

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, November 17, 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: (Nelson Wolff)
2. Pledge of Allegiance (Nelson Wolff)

COMMISSIONERS COURT REGULAR AGENDA

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

- a. Presentation of a Proclamation on behalf of Commissioners Court to the World AIDS Day Collaborative, recognizing December 1, 2015 as “World AIDS Day.”
(Estimated Presentation Time: 5 minutes) (Tommy Calvert/Court)
- b. Presentation of a Proclamation by Commissioners Court recognizing the 70th Anniversary of Padgett Stratemann & Co.
(Estimated Presentation Time: 5 minutes) (Paul Elizondo/Court)

4. **SPECIAL PRESENTATION:**

- a. Presentation and adoption of a resolution by Commissioners Court in support of efforts by SAWS and Joint Base San Antonio to improve the water infrastructure of our military bases.
(Estimated Presentation Time: 10 minutes) (Court/Robert Puente)

5. **TIME CERTAIN:**

Recess Commissioners Court

- a. **11:00 a.m.** – Convene as Board of Directors, **Bexar County Housing Finance Corporation.**
(Estimated Presentation Time: 10 minutes) (Board/Norton Rose Fulbright)

Reconvene Commissioners Court

- b. **11:30 a.m.** – Discussion and appropriate action regarding the re-allocation of currently empty bed capacity to other functions and renovation of the Adult Detention Center Annex and other Campus improvements to support this effort to include the following:
 - i. Presentation of a renovation program including associated schedule, costs, and benefits;
 - ii. Adoption of a resolution from Bexar County Commissioners Court and the Bexar County Sheriff that directs the County Manager to move forward with the reallocation, renovation, installation, relocation, and new construction plans in coordination with the Bexar County Sheriff's Office
 (Estimated Presentation Time: 10 minutes) (Dan Curry)
 - c. **Immediately following Item 5b.**- Discussion and appropriate action regarding a request for authority to Advertise a Request for Qualifications (RFQ) for Architectural Services for two (2) Law Enforcement Substations, to include Construction Documents and Construction Administration for Building and Site Improvements.
 (Estimated Presentation Time: 5 minutes) (Dan Curry)
 - d. **Immediately following Item 5c.**- Discussion and appropriate action regarding an amended Capital Budget to reallocate funds for proposed Capital Improvements Projects.
 (Estimated Presentation Time: 10 minutes) (Dan Curry/Tina Smith-Dean)
6. Communications from citizens who signed the register to speak.

COMMISSIONERS COURT REGULAR AGENDA

- 7. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
- 8. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
 - a. First Amendment to Personal Services Agreement between Bexar County and Aurora M. Sanchez, approved October 6, 2015.
 - b. Notice of Written Answer submitted by Hermelinda Garza, Pro Se; regarding her previous complaints about her harassment and detainment; received on October 27, 2015 and November 4, 2015.
- 9. Approval of Commissioners Court minutes for November 10, 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.

Items(s) Brought by Commissioners Court:

(Court)

10. Approval of a request by Commissioner Sergio “Chico” Rodriguez, Precinct 1, to appoint David C. Harris to the Emergency Services District #2 Board of Commissioners vacated by Frank Brown, effective upon appointment and set to expire on December 31, 2015.
11. Approval of a request by Commissioner Sergio “Chico” Rodriguez, Precinct 1, to appoint Christopher M. Rait to the Emergency Services District #2 Board of Commissioners vacated by Jesus Lemus, effective upon appointment and set to expire on December 31, 2016.
12. Approval of a request by Commissioner Sergio “Chico” Rodriguez to appoint Edgar Castillo to the Emergency Services District No. 6 Board of Commissioners vacated by Raymond Lopez effective upon appointment and set to expire on December 31, 2015.
13. Approval of a request by Commissioner Kevin A. Wolff, Precinct 3, to appoint D.Carl Kunz to the Emergency Services District #8, for a term to begin upon appointment and end on December 31, 2015.

