



UG-98-2019-26400

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, November 5, 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, and 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 west side of the Courthouse on S. Main Avenue between Dolorosa and E. Nueva Streets. To access the second floor, individuals must utilize the accessible ramp located at the west side of the County Courthouse and take the elevator to the second floor.

COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: (Court/Sergio "Chico" Rodriguez)
2. Pledge of Allegiance: (Court/Sergio "Chico" Rodriguez)

COMMISSIONERS COURT REGULAR AGENDA

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

- a. Presentation of service pins recognizing employees 25, 30, 35 and 40 years of service:

Name	Years	Date Employed	Department
Rachel Garza	25	09/06/1994	Tax Office
Jose Esquivel	25	09/19/1994	Tax Office
Terry Henderson	25	09/19/1994	Sheriff
Victor Montalvo	30	09/15/1989	Sheriff
Morris Pena	35	09/17/1984	District Clerk
Velia Mata	40	09/12/1979	Tax Office

(Estimated Presentation Time: 5 minutes)

(Court)

- b. Presentation of a proclamation on behalf of Commissioners Court recognizing November 10, 2019 through November 16, 2019 as "National Nurse Practitioner Week" in Bexar County.
(Estimated Presentation Time: 5 minutes) (Nelson W. Wolff/Court)

4. **SPECIAL PRESENTATION ITEM(S)**

- a. Presentation on the following Military and Veteran Service items:

- i. In observance of Veterans Day 2019, a celebration in honor of all of our nation's military veterans and special recognition of Bexar County Veteran employees;
- ii. Military and Veterans Services Center FY 18/19 End of Year Report.

(Estimated Presentation Time: 20 minutes)

(Karen Rolirad)

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. Notice of Lis Pendens and Petition for Condemnation, Re: The State of Texas v. NAJDS Property Investments, Inc., ET AL in Case No. 2019ED0045.
 - b. Bexar County Sheriff's Office FY 2020 Budget for State Asset Forfeiture Fund – 312.
 - c. Bexar County Sheriff's Office FY 2020 Budget for State Asset Forfeiture Fund – 312.
 - d. Bexar County Sheriff's Office FY 2020 Budget for Federal Asset Forfeiture Fund – 313.
 - e. Bexar County Sheriff's Office FY 2020 Budget for Federal Asset Forfeiture – Treasury Fund – 334.
 - f. Bexar County Sheriff's Office FY 2020 Budget for LEOSE Fund – 114.
 - g. Notification of Commissioners Appointed, Re: The State of Texas v. County of Bexar, Texas, Et Al, Cause No. 2019ED0047.
 - h. Notification of Commissioners Appointed, Re: The State of Texas v. Jamil A. Sayfi, ET UX, ET AL in Case No. 2019ED0042.
 - i. License Agent Agreement between the County of Bexar and Texas Parks and Wildlife Department, approved September 10, 2019.

7. Commissioners Court minutes for October 15, 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:

(Leo Caldera)

9. Approval of bills to include claims registers for Wednesday, October 16, 2019 and Friday, October 18, 2019; Wednesday, October 23, 2019 and Friday, October 25, 2019; Wednesday, October 30, 2019 and Friday, November 1, 2019.
10. Authorization and approval for the County Auditor to pay routine bills from Monday, November 4, 2019 through Friday, November 15, 2019.
11. Approval of a request to increase fund balance to County Clerk Bookkeeping department from \$600 to \$1,000.
12. Approval of a request to increase fund balance to County Clerk Recordings department from \$400 to \$900.

13. Authorization to distribute upcoming payroll, including overtime, uniform allowances, and auto allowances to be paid on Friday, November 15, 2019.
14. Acceptance of the certification by the County Auditor, pursuant to Local Government Code §111.07075, of additional revenue available for the Bexar County Sheriff's State Asset Forfeiture Fund 312 in the amount of \$8,370. The Commissioners Court is not hereby adopting a special budget.
15. Request approval according to Section 31.11 for \$47,986.77 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 8 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 Sheriff's Office:

(Javier Salazar)

16. Ratification of approval to submit a grant application to State Farm Insurance Company for the grant program entitled Good Neighbor Citizenship Company Grants – Safety Grants, “STAR” Tech: Stolen Tracking And Recovery Technology in the total amount of \$45,000, with no required match; and acceptance of funding upon award: the term of the grant will be from January 1, 2020 through September 30, 2020.
17. Approval of a Cost Reimbursement Agreement associated with the Interlocal Cooperation Contract between the County of Bexar through the Bexar County Sheriff's Office and the State of Texas through Texas Department of Public Safety (DPS – Aircraft) as active participants in the DPS Tactical Flight Officer Program.

Item(s) Brought by County Clerk:

(Lucy Adame-Clark)

18. Approval of a budget transfer in the amount of \$185,427 for the purchase of scanners and software from Compu-Data International, LLC for the implementation of the File360 document imaging system in the following departments: Bookkeeping, Probate, Civil, Criminal and Mental Health.

