



# BEXAR COUNTY, TEXAS COMMISSIONERS COURT

## NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, July 21, 2015 at 10:00 a.m. in the new 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 FOR DISABLED PERSONS

This meeting site is accessible to disabled persons as follows: Entrance to the Bexar County Courthouse is accessible through the north end of the Courthouse located at the intersection of Dolorosa and Main streets. To access the second floor, individuals must use the handicap ramp located at the northwest corner of the County Courthouse and take the elevator to the second floor.

## COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening Prayer: Rosalie Gomez, Aide to the County Manager (Paul Elizondo)
2. Pledge of Allegiance (Paul Elizondo)

## COMMISSIONERS COURT REGULAR AGENDA

### 3. CEREMONIAL ITEM(S):

- a. Presentation of a proclamation on behalf of Commissioners Court recognizing July 26, 2015 as the 25<sup>th</sup> anniversary of the Americans with Disabilities Act.  
(Estimated Presentation Time: 10 minutes) (Court)
- b. Presentation of services pins recognizing Bexar County employees for years of service:

Name	Years	Date Employed	Office/Department
Richard Esqueda	30	5/21/1985	Sheriff
Samuel Presas	25	5/11/1990	Sheriff
Merced Leyva	25	6/29/1990	Sheriff
Robert O'Donnell	25	6/29/1990	Sheriff
Dolores Johnson	25	6/01/1990	Criminal DA

(Estimated Presentation Time: 15 minutes) (Court)

- c. Presentation of a Proclamation on behalf of Commissioners Court recognizing and proclaiming October 6, 2015 through October 10, 2015 to be "Peanut Festival Days" in Floresville, Texas celebrating its 71<sup>st</sup> annual Peanut Festival and recognition of the Peanut Festival Royalty.  
(Estimated Presentation Time: 5 minutes) (Court/Nelson W. Wolff)
- d. Presentation of a proclamation on behalf of Commissioner Court recognizing the Omega Delta Phi Fraternity.  
(Estimated Presentation Time: 5 minutes) (Court/ Tommy Calvert)

4. **SPECIAL PRESENTATION:**

- a. Discussion and appropriate action regarding historical markers and monuments on the grounds of Bexar County Courthouse and other downtown County-owned facilities.  
(Estimated Presentation Time: 15 minutes) (Betty Bueche)
5. Communications from citizens who signed the register to speak.

**COMMISSIONERS COURT REGULAR AGENDA**

6. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
7. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
  - a. Bexar County Sheriff's Office FY 205 Budget State Asset Forfeiture Fund – 312.
  - b. Modification and Extension of Bexar County, Texas "Lease Agreement" between Bexar County and
  - c. Nicolas Family Interest, LTD, a Texas Limited Partnership, approved June 2, 2015.
  - d. Notice of Personal Injury submitted by Thomas J. Henry, Injury Attorneys, Re: Toni Serene.
  - e. Notice of Hearing to Consider Confirmation of the Plan - United States Bankruptcy Court for the District of Delaware; Re: AmCad Holdings, LLC, et al, Debtors.
  - f. Notice of Injury Claim submitted by Virginia Delgado a/k/a Virginia Delgado Deluna.
  - g. Fax letter from Deputy Sheriff's Association of Bexar County, Juan Contreras, president – Re: Grievance 2015-DSABC-01 – Augustin Pruneda.
8. Approval of Commissioners Court minutes for July 7, 2015.

