

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, February 23, 2021 at 9:00 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**

**REBECA CLAY-FLORES
COMMISSIONER, PRECINCT 1**

**TRISH DeBERRY
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: Pastor Chris Johnson, First Baptist Church (Court/Nelson W. Wolff)
2. Pledge of Allegiance: (Court/Nelson W. Wolff)

COMMISSIONERS COURT REGULAR AGENDA

3. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
4. Commissioners Court minutes for February 9, 2021.
5. Communications from citizens who signed the register to speak.

6. TIME CERTAIN AGENDA ITEM(S):

- a. **9:05 a.m** - The Commissioners Court invites public input regarding a mass gathering permit application by The Valero Energy Foundation to hold the "Valero Texas Open Golf Tournament", starting March 29, 2021 at 7:00 a.m. and running through April 4, 2021, at 7:00 p.m.; at the J.W. Marriott Hill Country Resort and Spa, located at 23808 Resort Parkway, San Antonio, TX 78261.
(Estimated Presentation Time: As Needed)
- b. **Immediately following item 7a:** Discussion and appropriate action regarding a mass gathering permit application by The Valero Energy Foundation to hold the "Valero Texas Open Golf Tournament", starting from March 29, 2021 at 7:00 a.m. and running through April 4, 2021 at 7:00 p.m. at the J.W. Marriott Hill Country Resort and Spa, located at 23808 Resort Parkway, San Antonio, TX 78261.
(Estimated Presentation Time: 10 minutes) (Chris Lopez)
- c. **9:30 a.m** - Discussion and appropriate action regarding the emergency weather event and county response to include extension of a Joint City of San Antonio and Bexar County Winter Weather Emergency Declaration, ordered February 13, 2021 by County Judge Nelson Wolff, pursuant to §418.108(b) of the Texas Government Code.
(Estimated Presentation Time: 30 minutes) (David L. Smith/Chris Lopez)

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 Sheriff's Office:

(Javier Salazar)

7. Authorizing the County Auditor to pay Fiscal Year 21 invoice(s) for Bexar County Sheriff Office for services from A&D Testing (Drug Testing) in the amount of \$595 and for services from Mel Davis (property/storage) in the amount of \$9,481 and Veridicus (Polygraph Exam) in the amount of \$1,425. Mel Davis is still in contract negotiation.
8. Approval of a request from the Bexar County Sheriff's Office to rehire Alan Lira as a Detention Deputy effective February 24, 2021. This hiring conforms to the Bexar County's Post Retirement Employment Policy.
9. Approval of Sheriff's request to place into service a 2014 Toyota Tacoma VIN# 5TFJX4GN2EX027417 awarded to the Sheriff's Office on October 20, 2020 under civil case number 2020-CI-05981. This vehicle will be used for undercover operations within the Criminal Investigation Narcotics Division.

Item(s) Brought by County Auditor:

(Leo Caldera)

10. Authorization and approval for the County Auditor to pay routine bills from Monday, February 22, 2021 through Friday, March 5, 2021.
11. Authorization to distribute upcoming payrolls, including overtime, uniform allowances, and auto allowances to be paid on Friday, February 26, 2021.
12. Approval of bills to include claims registers for Wednesday, February 10, 2021 and Friday, February 12, 2021; Wednesday, February 17, 2021 and Friday, February 19, 2021.
13. Request approval according to Section 31.11 for \$89,660.55 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 17 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.
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 Federal Asset Forfeiture Fund 313 in the amount of \$6,909. The Commissioners Court is not hereby adopting a special budget.
15. 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 \$19,321. The Commissioners Court is not hereby adopting a special budget.

Item(s) Brought by Civil District Court Administration:

(Peter Sakai)

16. Approval of a professional services Agreement between Bexar County and Deborah Johnson Inc. dba Elite Counseling to provide outpatient substance abuse services to participants of the Children's Court Early Intervention Court Program utilizing funding from the Substance Abuse and Mental Health Services Administration (SAMHSA). The term of the Agreement will begin October 1, 2020 through May 30, 2024 with an amount not to exceed \$70,000 a year for four years for a total not to exceed \$280,000. Accordingly, by execution of this Agreement, the Bexar County Commissioners Court specifically grants the exception contained in Local Government Code 262.024(a)(4).