Items(s) Brought by Purchasing

(Mary Quinones)

19. Awarding a renewal to Interlocal Agreements for the purchasing services with the following Suburban City: Castle Hills.
20. Awarding a contract to JMI Contractors (SBE, MBE) to provide for the purchase of services to perform maintenance for compliance with Mitigation Plan performance standards for the French Creek Flood Control project in Precinct 2, in the amount of \$796,070 as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
21. Award a delivery order for the purchase of network hardware and switches for the Adult Detention Center Annex to Insight Public Sector in the amount of \$187,876.13 as requested by the Facilities Management Department, utilizing the State of Texas Department of Information Resources (DIR) Cooperative Purchasing Alliance Contract DIR-TSO-4167; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

22. Approval to declare eight (8) vehicles surplus for auction in accordance with Local Government Code 263.152. (A)(1)(C)(6).
23. Approval to donate two vehicles to the City of Sandy Oaks.

Item(s) Brought by Public Works:

(Renee Green)

24. Approval of the Real Estate list for the December 3, 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.
25. Approval of subdivision plat#180535 within the Extra Territorial Jurisdiction of the City of San Antonio: QT 4014 Addition, owner: Quicktrip Corporation, located southwest of IH 10 and Tarpon Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
26. Approval of subdivision plat#18-900004 within the Extra Territorial Jurisdiction of the City of San Antonio: Davis Ranch Unit 3A/3B, owner: HDC Davis Ranch, LLC, located northwest of Swayback Ranch and Davis Ranch Parkway, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
27. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precinct Numbers 1 & 2.

STOP ZONES TO BE ESTABLISHED:

Precinct Number 1

Texas Research Park Unit 7A Plat #180606

The Stop Sign shall be on Cassiopeia Bend at its intersection with Proteus Street. (1 stop)

All-Way Stop Location

The Stop Signs shall be on Roft Road at its intersection with Red Maple Way. This makes this intersection an all-way stop. (2 stops)

Precinct Number 2

Kallison Ranch Phase 1 Unit 5B Plat #180427

The Stop Sign shall be on Warp Dr at its intersection with Hallows Grove. (1 stop)

The Stop Sign shall be on Pepperton Ln at its intersection with Hallows Grove. (1 stop)

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

(David Smith)

28. Request approval to incorporate the terms of the Modification 1 of Intergovernmental Agreement dated effective October 29, 2019 into the Detention Services Intergovernmental Agreement between Bexar County and the United States Marshals Service dated effective April 1, 2019.
29. Approval and execution of a Public Service Agreement between Bexar County and Ballet San Antonio for a one year period beginning October 1, 2019 and ending on September 30, 2020, in the amount of \$100,000 from the Venue Project Fund.
30. Approval of a request to authorize the County Auditor to pay overtime expenses at time and a half for Bexar County Sheriff's Office deputies in support of security services at BiblioTech East, located at 1203 North Walters, for a period of ninety days, from September 30, 2019 through December 28, 2019.

31. Approval of an Order Consenting to the Issuance of Cibolo Canyons Limited Ad Valorem Tax Utility System, Environmental, and Refunding Bonds; Limited Ad Valorem Tax Road Bonds.

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

32. Ratification of the receipt of a \$2,000 contribution from Flint Hills Resources to the Bexar County Office of Emergency Management.

Item(s) Brought by Juvenile Probation: **(Lynne Wilkerson)**

33. Ratification of Approval to submit a grant application and certification to the Office of Juvenile Justice and Delinquency Prevention (OJJDP) for the solicitation entitled *FY 2019 Youth Gang Suppression Implementation Grants Program* in the amount of \$229,998 for the Bexar County Juvenile Probation Department's GRANDE Program; and acceptance of funding upon award, and authorizing the County Judge to execute a Resolution to effect this approval; there is no cash match required, and the term of the grant will be October 1, 2019 through September 30, 2022.

Item(s) Brought by Judicial Services: **(Mike Lozito)**

34. Ratification of approval to submit an electronic grant application to the Texas Veterans Commission (TVC) for the solicitation entitled FY 2020-2021 Veterans Mental Health Grants, for the Felony Veterans Treatment Court in the amount of \$150,000, and acceptance of funds if awarded. There is no local match requirements and the term of the grant is from July 1, 2020 through June 30, 2021.

35. Approval of the First Amendment of an Agreement between Rosetta's Key and Bexar County to provide transitional housing services to the Prostitution Prevention Program (Esperanza Court) utilizing Office of the Governor Criminal Justice Division grant funding with an amount not to exceed \$28,438 for the term beginning September 1, 2018 to August 31, 2019.