**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, discussed, and appropriate action taken separately.

**Item(s) Brought by Commissioners Court:**

**(Court)**

9. Approval of a request from County Judge Nelson W. Wolff to reappoint Arabia Vargas and appoint Elizabeth Lutz and Gay Lynn Schwenk to the Bexar County Child Welfare Board to begin on July 21, 2015 and expire December 31, 2017.
10. Approval of a request from Commissioner Paul Elizondo, Precinct 2 to appoint Melissa Pulido to replace Mary Lee Reyna on the Plaza Fortuna Tax Increment Reinvestment Zone (TIRZ) Board for a term to begin upon appointment and expire May 31, 2017.
11. Approval of a request from Commissioner Paul Elizondo, Precinct 2 to re-appoint Victor Cavazos to the Plaza Fortuna and Rosedale Tax Increment Reinvestment Zone (TIRZ) Boards for terms to begin upon appointment and expire May 31, 2017.
12. Approval of a request from Commissioner Paul Elizondo, Precinct 2 to appoint Manuel Leal to replace Charlie Pena on the Plaza Fortuna Tax Increment Reinvestment Zone (TIRZ) Board for a term to begin upon appointment and expire May 31, 2017.
13. Approval of a request from Commissioner Tommy Calvert, Precinct 4 to re-appoint Rudy Rodriguez to the Community Arenas Board for a term to begin upon appointment and expire July 21, 2017.
14. Approval of the acceptance of financial and in kind donations from community-based and private businesses in support of the Community Back to School and Education Fair to be held on August 22, 2015 in Precinct 4 and designation of the use of the funds. Fund to be named Precinct 4 Community Fund.
15. Authorizing the Community Venues Program Director to solicit proposals for the completion of one-time repairs that are required at the Southeast Skyline Baseball Complex to restore that facility to the Quality Standards required by the Operating Agreement. The scope will include, but not limited to, landscaping, irrigation, and parking lot repair in anticipation of a new operator and is not to exceed \$30,000.

**Item(s) Brought by County Auditor:**

**(Susan Yeatts)**

16. Authorization and approval for the County Auditor to pay routine bills from Monday, July 20, 2015 through Friday, July 31, 2015.
17. Authorization to distribute payroll, including overtime and uniform and auto allowances to be paid Friday, July 31, 2015.

18. Approval of bills to include claims registers for Wednesday, July 8, 2015, Friday, July 10, 2015; Wednesday, July 15, 2015, and Friday, July 17, 2015.
19. Request approval for \$142,883.90 in Tax Overpayment or Erroneous Payment Refunds due to 12 individual tax accounts for tax payments received per Section 31.11, which have been reviewed by the Auditor's Office and found to be valid.
20. Acceptance of the certification by the County Auditor, pursuant to Local Government Code §111.0108, of additional revenue available for the Bexar County Sheriff's State Asset Forfeiture Fund 312 in the amount of \$1,843. The Commissioners Court is not hereby adopting a special budget.
21. Approval of Tax Assessor-Collector's Report of Taxes collected in June 2015 and approval of the order transferring tax collections for the month of June 2015 from unallocated receipts.
22. 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 personal FLSA hours in excess of 439 but less hours 480 as of the month ending June 2015.

**Item(s) Brought by Community Resources:**

**(Nancy Taguacta)**

23. Approval and execution of the Management Agreement between Bexar County and Madonna Neighborhood Centers for a one-year period beginning October 1, 2014 and ending on September 30, 2015, in the amount of \$28,511 from the General Fund.
24. Approval and execution of the Community Development Block Grant Agreement between Bexar County and the Cities that have elected to participate in the Community Development Block Grant, HOME Entitlement and Emergency Solutions Grant (ESG) Program for a three (3) year period spanning 2016-2018.
25. Approval for the selection and negotiation of fees with the architecture firm, SOL Studio Architects, to design the Greater Randolph Area Services Program Parking Lot Improvements Project utilizing PY 2014 Community Development Block Grant (CDBG) funds in the amount of \$129,501.

**Item(s) Brought by Purchasing:**

**(Mary Salas)**

26. Authorizing the Purchasing Agent to advertise an Invitation for Bids to provide for the purchase of Parts and Services for Warranty and Out-of-Warranty Chevrolet, Ford and Dodge Vehicles on a requirements contract basis, as requested by the Bexar County Public Works Department Fleet Maintenance Division.
27. Authorizing the Purchasing Agent to advertise an Invitation for Bids to provide for the purchase of Parts and Services for Warranty and Out-of-Warranty Harley-Davidson and Kawasaki Law Enforcement Motorcycles on a requirements contract basis, as requested by the Bexar County Public Works Department Fleet Maintenance Division.