Items(s) Brought by Purchasing

(Patricia Torres)

17. Authorizing the execution of first amendment of the 2021–2025 Bexar County Consolidated Plan agreement with Mosaic Community Planning, LLC in order to develop and submit the 2019 Consolidated Annual Performance and Evaluation Report (“CAPER”) to the United States Department of Housing and Urban Development (“HUD”) on behalf of Bexar County, for a term beginning upon award and ending on March 31, 2021, in the amount of \$10,500, as requested by Economic and Community Development; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
18. Granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a purchase order to Vigilant Solutions, LLC, for the renewal of the LEARN Investigative Data Platform annual subscription in the amount of \$56,200, as requested by the Sheriff's Office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
19. Approval to declare six (6) vehicles surplus for auction, in accordance with Local Government Code 263.152.
20. Awarding a contract to the lowest and best bid submitted by Beckwith Electronic Engineering Company for the Paul Elizondo Tower Card Access Server Replacement project, in the amount of \$102,138, as requested by the Facilities Management Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
21. Authorizing the removal and sale of one (1) surplus firearm to retired Deputy John Kjendalen in the amount of \$414, in accordance with the Surplus Firearm Equipment List, as requested by the Sheriff's Office; and authorizing the Purchasing Agent to update the Bexar County Inventory Records as well as file the appropriate documents for record.
22. Awarding a delivery order to Armstrong Relocation & Companies to provide for the purchase of transportation services for the delivery and pick-up of elections equipment in the estimated amount of \$193,833, utilizing Texas Multiple Award Schedule (TXMAS) Contract #TXMAS-18-4801, as requested by the Elections Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

23. Awarding a delivery order to Lake Country Chevrolet for the purchase of five (5) 2021 Chevrolet turn-key and up-fitted Tahoe 4x4 Police Package Vehicles (PPV) in the total amount of \$216,730.25, utilizing The Interlocal Purchasing System (TIPS) Cooperative Contract #200206, as requested by the District Attorney's Office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
24. Approval of an Interlocal Agreement between the City of Helotes and Bexar County for purpose of allowing purchases of products and services through Bexar County contracts; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.
25. Authorizing the execution of agreements to provide adults with short-term residential treatment for the Specialty Courts Reentry and Opioid Program Services with Alpha Home in the estimated amount of \$110,050 and San Antonio Lifetime Recovery in the estimated amount of \$312,800 for an initial term beginning upon award and ending April 30, 2021, and providing for four (4) one-year renewal options, as requested by the Bexar County Office of Criminal Justice Services Department; and authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract if provided for in each fiscal year appropriated budget, authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

Item(s) Brought by Public Works:

(Renee Green)

26. Approval of Roadway Field Alteration Request Number 2 between Bexar County and Curran Contracting Company, requesting to increase contract amount by \$106,027 in connection with the Marshall Rd. Improvements Project., to be paid by Bexar County. Precinct Number 3.
27. Approval of subdivision plat# 19-11800039 within the Extra Territorial Jurisdiction of the City of San Antonio: Valley Ranch Unit 22, owner: Continental Homes of Texas, L.P., located west of Ailey Knoll and Bratten Rise, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
28. Approval of subdivision plat# 19-11800144 within the Extra Territorial Jurisdiction of the City of San Antonio: Blackbuck Ranch Phase 2 Unit 4, Owner: Southland Canyons III, LLC, located south of Nina Ridge and Porter Springs, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
29. Approval of subdivision plat# CP202012 within the Extra Territorial Jurisdiction of the City of St. Hedwig: Hallies Ranch Unit 5, owner: CW-Hallies Ranch, LLC, located east of Summer Light and Morning Graze, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
30. 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 for the Spruill-Family Tract Plat 200393. Precinct Number 4.

31. 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

Westpointe East Unit 22-Q2 Plat #180122

The Stop Sign shall be on Biddle Heights at its intersection with Pitcher Bend. (1 stop)

The Stop Sign shall be on Biddle Heights at its intersection with Tower Forest. (1 stop)

The Stop Sign shall be on Tower Forest at its intersection with Pitcher Bend. (1 stop)

Westlakes Unit 3A Plat #180250

The Stop Sign shall be on Martin Creek at its intersection with Balmorhea. (1 stop)

The Stop Signs shall be on Sweetwater at its intersection with Balmorhea. (2 stops)

The Stop Sign shall be on Martin Creek at its intersection with Champion Creek. (1 stop)

The Stop Sign shall be on Sweetwater at its intersection with Champion Creek. (1 stop)

Silos Subdivision Units 2B & 3B Plat #180347

The Stop Sign shall be on Feed Park at its intersection with Hatchery Way. (1 stop)

The Stop Sign shall be on Brawn Heights at its intersection with Feed Park. (1 stop)

The Stop Sign shall be on Pickaxe Way at its intersection with Mulch Court. (1 stop)

The Stop Sign shall be on Rye Pond at its intersection with Mulch Court. (1 stop)

