



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, April 9, 2019 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**

**JUSTIN RODRIGUEZ
COMMISSIONER, PRECINCT 2**

**TOMMY CALVERT
COMMISSIONER, PRECINCT 4**

**LUCY ADAME-CLARK
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: Rev. Ann E. Helmke, Community Faith-Based Liaison, City of San Antonio.
(Tommy Calvert)
2. Pledge of Allegiance: (Court/Tommy Calvert)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of a Proclamation on behalf of Commissioners Court to the Fiesta San Antonio Commission, Inc., recognizing April 18, 2019 through April 28, 2019 as "Fiesta Week."
(Estimated Presentation Time: 10 minutes) (Court)
- b. Presentation of a Proclamation on behalf of Commissioners Court recognizing His Royal Majesty, "El Rey Feo LXXI," Sal Barbaro and his Royal Court and the presentation of Fiesta Medals in celebration of Fiesta Week.
(Estimated Presentation Time: 10 minutes) (Court)
- c. Presentation of a proclamation on behalf of Commissioners Court recognizing April 23, 2019 through April 26, 2019 to be "Night In Old San Antonio."
(Estimated Presentation Time: 10 minutes) (Court)
- d. Presentation of a Proclamation on behalf of Commissioners Court recognizing "King Antonio XCVII," Roger C. Hill III and presentation of Fiesta Medals and appreciation letter by King Antonio and his aides, the Texas Cavaliers in celebration of Fiesta Week.
(Estimated Presentation Time: 10 minutes) (Court)
- e. Presentation of a proclamation on behalf of Commissioners Court recognizing April 2019 as Alcohol Awareness Month.
(Estimated Presentation Time: 5 minutes) (Court)

4. TIME CERTAIN ITEM(S):

- a. **11:00 a.m.:** Presentation of the status report on Phase II of the Bexar County's 300th Anniversary Celebration of Bejar webpage project.
(Estimated Presentation Time: 15 minutes) (Betty Bueche)

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. Citation and Plaintiff's Original Petition Directed to Bexar County, Texas by Serving Nelson W. Wolff, County Judge, Re: Jeanne Russell et al vs. Bexar County.
 - b. U.S. District Court – Summons in a Civil Action Directed to County of Bexar by Serving Bexar County Judge Nelson W. Wolfe, Re: Rodolfo Carrazco v. County of Bexar, Civil Action No. 5:19-CV-00274-OLG.
 - c. Bexar County Sheriff's Office FY 2019 Budget for State Asset Forfeiture Fund – 312.
 - d. Agreement with the Alamo Area Metropolitan Planning Organization, approved March 12, 2019.
7. Commissioners Court minutes for March 26, 2019.
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 County Auditor:

(Susan Yeatts)

9. Approval of Tax Assessor-Collector's Report of Taxes collected in March 2019 and approval of the order transferring tax collections for the month of March 2019 from unallocated receipts.
10. Authorization to distribute upcoming payroll, including overtime, uniform allowances, and auto allowances to be paid on Monday, April 15, 2019.
11. Authorization and approval for the County Auditor to pay routine bills from Monday, April 8, 2019 through Friday, April 18, 2019.
12. Approval of bills to include claims registers for Wednesday, March 27, 2019 and Friday, March 29, 2019; Wednesday, April 3, 2019 and Friday, April 5, 2019.

13. Request approval according to Section 31.11 for \$180,340.75 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.

Item(s) Brought by Tax Assessor-Collector:

(Albert Uresti)

14. Approval of a request for the waiver of penalty and interest for the Bexar County taxing jurisdiction in the amount of \$166.21 on account#00000-128-0386, Helga Y. Salgado, representative for Ryan Innovation Solution to Taxing Problems agent for Microsoft Corporation, tax year(s) 2017 in accordance with Section 33.011 of the Texas Property Tax Code.
15. Approval of a request for the waiver of penalty and interest for the Bexar County taxing jurisdiction in the amount of \$178.97 on account#06795-000-0220, Ralph Erin, tax year(s) 2018 in accordance with Section 33.011 of the Texas Property Tax Code.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

16. Approval of a grant application submission to the Stanton Foundation for the solicitation entitled "Fallen K9 Replacement Grant" in the amount of \$10,000 to purchase a new, trained dual-purpose police K9 and tactical vest: acceptance of funding upon award; there is no match requirement for the submission of this grant application.
17. Authorization and approval for the Auditor to pay invoices from the Sheriff's Office from Fiscal Year 19 invoice(s) in the amount of \$30,222.90 for services from Veridicus(\$900), Nova Healthcare (\$753.91), Briggs equipment (\$1,018.79), and Industrial Communications (\$27,550.20). These services were provided to the BCSO prior to the creation of a purchase order, i.e. vendors with no contract and/or no available funding as requested in the budget.
18. Approval to renew the Interlocal Cooperation agreement between Bexar County and the City of San Antonio for the Sheriff's Office participation in the City of San Antonio Multi-Agency Auto Theft partnership entitled Regional Auto Crimes Team (ReACT), as authorized by the Automobile Burglary and Theft Prevention Authority (ABTPA) Grant #608-19-SP000, and to accept awarded amount not to exceed \$97,451 and a County In-Kind Match of \$326,136 for a total project cost of \$423,587; effective September 1, 2018 through August 31, 2019.
19. Approval to pay an invoice to Utility in the amount of \$247,780 for AVaiL Web and SmartRedaction SaaS warranty and technical support services for current equipment and the appropriate budgetary transfer.