28. Authorizing the Purchasing Agent to advertise an Invitation for Bids to provide for the purchase of a service to repair sidewalks on a requirements contract basis, as requested by the Bexar County Public Works Department Road Operations Division.
29. Awarding a delivery order to SpawGlass Building Services to provide for the purchase of construction services to furnish all labor and materials for the renovation of office spaces for the Bexar County Public Works Department in the amount of \$263,717.66, as requested by the Bexar County Facilities Department; and authorizing the Purchasing Agent to execute contract and file appropriate award documents for the record.
30. Awarding a delivery order to Caldwell Country Ford-Chevrolet to provide for the purchase of twelve (12) 2016 Chevrolet Equinox SUV's, one (1) 2016 Chevrolet Traverse SUV and one (1) 2015 Chevrolet Silverado pick-up truck as requested by the Bexar County Community Supervision and Corrections Department in the amount of \$301,758; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
31. Authorizing the Purchasing Agent to remove County surplus property through competitive quotes, bids, and donations to non-profit agencies, to include recycling of furniture and metals that outlived their life cycle in accordance with the attached surplus inventory list.
32. Authorizing the Purchasing Agent to sell at auction twenty-two (22) surplus vehicles in accordance with attached Vehicle List, as requested by the Bexar County Public Works Office; and authorizing the Purchasing Agent to execute and file appropriate documents for record.
33. Awarding a delivery order to KOFILE Preservation, Incorporated to provide for the purchase of to preserve, encapsulate, and bind 23 binders of case files in the amount of \$51,168, as requested by the Bexar County District Clerk's Office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

**Item(s) Brought by Public Works:**

**(Renee Green)**

34. Approval of two Professional Services Agreements in connection with Flood Control Capital Project, N. Verde Road LWC REBID, LC26, Precinct Number 3:
  - a. Professional Services Agreement between Bexar County and Arias & Associates, Inc., in the amount of \$16,817.25 for Quality Assurance Construction Material Testing and Observation Services; and
  - b. Professional Services Agreement between Bexar County and R.H. Shackelford, Inc., in the amount of \$245,723.79 for Construction Inspection Services.
35. Approval of Final Recapitulation of project costs between Bexar County and San Antonio Constructors, Ltd., in connection with Flood Control Capital Project, Henze Road LWC, SA47, Purchase Order No. 195518. The Recapitulation shows a net increase in the amount of \$17,214.60 for a final construction amount of \$2,150,253.04. Precinct Number 1.

36. Approval of Final Recapitulation of project costs between Bexar County and Relmco, Inc., in connection with Flood Control Capital Project, Roland Road Bridge, SC18, Bexar County Contract No. BC 2012-122. The Recapitulation shows a decrease in the amount of (\$71,981.46) for a final construction amount of \$6,173,227.87. Precinct Number 4.
37. Approval of Final Recapitulation of project costs between Bexar County and EZ Bel Construction, LLC, in connection with Flood Control Capital Project, San Pedro Huisache Phase III, SA22, Purchase Order Number 202746. The Recapitulation shows an increase in the amount of \$24,012.94 for a final construction amount of \$1,325,577.92. Precinct Number 2 and Number 4.
38. Approval of subdivision plat#130578 within the Extra Territorial Jurisdiction of the City of San Antonio: Crestway Residential, owner: Robert Salamone, located northwest of Crestway Road and Miller Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
39. Approval of subdivision plat#140216 within the Extra Territorial Jurisdiction of the City of San Antonio: South Park Industrial, owner: South Park Holdings, LP, located southwest of Old Pearsall Road and Excellence, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
40. Approval of subdivision plat#140262 within the Extra Territorial Jurisdiction of the City of San Antonio: Stevens Ranch POD 3A, owner: Potranco 2013 LTD., located northeast of Stevens Parkway and Potranco Road-F.M. 1957, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
41. Approval of subdivision plat#150215 within the Extra Territorial Jurisdiction of the City of San Antonio: RWB Properties, owner: RWB Properties, LTD., located southeast of F.M. Loop 1604 and U.S. Hwy. 37 South, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
42. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2011-TA1-02860; account number 024460010110; New City Block 2446 Block 1 Lot 11 Colonia San Pedro in the City of San Antonio, Bexar County, Texas, as shown in Volume 04848, Page 1202 of the Deed and Plat Records of Bexar County, Texas; located at 2102 Guadalupe St. for \$5,038.30 (the total amount of judgments against the property plus code compliance charges) to Daniel V Garcia, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 2.
43. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2010-TA1-02341; account number 074300080020; New City Block 7430 Block 8 Lot 2 in the City of San Antonio, Bexar County, Texas, as shown in Volume 07313, Page 0910 of the Deed and Plat Records of Bexar County, Texas; located at 144 Jesse St. for \$11,183.96 (the total amount of judgments against the property plus code compliance charges) to Priscilla Medrano, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 2.
44. Authorizing the County Judge to execute a Release of Lien for the property located in; Lot 1 and Tract B, also known as Lot 35, Block B, NCB 16388; Lot 1 and Tract C, also known as Lot 33, Block C, NCB 16389; and Tract E (containing 0.149 ac), Block D, County Block 4760A, Mobile City Estates Subdivision. Owners: James T. Neutze. Precinct Number 4.