The Stop Sign shall be on Homestead Way at its intersection with Rye Pond. (1 stop)

The Stop Sign shall be on Rye Pond at its intersection with Silos Meadows. (1 stop)

Silos Subdivision Units 2C & 3C Plat #19-11800287

The Stop Sign shall be on Cotton Ridge at its intersection with Mulch Court. (1 stop)

The Stop Sign shall be on Pickaxe Way at its intersection with Silos Meadows. (1 stop)

The Stop Sign shall be on Beehive Drive at its intersection with Furrow Court. (1 stop)

The Stop Sign shall be on Furrow Court at its intersection with Silos View. (1 stop)

Southton Meadows Unit 5 Plat #19-11800089

The Stop Sign shall be on Southton Pond at its intersection with Eutrophic Circle. (1 stop)

The Stop Sign shall be on Ford Place at its intersection with Calaveras Creek. (1 stop)

The Stop Sign shall be on Calaveras Creek at its intersection with Eutrophic Circle. (1 stop)

The Stop Signs shall be on Eutrophic Circle at its intersection with Southton Meadows. (2 stops)

The Stop Sign shall be on Southton Meadows at its intersection with Henze Rd. (1 stop)

Dove Creek Unit 2 Plat #19-11800288

The Stop Sign shall be on Camassia at its intersection with Muscari. (1 stop)

The Stop Sign shall be on Camassia at its intersection with Eucharis. (1 stop)

The Stop Sign shall be on Edelweiss at its intersection with Muscari. (1 stop)

The Stop Signs shall be on Eucharis at its intersection with Edelweiss. (2 stops)

The Stop Sign shall be on Edelweiss at its intersection with Empresario Dr. (1 stop)

The Stop Sign shall be on Asaret Trail at its intersection with Eucharis. (1 stop)

Precinct Number 2

Davis Ranch Subdivision Unit 4C Plat #19-11800052

The Stop Sign shall be on Big Tex Trail at its intersection with Swayback Ranch. (1 stop)

- 32. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin February 23, 2021:

SUBDIVISION

STREET/DRAIN

Pecan Springs Ranch Unit 02
Plat No. 160285
Precinct #2

Pecan Bluff 3,999.32 lf
Asphalt Width: 33.5'
Pecan Hill 1,158.42 lf
Asphalt Width: 32'
Culvert "1" 60.00 lf
Culvert "2" 60.00 lf
Culvert "3" 60.00 lf
Culvert "4" 95.26 lf

Kallison Ranch Unit 05-B Phase 01
Plat No. 180427
Precinct #2

Pepperton Ln. 611.60 lf
Asphalt Width: 28'
Rose Court Way 374.99 lf
Asphalt Width: 28'
Warp Dr. 635.16 lf
Asphalt Width: 28'
Drain "A" 11.00 lf
Drain "B" 11.00 lf

Converse Heights Commercial
Plat No. 000090
Precinct #4

Paradise Rd. 1,548.97 lf
Asphalt Width: 44'
Drain "B" 60.00 lf

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

(Chris Lopez)

- 33. Ratification of approval of the resolution submitted with grant applications for three 2021 State Homeland Security Program (SHSP) projects for the Bexar County Sheriff's Office and the Bexar County Office of Emergency Management (No Cash Match).

Item(s) Brought by Office of Criminal Justice:

(Mike Lozito)

34. Approval and execution of a Second Amendment to an Agreement between Bexar County and Crosspoint, Inc., for a dollar amount of \$47,621 for residential housing services for the Prostitution Prevention Program (Esperanza Court) for a term of September 1, 2020 to August 31, 2021 with approved funding from the Criminal Justice Division Grant #2760307.
35. Approval and execution of the Fourth Amendment to an Agreement for Professional Services between Bexar County and Rosetta's Key for \$76,862 for substance abuse treatment services for the Felony Adult Drug Court and Prostitution Prevention Program (Esperanza Court) utilizing Criminal Justice Division Grant #2047013 (FDC) and #2760307 (EC). The term of the Agreement for this funding is September 1, 2020 through September 30, 2021.
36. Authorizing the execution of a Fourth Amendment Agreement for transitional housing services between Bexar County and Rosetta's Key PLLC in the amount of \$41,800 for the Prostitution Prevention Program (Esperanza Court) with approved funding from the Criminal Justice Division Grant #2760307/ Funding should not exceed \$41,800 for the term of September 1, 2020 to August 31, 2021.
37. Approval and execution of the Fourth Amendment to the Agreement between Bexar County and Recovery Healthcare Corporation to provide drug testing services and alcohol monitoring services to the following Courts with approved grant funding; Adult Drug Court-Misdemeanor, Criminal Justice Division Grant (CJD) #2047013, Esperanza Court, CJD Grant #2760307, Reflejo Court, CJD Grant #3969801 and Felony Texas Veterans Commission Grant #VTC20-008. The term of the funding for this Agreement will begin September 1, 2020 through September 30, 2021 for a total not to exceed amount of \$45,660 for Fiscal Year 20-21.
38. Approval of the Eighth Amendment (Renewal Agreement) to the Data Processing Services Agreement with Corrections Software Solutions, L.P., and extending the term for one year February 1, 2021 to January 31, 2022, for case management services for Pretrial Services and Criminal Specialty Courts, in an amount not to exceed \$109,512 from general funds.