Items(s) Brought by the County Manager’s Office:

(David Smith)

14. Approval and execution of the Public Service Agreement between Bexar County and OPERA San Antonio for a one year period beginning October 1, 2015 and ending on September 30, 2016, in the amount of \$75,000 from the Community Venue Program Office Fund.
15. Approval and execution of the Public Service Agreement between Bexar County and San Antonio Symphony for a one year period beginning October 1, 2015 and ending on September 30, 2016, in the amount of \$125,000 from the Community Venue Program Office Fund.
16. Approval and authorization for the County Auditor to pay two (2) invoices from Swirl for design, layout, and printing of the Bexar County Progress brochure in the total amount of \$4,372.50.
17. Approval and authorization for the County Auditor to pay an invoice from Women’s Transportation Seminar – San Antonio Region for Monica Ramos, Assistant Public Information Officer, to attend the Women in Transportation Seminar Luncheon on Oct. 21, 2015, in the total amount of \$25.
18. Approval and authorization for the County Auditor to pay three (3) invoices from Envisionware for Copier Payware Services and Fax Page Overage in the total amount of \$145.25.
19. Approval and authorization for the County Auditor to pay an invoice from Texas Electronic Systems Specialists, Inc. for a Security System Service Call at the BiblioTech located at 3505 S. Pleasanton Road in the total amount of \$223.75.

20. Approval and authorization for the County Auditor to pay an invoice from Texas Electronic Systems Specialists, Inc. for Security System Service Call at the Dr. Ricardo Romo BiblioTech Branch located at 2003 S. Zarzamora Road in the total amount of \$202.50.
21. Approval and authorization from BiblioTech for the County Auditor to pay two (2) invoices from Office Depot for Mesh Wall File Holders in the total amount of \$22.98.
22. Approval of a request from BiblioTech authorizing the County Auditor to pay an invoice from Innovative in the amount of \$500 for Set-Up Fees to add services for the Dr. Ricardo Romo BiblioTech.

Item(s) Brought by County Auditor:

(Susan Yeatts)

23. Authorization and approval for the County Auditor to pay routine bills from Monday, November 16, 2015 through Wednesday, November 25, 2015.
24. Authorization to distribute payroll, including overtime and uniform and auto allowances to be paid Monday, November 30, 2015.
25. Approval of bills to include claims registers for Friday, November 13, 2015.
26. 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 of October 2015.
27. Approval of Tax Assessor-Collector's Report of Taxes Collected in October 2015 and approval of the order transferring tax collections for the month of October 2015 from unallocated receipts.
28. Request approval for \$23,328.02 in Tax Overpayment or Erroneous Payment Refunds due to 5 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.

Item(s) Brought by Tax Assessor-Collector's Office:

(Albert Uresti)

29. Approval and authorization for the County Auditor to pay an invoice from NemoQ, Inc., for LED monitors, wall mount brackets, shipping and handling, and installation of equipment in the Tax Office for line queuing system, in the total amount of \$4,125.86.

Item(s) Brought by Sheriff's Office:

(Susan Pamerleau)

30. Approval and authorization for the County Auditor to pay an invoice from A&D Testing Communications for random employee drug testing in the total amount of \$455.
31. Approval and authorization for the County Auditor to pay an invoice from AT&T National Compliance Center to provide phone records related to an investigation in the total amount of \$300.