45. Traffic Control Devices to be established:

STOP ZONES TO BE ESTABLISHED:

**Precinct Number 1**

Saddle Creek Estates Plat #130143

The controlled road shall be Peoples Drive at its intersection with Talley Road. (1 stop)

The controlled road shall be Saddle Spur at its intersection with Peoples Drive. (1 stop)

The controlled road shall be Becker Bend at its intersection with Saddle Spur. (1 stop)

The controlled road shall be Becker Way at its intersection with Saddle Spur. (1 stop)

Westpointe East Unit 22M Plat #130661The controlled road shall be Cullum Park at its intersection with Sage Run. (1 stop)

Westpointe East Unit 22N Plat #130660

The controlled road shall be Wilby Lane at its intersection with Sage Run. (1 stop)

The controlled road shall be Merritt Vista at its intersection with Wilby Lane. (2 stops)

The controlled road shall be Tillman Park at its intersection with Merritt Vista. (1 stop)

Luckey Ranch Unit 24 Plat #140300

The controlled road shall be Capeshaw at its intersection with Switchgrass. (1 stop)

The controlled road shall be Switchgrass at its intersection with Claiborne. (1 stop)

The controlled road shall be Claiborne at its intersection with W. T. Montgomery. (1 stop)

The controlled road shall be Bowdre at its intersection with Claiborne. (1 stop)

The controlled road shall be Stratsburg at its intersection with Bowdre. (1 stop)

The controlled road shall be Claiborne at its intersection with Sabinal. (1 stop)

The controlled road shall be Stratsburg at its intersection with Sabinal. (1 stop)

The controlled road shall be Sabinal at its intersection with Luckey River. (1 stop)

NO THRU TRUCK ZONE TO BE ESTABLISHED:

46. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin July 21, 2015:

SUBDIVISION

STREET/DRAIN

Seale, Unit 07  
Plat No. 130190  
Precinct # 1

Laurel Pathway 1,370.00 lf  
Asphalt Width: 28'  
Spoonwood Path 369.14 lf  
Asphalt Width: 28'



Lavender Hill 375.08 lf  
Asphalt Width: 28'  
Laurel Sky 225.76 lf  
Asphalt Width: 28'  
Butterfly Walk 333.9 lf  
Asphalt Width: 28'  
Calico Crest 228.54 lf  
Asphalt Width: 28'  
Camp Light Way 189.5 lf  
Asphalt Width: 40'  
Drain "A" 25.01 lf  
Sidewalk Drain 11.0 lf

Horizon Pointe, Unit 06  
Plat No. 070471  
Precinct # 4

San Miguel Way 1,382.18 lf  
Asphalt Width: 30'  
Terra Ark View 172.13 lf  
Asphalt Width: 30'  
Cats Paw View 782.01 lf  
Asphalt Width: 30'  
Poseidon Way 266.67 lf  
Asphalt Width: 30'  
Drain "C-1" 50.0 lf  
Drain "O" 10.0 lf  
Drain "S" 10.0 lf  
STREET/DRAIN