Items(s) Brought by Economic and Community Development:

(David Marquez)

39. Approval and execution of the PY 2020 Subrecipient Agreement between Bexar County and Haven for Hope of Bexar County for the administration and implementation of the annual PY 2020 Emergency Solutions Grant (ESG) Project.

40. Approval and execution of the PY 2020 Subrecipient Agreement between Bexar County and St. Vincent de Paul for the administration and implementation of the annual PY 2020 Emergency Solutions Grant (ESG) Project.
41. Approval and execution of the PY 2020 Subrecipient Agreement between Bexar County and The Salvation Army for the administration and implementation of the annual PY 2020 Emergency Solutions Grant (ESG) Project.
42. Approval and execution of the First Amendment CARES Act Fund Agreement between Bexar County and Biobridge Global Community Labs to provide COVID-19 testing services to “micro populations” such as schools and workplaces throughout Bexar County.
43. Approval and Execution of the Management Agreement between Bexar County and the House of Neighborly Services in the amount \$250,000 from the capital improvement program fund.
44. Approval of Request to Rehire Ruth M. Lozano, former Bexar County employee who has received a distribution from TCDRS, as an Accountant for Bexar County Economic & Community Development Department.

Items(s) Brought by County Manager’s Office

(David Smith)

45. Approval of an Interlocal Cooperation Agreement between Bexar County and the San Antonio River Authority (SARA) to outline the roles and responsibilities for a Paddling Operations Program in support of a recreational paddling vendor program along the Mission Reach Segment of the San Antonio River.

Item(s) Brought by Justice of the Peace, PCT 1

(Robert Tejada)

46. Approval of the rehire of former Bexar County employee Irvin Ramirez, as a permanent full time court clerk with Justice of the Peace, Precinct 1 effective February 11, 2021.

INDIVIDUAL AGENDA ITEMS:

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

Items(s) Brought by Civil District Courts: **(Peter Sakai)**

47. Presentation of Children’s Court 5-year redesign.
(Estimated Presentation Time: 10 minutes) (Peter Sakai)

Item(s) Brought by Office of the County Manager: **(David L. Smith)**

48. Discussion and appropriate action regarding Bexar County’s Legislative program and the 87th Session of the Texas Legislature.
(Estimated Presentation Time: 10 minutes) (Melissa Shannon)

49. Presentation, discussion and appropriate action regarding matters related to COVID-19 to include the following:

- a. Approval and execution of an Agreement between Bexar County and The Center for Health Care Services in the amount of \$3,955,925 to help Bexar County community members manage Mental Health and Substance Use during and after the COVID Pandemic;
(Estimated Presentation Time: 15 minutes) (David Marquez)

- b. Approval of a request from the Medical Examiner to create temporary and regular positions to assist with increased caseload associated with COVID-19.
(Estimated Presentation Time: 5 minutes) (Mike Lozito)

Items(s) Brought by District Attorney: **(Joe Gonzales)**

50. Discussion and appropriate action regarding legal issues pertaining to the Texas opioid multi-district litigation in the matter of *In Re: Texas Opioid Litigation*, MDL No. 2018-63587, currently pending in the 152nd District Court of Harris County, to include consideration of the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet.
(Estimated Presentation Time: 10 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.

51. §551.071 Consultation with Attorney for advice regarding

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

i. Flanagan-Zaiontz v. Bexar County, et al.

b. Legal issues pertaining to the following matters in which 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. Texas opioid multi-district litigation in the matter of *In Re: Texas Opioid Litigation*, MDL No. 2018-63587, currently pending in the 152nd District Court of Harris County.

Posted: Friday, February 19, 2021 at 1:00 p.m.

FILE INFORMATION

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RECORDS OF BEXAR COUNTY

LUCY ADAME-CLARK

BEXAR COUNTY CLERK

TOTAL FEES: \$0.00