



UG-98-2021-27583

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, May 18, 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 Courtney Lee Evans Sr., God's Property Baptist Church (Court/Rebeca Clay-Flores)
2. Pledge of Allegiance: (Court/Rebeca Clay-Flores)

COMMISSIONERS COURT REGULAR AGENDA

3. TIME CERTAIN ITEM(S):

- a. **9:15 a.m.** – Discussion and appropriate action regarding proposed funding of the Museum at the Alamo.
(Presentation Time: 2 Hours) (Trish DeBerry)
 - b. **11:15 a.m.** – Discussion and appropriate action regarding the timeline for the energy consultant report being completed by Rolando Pablos of Cross-National Advisory Partners and Becky Klein of Klein Energy.
(Presentation Time: 15 minutes) (Trish DeBerry)
 - c. **11:30 a.m.** – Discussion and appropriate action regarding the official assignment of the Family Violence Prevention Services, Inc. to conduct the Adult Fatality Review Team in Bexar County, and for the County to be the recipient of the resulting report.
(Presentation Time: 15 minutes) (Trish DeBerry)
 - d. **11:45 a.m.** Acceptance of a donation of \$10,000 from Hot Wells Conservancy for the purpose of continuing construction of underground rainwater control features and installation of plantings approved by SARA, to promote LID (Low Impact Development) BMP's (Best Management Practices), to reduce runoff to San Antonio River, at Hot Wells County Park.
(Presentation Time: 5 minutes) (Betty Bueche)
4. 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 2021-DSABC-Class-01 (Job postings) to proceed to Step 2.
 - b. Request for arbitration submitted by Ben M. Sifuentes, Jr., P.C., Re: BCSO Deputy Yesenia Rios.
 - c. Demand and Presentment of Claim from the Combined Law Enforcement Associations of Texas, Re: Marquese Shands.
 - d. Notice of Lawsuit and Request to Waive Service of a Summons, Plaintiff's Original Complaint and Plaintiff's First Amended Original Complaint, Re: Justin Fischer vs. Bexar County, Texas et al, Case No. 5:21-cv-00418.

- e. Summons in a Civil Action directed to Nelson Wolf, Bexar County Judge, Plaintiff's Original Complaint, Re: Toni Kimble et al vs. Bexar County, Texas et al, Case No. 5:21-CV-00313-FB.
- f. RTS Workstation Lease Agreement between Bexar County and the Texas Department of Motor Vehicles on behalf of each of the following seven (7) full service deputies to add the identified number of additional RTS Workstations to their business location(s): Auto Tag of America (2); Auto Title Express (1); GM&N Title Service (1); River City Auto Title (1); San Antonio Auto Title Service (2); Texas Auto Title Service (2); Tisdale Auto Title Service (1), approved March 23, 2021.

5. Commissioners Court minutes May 4, 2021.

6. 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's Office:

(Joe Gonzales)

7. Approving the submittal of a Title IV-E budget for FY 2021 - FY 2025 (October 1, 2020 through September 30, 2025) to the Texas Department of Family and Protective Services (TDFPS) for legal services provided by the Criminal District Attorney's office.

Item(s) Brought Tax Office:

(Albert Uresti)

8. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$171.47 (penalty \$133.37; interest \$38.10) on account #17612-013-0440, Lya M Icaza, tax year(s) 2020 in accordance with Section 33.011 of the Texas Property Tax Code.

9. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$145.21 (penalty \$112.93; interest \$32.28) on account #00747-102-2408, Mary Katherine Gaines tax year(s) 2020 in accordance with Section 33.011 of the Texas Property Tax Code.

10. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$62.05 (penalty \$48.26; interest \$13.79) on account #04910-105-1180, Celeste Steele tax year(s) 2020 in accordance with the Section 33.011 of the Texas Property Tax Code.

Item(s) Brought by County Auditor:

(Leo Caldera)

11. Approval of Tax Assessor-Collector's Report of Taxes collected in April 2021 and approval of the order transferring tax collections for the month of April 2021 from unallocated receipts.

