioners Court of Bexar County, Texas approving and authorizing publication of a Notice Intention to issue Certificates of Obligation for County Capital Improvement Projects; and resolving other matters in connection therewith.

40. Authorizing the renewal of a Professional Services Agreement to provide Bexar County with the purchase of Comprehensive Insurance Consulting Services with McGriff, Seibels and Williams of Texas, Incorporated for Property and Casualty and Employee Benefits. The renewal term cycle is one year - January 1, 2019 through December 31, 2019 for an annual flat fee \$150,000 and provides for these subsequent one-year renewal options as requested by the Office of the County Manager; authorizing the Resource Management staff to execute and file the appropriate renewal documents for record.

Item(s) Brought by Heritage and Parks:

(Betty Bueche)

41. Authorizing the County Judge to approve the donation of a scholarship to the San Antonio Regional History Day for fiscal year 2019, in the amount of \$750 requested by the Bexar County Historical Commission.
42. Authorizing the County Judge to approve the sponsorship request from the Texas Archeological Society for fiscal year 2019, in the amount of \$1,000 requested by the Bexar County Historical Commission.
43. Authorizing the County Judge to approve the sponsorship payment request for Trinity University's History Department project for transcribing and ending historical interviews, in the amount of \$2,000 requested by the Bexar County Historical Commission.
44. Approval authorizing the County Judge to approve the donation of a scholarship to the Friends of Casa Navarro for fiscal year 2019, in the amount of \$1,500 requested by the Bexar County Historical Commission.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

45. Approval of a request to accept \$1,000 donation from Sentriesix Defense Group, Inc. for the purchase of canine supplies and equipment for use by the Bexar County Sheriff's Office K9 Unit.
46. Request approval for 24,600 hours of paid overtime for uniformed officers required to work mandatory hours in the Adult Detention Center between October 16, 2018 and December 31, 2018.
47. Ratification of approval for the submission of an on-line grant application to the U.S. Department of Justice FY 2018 State Criminal Alien Assistance Program (SCAAP) for the reporting period of July 1, 2016 through June 30, 2017, with no Bexar County match; authority to have applied the digital signature of the Bexar County Judge on the application including acceptance of funding upon award.

Item(s) Brought by Commissioners Court:

(Court)

48. Approval of a request from Commissioner Tommy Calvert, Precinct 4, to appoint Michelle Lugalia-Hollon to the Child Welfare Board to fill a vacant position for a 3 year term to begin upon appointment and expire on November 30, 2021.
49. Approval of a request from Commissioner Tommy Calvert, Precinct 4, to appoint Alice A. Murphy to the Emergency Services District #1 Board to fill a vacant position for a 2 year term to begin upon appointment and expire on November 30, 2020.
50. Approval of a request from Commissioner Tommy Calvert, Precinct 4, to appoint John Barry Stevens to the Emergency Services District #11 Board to replace Leroy Schleicher for a 2 year term to begin upon appointment and expire on November 30, 2020.

51. Approval of a request from Commissioner Tommy Calvert, Precinct 4, to reappoint Leon Nickels, Jr. and Todd Strzelczyk to the Emergency Services District #12 Board for a 2 year term to begin upon appointment and expire on November 30, 2020.

Item(s) Brought by Facilities Management:

(Dan Curry)

52. Awarding a contract for professional services to Piwonk-Sturrock Architects for the Renovation of the Courthouse Basement Corridor and Restrooms on the Second and Fourth Floors. The contract amount is \$159,450 requested by Facilities Management.

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)

53. Presentation, discussion and appropriate action regarding an Incentive Application submitted by OKIN BPS.
(Estimated Presentation Time: 10 minutes)

(David Marquez)

Item(s) Brought by Commissioners Court:

(Court)

54. Discussion and appropriate action regarding the selection and appointment of a Director of Military Services/Veterans Service Officer and deletion of existing Veterans Service Officer position.
(Estimated Presentation Time: 10 minutes)

(Kevin A. Wolff)

Item(s) Brought by Public Works:

(Renee Green)

55. Discussion and appropriate action regarding the disposition of four properties owned by the County due to bail bond foreclosure or deed in lieu of foreclosure, the process by which such dispositions shall be accomplished and the minimum bid to be set. Properties are known as 619 Belmont Street, 1526 Paso Hondo Street, 1014 Wyoming Street and 835 Dawson Street. Precinct Number 4.
(Estimated Presentation Time: 10 minutes)

(Renee Green)

Items(s) Brought by Information Technology:

(Mark Gager)

56. Presentaiton, discussion, and appropriate action related to the BCIT Strategic Plan, as follows:
- a. BCIT Strategic Plan transformation update to include significant aspects of people, processes, and technology; and
 - b. Approval of an amount not to exceed \$4,000,000 with an authorized Cisco subcontractor via DIR contract to provide data center compute and storage infrastructure.
- (Estimated Presentation Time: 30 minutes)

(Mark Gager)

Item(s) Brought by District Attorney:

(Nicholas "Nico" LaHood)

57. Discussion and appropriate action regarding approval of a professional services engagement agreement with the law firm of Norton Rose Fulbright to represent Bexar County as an intervening party in support of the Edwards Aquifer Authority in Cause No. 2018-01-31972-CV, Uvalde County Underground Water Conservation District et al. v. Edwards Aquifer Authority, 38th District Court, Uvalde County, Texas.
(Estimated Presentation Time: 5 minutes) (Ed Schweningen)
58. Discussion and appropriate action regarding approval of a professional services engagement agreement with outside counsel to represent the Bexar County Domestic Relations Office and the non-custodial parent to whom they are providing services in an appeal necessary in the following District Court litigation: In the Interest of Z.M. and K.M. Children.
(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.

59. §551.071 Consultation with Attorney for advice regarding:
- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Uvalde County Underground Water Conservation District, et al. vs. Edwards Aquifer Authority, et al.
 - ii. In the Interest of Z.M. and K.M. Children (being handled by the Bexar County Domestic Relations Office)
 - iii. James W. Myart, Jr. v. Nelson Wolff, et al.

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