32. Approval and authorization for the County Auditor to pay an invoice from Argyle (Metroplex Control Systems) for the installation of three (3) card readers in the total amount of \$570.
33. Approval and authorization for the County Auditor to pay an invoice from Bittersweet Band for entertainment for the National Night Out Event on October 3, 2015 in the total amount of \$600.
34. Approval and authorization for the County Auditor to pay an invoice from Lugo's Bouncin' Party Supplies for entertainment for the National Night Event on October 3, 2015 in the total amount of \$200.
35. Approval and authorization for the County Auditor to pay an invoice from San Antonio Code Blue #2 for T-Shirts and Tracer Baton for the National Night Event on October 3, 2015 in the total amount of \$788.
36. Approval and authorization for the County Auditor to pay an invoice from Gonzaba Medical Group Employer/Employee Health System for chest examination on Detention and Sheriff's employees in the total amount of \$480.
37. Approval and authorization for the County Auditor to pay an invoice from Language Line Services for interpreter/translator services in the total amount of \$48.
38. Approval and authorization for the County Auditor to pay an invoice from Shiner Animal Hospital for care services of our BCSO K9 in the total amount of \$202.50.
39. Approval and authorization for the County Auditor to pay an invoice from Southside Neurology for Pre-Employment Physicals and Fit for Duty for Law Enforcement and Detention Officers in the total amount of \$1,893.
40. Approval and authorization for the County Auditor to pay an invoice from Stampede Solutions for hour glass shaped hand fans for the National Night Out event in the total amount of \$311.79.
41. Approval and authorization for the County Auditor to pay an invoice from TEEX for rental of the facility to conduct training exercises for the Law Enforcement Officers in the total amount of \$240.
42. Approval and authorization for the County Auditor to pay an invoice from Enterprise Rental for rental cars utilized by the Sheriff's Office for official Law Enforcement business in the total amount of \$542.
43. Approval and authorization for the County Auditor to pay an invoice from GEO Corrections (Karnes County Correctional Center) for in-house medical services provided for Bexar County offenders held at the Karnes County Correctional Center for the period of July 2015 in the total amount of \$337.20.
44. Approval and authorization for the County Auditor to pay an invoice from University Health System for Pre-Employment, Psychological Evaluations for Law Enforcement and Detention Officers in the total amount of \$330.

Item(s) Brought by Purchasing:

(Mary Salas)

45. Authorizing the Purchasing Agent to sell at auction, twelve (12) surplus vehicles, in accordance with attached Vehicle List; as requested by the Bexar County Public Works Department, and authorizing the Purchasing Agent to execute and file appropriate award documents for the record.
46. Authorizing the Purchasing Agent to sell at auction, seven (7) surplus vehicles, in accordance with attached Vehicle List, as requested by the Bexar County Sheriff's Office, and authorizing the Purchasing Agent to execute and file the appropriate documents for record.
47. Granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on an sole source basis to Pavement Restoration Inc., in the amount of \$500,000 to provide for the one-time purchase of 500,000 square yards of Recalmite Preservative Seal (asphalt rejuvenator), as requested by the Bexar County Public Works Department; and authorizing the Purchasing Agent to execute and file appropriate award documents for the record.
48. Awarding a Delivery Order to SpawGlass Building Services to provide for the purchase of construction services to furnish all labor and materials for the Bexar County Central Jury Room Refresh Project in the amount of \$191,284.86, as requested by the Bexar County Facilities Management Department; and authorizing the Purchasing Agent to execute and file appropriate award documents for the record.

Item(s) Brought by Community Resources:

(Nancy Taguacta)

49. Approval of contract totaling \$133,281.40 with the San Antonio AIDS Foundation for services funded under FY2015-2016 Ryan White Part B Service Delivery for the contract period beginning September 1, 2015 through March 31, 2016.
50. Approval of contract totaling \$147,252.92 with the San Antonio AIDS Foundation for services funded under FY2015-2016 State Services for the contract period beginning September 1, 2015 through August 31, 2016.

Item(s) Brought by Public Works:

(Renee Green)

51. Approval of Engineering Services Agreement between Bexar County and Camacho-Hernandez & Associates (SMWBE), for Professional civil engineering design services in an amount not to exceed \$491,700 for design fees related to the Donop Road – Hwy 37 to Old Corpus Christi Road project, Precinct Number 4.
52. Approval to execute Final Recapitulation of project costs between Bexar County and EZ Bel Construction, LLC, in connection with Flood Control Capital Project, VFW Blvd. Drainage Segment 2, SA44, Purchase

Order No. 153038. The recap shows a joint bid decrease in the amount of \$46,908.44 for a final construction amount of \$3,892,632.46, Precinct Number 1.