12. Request approval according to Section 31.11 for \$333,649.15 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 25 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.
13. Approval of bills to include claims registers for Wednesday, May 5, 2021 and Friday, May 7, 2021; Wednesday, May 12, 2021 and Friday, May 14, 2021.
14. 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 April 2021. Notification of payment to those employees who have accumulated hours in excess of the FLSA maximum level for an estimated amount of \$389,226 and approval of the appropriate budget transfers.
15. Authorization to distribute upcoming payrolls, including overtime, uniform allowances, and auto allowances to be paid on Friday, May 28, 2021.
16. Authorization and approval for the County Auditor to pay routine bills Monday, May 17, 2021 to Friday, May 28, 2021.

Items(s) Brought by Purchasing

(Patricia Torres)

17. Approval to declare nine (9) vehicles surplus for auction in accordance with Local Government Code 263.152. (A)(1)(C)(6).
18. Authorizing the removal and sale of two (2) surplus firearms to retired Deputy Harold Schneider and retired Deputy Jose A. Carillo in the amount of \$414 each, 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.
19. Ratification of thirteen (13) purchase orders to San Antonio Code Blue 2 for the purchase of uniforms and law enforcement gear in the combined amount of \$84,023.85, as requested by the Sheriff's Office, Constable Precinct 1, 2 and 4 and Criminal DA Office, allowing for future purchase orders in FY21; and; authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
20. Authorizing the development of an agreement with ThyssenKrupp following the final evaluation scoring of Request for Proposal (RFP) Event #785, Elevator Maintenance and Repair Services for Bexar County Vertical Transportation Systems and Equipment.
21. Awarding a delivery order to Cooper Equipment Company for a four (4) month rental of a new 2021 Etnyre Chipspreader for paving County roads, in the amount of \$88,437.40, through Buyboard contract #597-19, as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
22. 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 Assetworks, LLC in the amount of \$177,653.75, for the purchase of replacement fueling systems at the Cagnon, Judson, and Southton Service Centers, as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

Item(s) Brought by Public Works:

(Renee Green)

23. Approval of the First Amendment to the Inspection Service Agreement between Bexar County and Foster CM Group, Inc. (SMWBE – SBE, MBE, HUB, AABE & ABE) for Construction Inspection Services due to additional construction days adjusted during final design, additional construction days due to field alterations and construction delays incurred by unforeseen weather and adverse field conditions, increasing the contract by \$168,576 in the amount not to exceed \$667,827 for fees related to the Marshall Rd Improvements Project from US 281 to Bulverde Rd and approval of the associated budget transfer. Precinct Number 3.
24. Approval of subdivision plat # CP202014 outside of the Extra Territorial Jurisdiction of the City of San Antonio: Redbird Ranch Phase 2 unit 1M-2, owner: Continental Homes of Texas, L.P., located north of Cozumel Emerald and Shortwing, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
25. Approval of subdivision plat# 20-11800225 within the Extra Territorial Jurisdiction of the City of San Antonio: Cantera Hills Enclave Unit 1A, owner: Cantera Hills Development, LTD, located west of Los Altos Lane and Midsomer Place, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
26. Approval of subdivision plat# 20-11800618 within the Extra Territorial Jurisdiction of the City of San Antonio: Pecan Springs Enclave Unit 1A, owner: Toutant Ranch, LTD, located east of Montell Point and Cameron Point, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
27. Approval of subdivision plat# CP202013 within the Extra Territorial Jurisdiction of the City of St. Hedwig: Abbott Place Unit 1B Phase 2, owner: Meritage Homes of Texas, L.P., located east of Abbott Place and F.M. 1518, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
28. 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

Applewood Unit 1 Plat #19-11800423

The Stop Sign shall be on Jonagold at its intersection with Amber Heart. (1 stop)

The Stop Sign shall be on Pinova at its intersection with Jonagold. (1 stop)