SUBDIVISION

Stillwater Ranch, Unit 15-C  
Plat No. 090180  
Precinct# 2

Silver Pointe 445.45 lf  
Asphalt Width: 44'  
Drain "A" 4.0 lf

Town Center Unit, Phase 02  
Plat No. 120410  
Precinct# 3

Cibolo Canyons 2,084.45 lf  
Asphalt Width: 40'  
Storm Drain "A-1" 538.58 lf  
Storm Drain "A-2" 75.81 lf  
Storm Drain "A-3" 40.36 lf  
Storm Drain "A-5" 31.68 lf  
Storm Drain "A-6" 23.08 lf  
Storm Drain "B-1" 436.14 lf  
Storm Drain "B-2" 29.56 lf

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

**(Mike Lozito)**

47. Approval of a Pathology Services Agreement between County of Bexar and Bexar County Hospital District d/b/a/ University Health System for non-physician services related to pathology testing as requested by the Medical Examiner's Office for a term of April 1, 2015 through March 31, 2016, in an amount not to exceed \$40,000.

**INDIVIDUAL AGENDA ITEMS:**

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

**Item(s) Brought by Elections:**

**(Jacque Callanen)**

48. Discussion and appropriate action on the bi-annual appointment of election judges for the period of July 31, 2015 through July 30, 2017 as presented with the approval of additions and subtractions made to the list during the appointment term.  
(Estimated Presentation Time: 10 minutes) (Jacque Callanen)

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

**(David Smith)**

49. Discussion and appropriate action regarding recommendations from the 2015-16 Citizens Advisory Committee on Elected Officials' Salaries effective the first full pay period of the next fiscal year.  
(Estimated Presentation Time: 15 minutes) (Janet Guadarrama)

**Item(s) Brought by Economic Development:**

**(David Marquez)**

50. Status update regarding the program of renovations and improvements to the AT&T Center.  
(Estimated Presentation Time: 10 minutes) (David Marquez)
51. Presentation, discussion and appropriate action regarding an Incentive Application submitted by Alamo Manhattan River Walk, LLC.  
Estimated Presentation Time: 5 minutes (David Marquez)
52. Discussion and appropriate action regarding approval of an Interlocal Agreement with the City of San Antonio in an amount not to exceed \$817,000 to fund the Security Service Federal Credit Union public infrastructure and water quality improvements project and approval of a budgetary transfer.  
Estimated Presentation Time: 5 minutes (David Marquez)

**Item(s) Brought by Public Works:**

**(Renee Green)**

53. Discussion and appropriate action regarding approval of the Interlocal Agreement (ILA) between City of Kirby and Bexar County regarding the construction and operation of a combined animal care facility in the City of Kirby expected to be operational at the beginning of FY 2017, Precinct Number 4.  
(Estimated Presentation Time: 5 minutes) (Renee Green)

**Item(s) Brought by Purchasing:**

**(Mary Salas)**

54. Discussion and appropriate action of awarding a contract to the lowest and best qualified bid submitted by Shannon-Monk, Incorporated (SMWBE) to provide for the purchase of Construction Services for the N. Verde Road LWC (LC-26) Rebid Project in Precinct 3, in the amount of \$1,871,633.68, as requested by the Bexar County Public Works Department, Flood Control Division; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.  
(Estimated Presentation Time: 5 minutes) (Mary Salas)

**Item(s) Brought by District Attorney:**

**(Nicholas "Nico" LaHood)**

55. Discussion and appropriate action regarding a settlement proposal in the following litigation:
- a. Leticia Votion v. Bexar County, Texas  
(Estimated Presentation Time: 5 minutes) (Ed Schweninger)

**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.

56. § 551.071 Consultation with Attorney for advice regarding:
- a. Pending or contemplated litigation or settlement offers in the following matters:
    - i. Leticia Votion v. Bexar County, Texas;
    - ii. Jackson et al v. Bexar County Texas, et al

Posted: Friday, July 17, 2015 at 4:45 p.m.