53. Approval of a Right-of-way Improvements License Agreement between Bexar County and Cumberland Pod 1 Stevens Residential, Ltd to install and maintain project signage, walls, fences, irrigation systems, sidewalks, and decorative landscaping within the public right-of-way within the Stevens Ranch development at no cost to the County, Precinct Number 1.
54. Approval of subdivision plat#140557 within the Extra Territorial Jurisdiction of the City of San Antonio: Arcadia Ridge Phase 1 Unit 4A-1, owner: Gehan Homes, LTD, located southwest of Tripoli and Arcadia Path, not within the Edwards Aquifer Recharge Zone, Precinct Number 1.
55. Approval of subdivision plat#150255 within the Extra Territorial Jurisdiction of the City of San Antonio: Alamo Ranch 49C Phase 1 PUD, owner: Pulte Homes of Texas, L.P., located southwest of Del Webb Boulevard and Yellow Flax, not within the Edwards Aquifer Recharge Zone, Precinct Number 1.
56. Traffic Control Devices to be established:
STOP ZONES TO BE ESTABLISHED:

Precinct Number 1

Champions Park Unit 10 Plat #150107

- The controlled road shall be Silver Rose at its intersection with Just Because. (1 stop)
- The controlled road shall be Jazzstar at its intersection with Battlecry. (1 stop)
- The controlled road shall be Battlecry at its intersection with Silver Rose. (1 stop)
- The controlled road shall be Storm Watch at its intersection with Silver Rose. (1 stop)
- The controlled road shall be Top Hat at its intersection with Storm Watch. (1 stop)
- The controlled road shall be Storm Watch at its intersection with Decidedly. (1 stop)

Item(s) Brought by Judicial Services:

(Mike Lozito)

57. Approval and execution of the Bexar County Resolution “Stepping Up Initiative” for implementing initiatives to reduce the number of people with mental illness in county jails.
58. Approval of a grant application to the Texas Veterans Commission (TVC) for the solicitation entitled “Veterans Treatment Court Grant” for the Bexar County Veterans Treatment Court in the amount of \$200,000; and acceptance of funds if awarded. The term of the grant is from July 1, 2016 through June 30, 2017, and there is no local match requirement.

Item(s) Brought by the District Attorney:

(Nicholas “Nico” La Hood)

59. Approval of a Memorandum of Understanding between Bexar County, the Texas Health and Human Services Commission, and Texas Department of Protective and Regulatory Services for space within the Cadena-Reeves Justice Center for personnel working with Bexar County Assistant District Attorneys in the presentation of cases in the Children’s Court of Bexar County.

Item(s) Brought by Management and Finance:

(Tina Smith-Dean)

60. Approval of a submission of a grant application to the Governor’s Office for the Defense Economic Adjustment Assistance Grant (DEAAG) for the purchase of 142.5 acres adjacent to Joint Base San Antonio (JBSA) – Randolph Air Force Base in the amount of \$4,500,000, approval of a resolution, and acceptance of funds if awarded. The term of the grant, if awarded, is from September 1, 2016 through August 31, 2017.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Community Resources:

(Nancy Taguacta)

61. Discussion and appropriate action of the following Housing and Urban Development (HUD) Homeless Assistance Continuum of Care items:

- a. Submission of the 2015 Notice of Funding Award (NOFA) grant request for Reallocation/Renewal and New Bonus Projects totaling \$9,141,138 on behalf of the San Antonio/Bexar Texas 500 area;
- b. Submission of a Planning Grant by Bexar County as the Texas 500 Collaborative Applicant in the amount of \$ 274,460 with 25% required match in the amount \$30,000 in in-kind match plus a cash match in the amount of \$38,615 for a total of \$343,075 for a term beginning November 2016 to November 2017 and acceptance of grant funding upon award;
- c. Creation of a City/County Continuum of Care Steering Committee to include five (5) members appointed by Commissioners Court and five (5) members appointed by the San Antonio City Council and one (1) ex-officio member representing the homeless community.