The Stop Sign shall be on Egremont at its intersection with Jonagold. (1 stop)

The Stop Sign shall be on Dabinett at its intersection with Egremont. (1 stop)

The Stop Sign shall be on Howgate at its intersection with Jonagold. (1 stop)

The Stop Sign shall be on Howgate at its intersection with Greensleeves. (1 stop)

The Stop Sign shall be on Idared at its intersection with Jonagold. (1 stop)

The Stop Sign shall be on Idared at its intersection with Greensleeves. (1 stop)

The Stop Sign shall be on Macoun at its intersection with Jonagold. (1 stop)

The Stop Sign shall be on Macoun at its intersection with Greensleeves. (1 stop)

The Stop Sign shall be on Macintosh at its intersection with Jonagold. (1 stop)

Silos Unit 7B Plat #19-11800498

The Stop Sign shall be on Cultivator Way at its intersection with Harvest Valley. (1 stop)

The Stop Sign shall be on Silos Trail at its intersection with Haystack Ridge. (1 stop)

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

The Stop Sign shall be on Bucket Way at its intersection with Cultivator Way. (1 stop)

The Stop Sign shall be on Silos Ranch at its intersection with Silos View. (1 stop)
Blanco River Run Plat #19-11800525

The Stop Sign shall be on Blanco River Run at its intersection with Frio River Run. (1 stop)

The Stop Sign shall be on Blanco River Run at its intersection with Galm Road. (1 stop)

Precinct Number 2

Stillwater Ranch Unit 24A Plat #20-11800031

The Stop Sign shall be on Trail Dust at its intersection with Aurora Basin. (1 stop)

The Stop Sign shall be on Caliban Road at its intersection with Trail Dust. (1 stop)

The Stop Sign shall be on Aurora Basin at its intersection with Stillwater Pass. (1 stop)

The Stop Sign shall be on Caliban Road at its intersection with Stillwater Pass. (1 stop)

The Stop Sign shall be on Bonanza Way at its intersection with Stillwater Pass. (1 stop)

Items(s) Brought by Economic and Community Development:

(David Marquez)

29. Approval of a 381 grant agreement in the amount of \$150,000 to the Alamo Colleges District (ACD) to support its AlamoPROMISE program.

Item(s) Brought by Office of Criminal Justice:

(Mike Lozito)

30. Approval and execution of a Housing Services Agreement between Bexar County and Crosspoint, Inc. for a contribution of \$283,605 in general funds. The funds will provide housing for eligible inmates currently in the Bexar County Adult Detention Center.
31. Approval and execution of a Seventh Amendment to an Agreement for Professional Services between Bexar County and Elite Counseling to increase funds by \$41,500 and extend the term for substance abuse treatment services for the Felony Adult Drug Court. The term of the funding for this Agreement is September 1, 2020 with an extension to September 30, 2021 with total funding not to exceed \$116,700, with funding awarded from the Criminal Justice Division Grant#2047013 and Bureau Justice Assistance Grant# 2018-MO-BX-0028 for fiscal year 2021.
32. Approval and execution of the Fifth Amendment to the Agreement between Bexar County and Recovery Healthcare Corporation to increase funding by \$25,005 to provide drug testing services and alcohol monitoring services to the Felony Adult Drug Court with Criminal Justice Division Grant (CJD)# 2047013 and Misdemeanor DWI Court with program income. The term of funding for this Agreement is September 1, 2020 through September 30, 2021 with an overall total not to exceed \$241,416 for FY20/21.
33. Approval and execution of the Fifth Amendment to an Agreement for Professional Services between Bexar County and Rosetta's Key for \$80,949.38 for substance abuse treatment services for the Felony Adult Drug Court utilizing Criminal Justice Division Grant #2047013 (FDC) and Bureau of Justice Grant#2018-MO-BX-0028. The term of the Agreement for this funding is September 1, 2020 through September 30, 2021.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