Items(s) Brought by Purchasing

(Mary Quinones)

20. Awarding a delivery order for the purchase of two-hundred and fifty (250) Point Blank Hi Lite Ballistic Level 2 concealable body armor vests from Nardis Public Safety, as requested by the Sheriff's Office, in the amount of \$191,647.50 through a BuyBoard Cooperative contract #524-17; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
21. Awarding a delivery order to Precision Delta Corporation for the purchase of ammunition for an estimated amount of \$130,476 through a TXSmartbuy Contract; as requested by the Bexar County Sheriff's Office, and authorizing the Purchasing Agent to execute and file appropriate award documents for record.
22. Approval to declare fourteen (14) vehicles surplus for auction in accordance with Local Government Code 263.152. (A)(1)(C)(6).

Item(s) Brought by Public Works:

(Renee Green)

23. Approval of Final Recapitulation of project cost between Bexar County and E-Z Construction, LLC (SMWBE) in connection with Public Works Capital Project, Talley Rd at Culebra Rd Traffic Signal Project. The recapitulation shows an increase of \$14,287.50 with a final construction amount of \$173,809.50 in Precinct Number 2.
24. Approval of an Inspection Services Agreement between Bexar County and Atkins North America, Inc. for construction inspection services for the Highland Oaks Subdivision Project in an amount not to exceed \$399,340, and associated budgetary transfer. Precinct Number 1.
25. 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 to develop residential subdivisions for Silos Unit 1A plat # 180038 and for Silos Unit 2A-3A, plat # 180024. Precinct Number 1.
26. Approval of subdivision plat#180313 within the Extra Territorial Jurisdiction of the City of San Antonio: Redbird Ranch Unit 7E, owner: Continental Homes of Texas, L.P., located northeast of Brown Thrasher and Cedar Waxing, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
27. Approval of subdivision plat#180359 within the Extra Territorial Jurisdiction of the City of San Antonio: Escondido North Unit 7, owner: KB Home Lone Star, Inc., located northwest of Binz-Engleman Road and Texas Palm Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
28. Approval of the Real Estate list for the May 7, 2019 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.

29. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin April 9, 2019:

SUBDIVISION

STREET/DRAIN

Tausch Farms, Unit 07
 Plat No. CP201605
 Precinct #2

Branded Hollow 289.51 lf
 Asphalt Width: 28'
 Foals Range 289.51 lf
 Asphalt Width: 28'
 Mustang Pass 1,681.22 lf
 Asphalt Width: 28'
 Shaenmeadow 267.45 lf
 Asphalt Width: 28'
 Spirit Roam 114.00
 Asphalt Width: 69'
 Drain "A" 858.81 lf
 Drain "C" 289.51 lf
 Drain "D" 27.34 lf
 Drain "E" 27.67 lf

Item(s) Brought by Judicial Services:

(Mike Lozito)

30. Ratification of a submission of an electronic grant application to the Substance Abuse and Mental Health Services Administration (SAMHSA) for the "Targeted Capacity Expansion: Special Projects" for the Bexar County Probate Court's Commitment to Recovery Program in the amount of \$1,125,000 with no local matching requirement, and acceptance of funds if awarded. The term of the grant is from October 1, 2019 through September 30, 2022.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

31. Approval of a Transportation Program Agreement between Bexar County and Lyft, Inc. in the amount not to exceed \$49,000.

Item(s) Brought by Economic and Community Development:

(David Marquez)

32. Approval of Resolution for No-Objection for the Provision at Kitty Hawk multi-family development being developed by Gardner Capital, Inc. in unincorporated Bexar County and in the City of San Antonio ETJ.
33. Approval and execution of the Subrecipient Agreement between Bexar County and The Salvation Army to provide ESG Program funds for their Center of Hope Emergency Shelter Program utilizing Program Year (PY) 2018 Emergency Solutions Grant (ESG) funds in the amount of \$86,928.

34. Approval and Execution of the Management Agreement between Bexar County and the following outside agencies for a one year period beginning October 1, 2018, and ending on September 30, 2019, in the amount listed below from the General Fund:

San Antonio Clubhouse – Career Program	\$ 35,000
San Antonio Clubhouse – Wellness Program	\$ 15,000
Seton Home	\$ 30,000
Southeast Outreach for Older People	\$ 20,000
Symphony Society of San Antonio	\$ 50,000

Item(s) Brought by County Manager’s Office:

(David Smith)

35. Approval of Personal Services Agreement between Bexar County and Penelope Farthing, in a total amount of \$72,000 annually, to provide services related to Federal issues.

Item(s) Brought by Facilities Management:

(Dan Curry)

36. Approval of a request authorizing the Auditor to pay an invoice from Fox Commercial Services to replace worn cable ties on the photovoltaic system wiring for a total amount of \$21,673.52.