Item(s) Brought by Tax Assessor-Collector: **(Albert Uresti)**

36. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$40.16 (penalty \$37.07 interest \$3.09) on account #01859-100-0200, Daniel A & Helen M Lopez, tax year(s) 2018 in accordance with Section 33.011 of the Texas Property Tax Code.

Item(s) Brought by Constable Precinct 2: **(Leticia Vazquez)**

37. Approval of the acceptance of financial and in kind donation from community based and private businesses in support of a Trunk-O-Treat to be used for the community of Precinct 2.

Items(s) Brought by Resource Management:

(Tina Smith-Dean)

38. Approval of a contract between Bexar County and Garza Gonzalez & Associates for auditing services for fiscal years 2018-19, 2019-20 and 2020-21, with options to renew the contract for the audits of FY 2021-22 and FY 2022-23, at a cost for the first year of \$239,106.

Items(s) Brought by Economic and Community Development:

(David Marquez)

39. Approval of a Tax Abatement and Grant Agreement between the County of Bexar and Navistar, Inc. for a 10-year, 100% abatement of County ad valorem taxes on qualified real and personal property, Skills Development Grant of up to \$250,000, and a 381 Economic Development Grant for Ag Exemption taxes owed not to exceed \$423,352.05 to include the appropriate budgetary transfer.

INDIVIDUAL AGENDA ITEMS:

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

Items(s) Brought by Economic and Community Development:

(David Marquez)

40. Presentation, discussion and appropriate action regarding an Incentive Application submitted by Embry Partners, Ltd.
(Estimated Presentation Time: 10 minutes)

(Deborah Carter)

Item(s) Brought by Public Defender's Office:

(Michael Young)

41. Discussion and appropriate action regarding the approval to submit a grant application to the Texas Indigent Defense Commission (TIDC) for the solicitation entitled "Mental Health Public Defender Improvement Grant Program" in the total amount of \$1,137,003; and a County cash match in the amount of \$304,519 for a total project cost of \$1,441,522 over a four-year period; and approval of a resolution authorizing the grant request; and acceptance of funding upon award; the term of the grant will be from January 01, 2020 through September 30, 2023.
(Estimated Presentation Time: 10 minutes)

(Michael Young)

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

(David Smith)

42. Discussion and appropriate action regarding a resolution by Commissioner's Court that recognizes the need for fair and equal access to e-books and e-audio books for all public library patrons and to stand in opposition to restrictive purchasing models for public libraries.
(Estimated Presentation Time: 5 minutes)

(Laura Cole)

43. Presentation, discussion and appropriate action regarding the recommended artist selection for the Interactive Light-based Art Installation, STREAM, to be located on the San Pedro Creek Culture Park; and authorization for the San Antonio River Authority to proceed with the development and installation of the work.
(Estimated Presentation Time: 10 minutes) (David Smith)

Items(s) Brought by Purchasing: (Mary Quinones)

44. Discussion and appropriate action regarding awarding a contract to the lowest and best qualified bid submitted by D. Plata Construction, Inc. (SBE, MBE), to provide for the purchase of roadway construction services for the Sanctuary Subdivision Project in Precinct 2, in the amount of \$1,776,819.12, as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
(Estimated Presentation Time: 5 minutes) (Mary Quinones)
45. Discussion and appropriate action regarding awarding a contract to the lowest and best qualified bid submitted by Alamo City Constructors, Inc. (SBE, MBE, WBE), to provide for the purchase of roadway construction services for the Pavement Reconstruction Project in Precinct 2, in the amount of \$2,697,138, as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
(Estimated Presentation Time: 5 minutes) (Mary Quinones)

Item(s) Brought by District Attorney: (Joe Gonzales)

46. Discussion and appropriate action regarding a settlement proposal in the following litigation: Julio Trujillo Santoyo v. Bexar County.
(Estimated Presentation Time: 5 minutes) (Larry Roberson)
47. Discussion and appropriate action regarding possible settlement of the following opioid litigation:
i. Federal litigation in the matter of: In Re: National Prescription Opiate Litigation; and
ii. State litigation in the matter of: Bexar County v. Purdue Pharma, L.P., et al. / In Re: Texas Opioid Litigation.
(Estimated Presentation Time: 5 minutes) (Larry Roberson)

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. B.B., A Minor et al. v. Sergeant Hancock, et al.;
- ii. Julio Trujillo Santoyo v. Bexar County;
- iii. Federal litigation in the matter of: In Re: National Prescription Opiate Litigation; and
- iv. State litigation in the matter of: Bexar County v. Purdue Pharma, L.P., et al. / In Re: Texas Opioid Litigation.

Posted: Friday, November 1, 2019 at 4:30 p.m.

FILE INFORMATION

Document Number: 26400
Date/Time: 11/1/2019 4:30:42 PM
Total Pages: 9
FILED IN THE OFFICIAL PUBLIC
RECORDS OF BEXAR COUNTY
LUCY ADAME – CLARK
BEXAR COUNTY CLERK
Total Fees: \$0.00