34. Approval of the renewal of contract between Bexar County and SAMCO Capital Market, Inc. and RBC Capital Markets, LLC for Co-Financial Advisory Services for a one-year period beginning May 18, 2021 through May 21, 2022.
35. Approval of a renewal of the Professional Services Agreement between Bexar County and Bracewell, LLP for Bond Counsel and Disclosure Counsel Services for a one-year term from May 18, 2021 through May 21, 2022.
36. Approval of a change request to the Client Specification Document with Benelogic, LLC for configuration services to setup transmittal of retiree dental enrollment information at a cost of \$1,000.
37. Approval of a service agreement between SWBC Employee Benefits Consulting Group and Bexar County to be paid by Aetna, in the amount of \$21,000 for the calendar year of 2021, for Bexar County Wellness Program services.

Item(s) Brought by Facilities Management:

(Dan Curry)

38. Authority to Negotiate with Debra J. Dockery, Architect, P.C. (ESBE, SBE, WBE), for continued design of facilities at the Bexar County Urban Farm including a new facility to house the Bexar County Agri-Life Extension.

Item(s) Brought by Commissioners Court:

(Court)

39. Approval of a request from Commissioner Trish DeBerry, Pct.3 to appoint Melissa Killen to the SMWBE Program Advisory Committee Board to fill the position for a 2 year term to begin upon appointment and expire on December 31, 2023.
40. Approval of a request by Commissioner Rebeca Clay-Flores to appoint Frank Covarrubia to the San Antonio/Bexar County Joint Commission on Elderly Affairs, to fill an expired term, and begin upon appointment and expire December 31, 2022.
41. Approval of a request by Commissioner Rebeca Clay-Flores to appoint Michael Gallegos to the Bexar County Historical Commission, to fill an expired term, to begin upon appointment and expire December 31, 2021.
42. Approval of an allocation to Dream Big Scholarship Fund, Inc. in the amount of \$20,000 for Juneteenth Bexar County/San Antonio Community Block Party/Fair.
43. Approval to establish traffic control devices as all way stop signs at specified locations in Precinct 4.
All way stop zones to be established:
The stop signs shall be on Woodlake Parkway and Lakebend West Drive (4 stops)
The stop signs shall be on Woodlake Parkway and Sierra Sunset (4 stops)
With an ALL WAY supplemental plaque mounted below each STOP sign.

Item(s) Brought by Office of the County Manager:

(David L. Smith)

44. Receive petition and approval of a Resolution of Intent regarding the Landon Ridge Special Improvement District.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Office of Criminal Justice:

(Mike Lozito)

45. Presentation from The Center for Health Care Services (CHCS) regarding the Annual Local Mental Health Authority update to include a summary review of statistics, initiatives, and services related to the provision of mental health and substance abuse within Bexar County; and approval of a resolution encouraging the Department of Health and Human Services and CMS to approve an extension of the DSRIP Program.

(Estimated Presentation time: 10 minutes)

(Mike Lozito)

Item(s) Brought by Economic and Community Development:

(David Marquez)

46. Presentation, discussion and appropriate action regarding a proposed budget for the \$13,788,577 Emergency Rental Assistance Program grant, and including approval to negotiate an interlocal agreement with City of San Antonio in the amount of \$5,500,000 to administer the Emergency Rental Assistance Program for persons living in the unincorporated areas and the 26 suburban cities in Bexar County.

(Estimated Presentation time: 10 minutes)

(David Marquez)

47. Presentation of a status report for the County's American Rescue Plan Act (ARPA) program.

(Estimated Presentation time: 10 minutes)

(David Marquez)

Item(s) Brought by County Clerk:

(Lucy Adame-Clark)

48. Drawing 25 names from the 2020 Grand Jury List, nine (9) of which will serve on the 2021 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.

49. §551.071 Consultation with Attorney for advice regarding:
- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Kimble v. Bexar County, Sheriff Salazar, and Mishal Mathew; and
 - ii. Justin Fischer v. Bexar County, et. al.

Posted: Friday, May 14, 2021 at 5:00 p.m.

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