(Estimated Presentation Time: 15 minutes)

(Nancy Taguacta)

Item(s) Brought by Judicial Services:

(Mike Lozito)

62. Presentation, discussion, and appropriate action concerning the Fourth Quarterly 2014/2015 Judicial Management Report on District Attorney, Criminal District Courts, Criminal County Courts at Law, Justice of the Peace, Specialty Courts, and Central Magistration.
(Estimated Presentation Time: 15 minutes) (Mike Lozito)

Item(s) Brought by Purchasing:

(Mary Salas)

63. Discussion and appropriate action regarding granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source requirements basis for a one-year period beginning upon award and ending September 30, 2016 to Thomson-West for the purchase of publications, subscriptions and West Law access as requested by Bexar County Offices and Departments for an estimated annual amount of \$554,180; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
(Estimated Presentation Time: 5 minutes) (Mary Salas)
64. Discussion and appropriate action regarding the selection of 4M Building Solutions, to provide Bexar County with custodial services for various County facilities, as requested by the Bexar County Facilities Management Department, contingent upon successful contract negotiations. The necessary contract terms and documents will be submitted to Commissioners Court at a later date for consideration and action.
(Estimated Presentation Time: 5 minutes) (Mary Salas)
65. Awarding delivery orders to various suppliers for the purchase of computer equipment, software and supply items including: desktop software license renewals, wiring and cabling, computer parts, cell phones and pager services, and related technology peripherals on a requirements contract basis in the estimated combined annual amount of \$9.2 million utilizing the State of Texas Department of Information Resources (DIR) Cooperative Purchasing Alliance; and authorizing the Purchasing Agent to execute contract and file appropriate award documents for the record.
(Estimated Presentation Time: 5 minutes) (Mary Salas)

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

(David Smith)

66. Discussion and appropriate action regarding proposed revisions to the Boards and Commissions Application Form to address appointments to the Housing Authority of Bexar County.
(Estimated Presentation Time: 5 minutes) (Aurora Sanchez)
67. Discussion and appropriate action regarding the implementation of performance pay for Bexar County employees on the Exempt and Executive Pay Plans.
(Estimated Presentation Time: 5 minutes) (Tina Smith-Dean)

Item(s) Brought by Public Works:

(Renee Green)

68. Discussion and appropriate action regarding approval of an Engineering Services Agreement between Bexar County and Foster CM Group, Inc. (SMWBE), for Construction Management and Inspection Services in an amount not to exceed \$2,039,226.20 for fees related to the SH 211 Pass-Through Finance Project, Precinct Number 1.
(Estimated Presentation Time: 5 minutes) (Renee Green)

69. Approval of the First Amendment to the Professional Construction Inspection Services Agreement between Bexar County and Freese and Nichols, Inc., in the amount of \$105,905.50 for a total not to exceed contract amount of \$891,967.50 in connection with the Flood Control Capital Project, Huebner Creek Enhanced Conveyance NWWC Segment II, LC17, Purchase Order Number 187022, Precinct Number 2.
(Estimated Presentation Time: 5 minutes) (Renee Green)

Item(s) Brought by Bexar Heritage:

(Betty Bueche)

70. Discussion and appropriate action regarding the activities and events associated with the Tri-Centennial of the San Antonio de Béxar Presidio:
a. Presentation of the three year program of events to commemorate the Tri-Centennial;
b. Approval of funding in the amount of \$390,000 in FY 2016, which includes \$230,000 for County events, and a grant of \$160,000 to the joint Bexar County/City of San Antonio Tri-Centennial Commission non-profit organization; and the appropriate budgetary transfers.
(Estimated Presentation Time: 10 minutes) (Betty Bueche)

Item(s) Brought by District Attorney:

(Nicholas "Nico" LaHood)

71. Discussion and appropriate action regarding the creation an office of the Justice of the Peace in Bexar County, Precinct 2; designating a place number; and providing for an effective date.
(Estimated Presentation Time: 10 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.

72. § 551.071 Consultation with Attorney for advice regarding:

- a. 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. Creation of a part time Justice of the Peace for Precinct 2;
 - ii. Adult Detention Center Video Visitation project;
 - iii. Elected Official request for reduction of salary (Section 152.052 Local Gov. Code).

Posted: Friday, November 13, 2015 at 4:30 p.m.