Item(s) Brought by Heritage and Parks:

(Betty Bueche)

37. Approval for additional security for Easter 2019.
38. Approval authorizing the County Judge to approve the contribution to the UTSA Student Assistance for fiscal year 2018-2019, in the amount of \$2,000 requested by the Bexar County Historical Commission.

Item(s) Brought by Commissioners Court:

(Court)

39. Appointment of Manuel Mendoza and Shauna Jones as Military and Assistant Veteran Service Officers.
40. Approval of a request by Judge Nelson Wolff to reappoint Jimmy C. Hasslocher and Steven Schneider to the Bexar Metro 9-1-1 Network District Board of Managers for a term to begin upon appointment and expire on April 30, 2021.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Commissioners Court:

(Court)

41. Presentation and briefing on Confluence Park by Robert Amerman, Executive Director of the San Antonio River Foundation.
(Estimated Presentation Time: 5 minutes) (Nelson W. Wolff)

Item(s) Brought by Facilities Management:

(Dan Curry)

42. Discussion and appropriate action related to contracted custodial services in County owned and leased facilities, including a solicitation and delivery strategy for the future fiscal years to include the following:
- A. Approval to extend Allegiance Environmental Services on a month to month basis for the period of August 1, 2019 thru September 30, 2019 for the following facilities: Cadena Reeves Justice Center, Paul Elizondo Tower, Bexar County Courthouse, Courthouse Annex, New and existing Flores Street Parking Garage Building and Offices, Comal Street Parking Garage, Archives Building, Precinct 4/JP4 Building, and the Adult Probation - CSCD Building;
 - B. Approval to issue a delivery order for custodial services to 4M in the amount of \$130,384 for custodial services at the Public Works Mission Reach Building, Precinct 3 Building, NE Sheriff Substation, and NW Sheriff Substation for the period of February 1, 2019 thru September 30, 2019;
 - C. Authorization to terminate the Custodial Services Agreement dated January 15, 2019 between Bexar County and Unified Service Associates in the public interest and for the public good; and
 - D. Direction from Commissioners Court on the delivery method for providing custodial services for all County owned and leased facilities.
(Estimated Presentation Time: 15 minutes) (Dan Curry)

Item(s) Brought by Public Works:

(Renee Green)

43. Discussion and appropriate action regarding approval of two Professional Engineering Service Agreements for projects related the Texas Department of Transportation (TxDOT) Highway Safety Improvement Program (HSIP) to design, analyze, and coordinate the installation and improvement of existing traffic signals within Bexar County countywide.
- a. Approval of the Engineering Services Agreement between Bexar County and Traf-IQ, Inc. (SMWBE) in an amount not to exceed \$210,648.20 for Professional Engineering Services in connection with the Design Phase in connection with the Highway Safety Improvements Project. Precincts 1, 3, & 4.
 - b. Approval of the Engineering Services Agreement between Bexar County and Don Durden, Inc., d/b/a Civil Engineering Consultants (SMWBE) in an amount not to exceed \$150,812.98 for Professional Engineering Services in connection with the Design Phase in connection with the Highway Safety Improvements Project. Precinct 4.
(Estimated Presentation Time: 10 minutes)

(Renee Green)

Item(s) Brought by County Auditor:

(Susan Yeatts)

44. Discussion and appropriate action regarding the amendments to Bexar County's R.10 Post Retirement Policy, and the addition of the Withdrawn/Rehire section to the Policy.
(Estimated Presentation Time: 10 minutes)

(Susan Yeatts)

Item(s) Brought by County Auditor & Resource Management:

(Susan Yeatts / Tina Smith-Dean)

45. Discussion and appropriate action regarding the following items:
- a. Authorizing of 31,534 hours in overtime to be paid to uniformed Detention Officers for mandatory overtime worked through May 31, 2019.
 - b. 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 March 2019. Notification of payment to those employees who have accumulated hours in excess of the FLSA maximum level for an estimated amount of \$70,638 and approval of the appropriate budgetary transfers.
(Estimated Presentation Time: 10 minutes)

(Susan Yeatts / Tina Smith-Dean)

Item(s) Brought by County Manager's Office:

(David Smith)

46. Discussion and appropriate action regarding Bexar County's Legislative Program and the 86th Session of the Texas Legislature.
(Estimated Presentation Time: 5 minutes)

(Melissa Shannon)

Item(s) Brought by County Clerk:

(Lucy Adame-Clark)

47. Drawing 25 names from the 2018 Grand Jury List, nine (9) of which will serve on the 2019 Salary Grievance Committee; an additional nine (9) names are needed to serve as Alternates.
(Estimated Presentation Time: 5 minutes) (Lucy Adame-Clark)

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.

48. §551.071 Consultation with Attorney for advice regarding:
- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Arbitration proceeding arising from the dismissal of Deputy Hugh Wes Anderson.
 - 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. Right-of-way acquisition related to construction of State Highway 211 and ancillary agreements with Westside 211 Special Improvement District.

Posted: Friday, April 5, 2019 at 4:15 p.m.

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