



# BEXAR COUNTY, TEXAS COMMISSIONERS COURT

## NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, December 6, 2016 at 10:00 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**

**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.

Doc# 23793 Fees: \$0.00  
12/02/2016 4:46PM # Pages 12  
Filed & Recorded in the Official  
Public Records of BEXAR COUNTY  
GERARD C. RICKHOFF COUNTY CLERK

## COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening Prayer: (Nelson W. Wolff)
2. Pledge of Allegiance (Nelson W. 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, 2016 as “World AIDS Day.”  
(Estimated Presentation Time: 5 minutes) (Court/Nelson Wolff)

### 4. **TIME CERTAIN ITEMS:**

*Recess Commissioners Court*

- a. **10:30 a.m.:** Convene as Board of Directors, Bexar County Housing Finance Corporation.  
(Estimated Presentation Time: 10 minutes) (Board/Norton Rose Fulbright)

*Reconvene Commissioners Court*

5. Communications from citizens who signed the register to speak.
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. Interlocal Agreement between Bexar County and the City of San Antonio for the Sheriff’s Office participation in the City of San Antonio Multi-agency Auto Theft partnership entitled Regional Auto Crimes Team (ReACT), approved November 1, 2016.
  - b. Delivery Order to OpenText to provide for the purchase of imaging services for the document conversion of civil case file, as requested by the District Clerk’s Office, approved November 1, 2016.
  - c. Grant Agreement between the County of Bexar and the San Antonio River Foundation, approved August 9, 2016.
  - d. Bexar County Auditor’s Office Monthly Financial Reports for August 2016.
  - e. Citation Directed to Bexar County by Serving its Registered Agent, Nelson Wolff, Bexar County Judge; Re: Esmeralda M. Ramos vs. Bexar County.

- f. Letter from Sareen & Bozza PLLC, Attorneys at Law Re: Notice of lawsuit; Re: Elected Constables and Deputy Constables of Precinct Numbers 2, 3, and 4 of Bexar County.
  - g. Fax letters from Juan Contreras, President Deputy Sheriffs' Association of Bexar County regarding the following: Contract Grievance 2016-DSABC-06 Nature: Eugene Sanchez Contract Grievance 2016-DSABC-06 Nature: David Ott
8. Approval of Commissioners Court Minutes for November 15, 2016 and November 17, 2016.

**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 by Commissioner Sergio "Chico" Rodriguez to appoint Tammy LaBiche to the Emergency Services District No. 5 Board of Commissioners vacated by Richard Page, Jr. effective upon appointment and set to expire on December 31, 2017.

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

**(Nicholas "Nico" LaHood)**

- 10. Approval of Master Agreement, ERAD-Prepaid Rider to Master Agreement and Deposit Authorization between Bexar County and ERAD Group Inc., a Texas Corporation.

**Items(s) Brought by Sheriff's Office:**

**(Susan Pamerleau)**

- 11. Authorization and approval for the Sheriff's to pay bill(s) from Fiscal Year 16 invoice(s) in the amount of \$424.00 services.
- 12. Approval of the Sheriff's request to retire "TEX" a K-9 in the Patrol Division due to medical reasons and sell him for the amount of \$1.00 to his current handler Deputy Joseph Canales.
- 13. Approval of Sheriff's request to accept a \$13,000 donation from HEB Grocery Company LP to the Sheriff's Office for the purchase of a female K-9 from Hill Country Dog Center, LLC.

**Item(s) Brought by Civil District Courts:**

**(Judge Peter Sakai)**

- 14. Approval of a professional services contract between Bexar County and LGM Counseling Center, LLC for the time period of October 1, 2016 through September 30, 2017, with total expenditures not exceeding \$35,301, to provide group and individual counseling and assist in case staffing for teenage females who are participating in the Children's Court PEARLS Court Program funded by a CJD grant.
- 15. Approval of a professional services contract between Bexar County and the Family Services Association San Antonio, Inc., for October 1, 2016 through September 30, 2017, to secure the development and operation of a program to care for children placed in the protective child care area of the Children's Court and granting an exemption under Texas Local Government Code Section 262.024(a) (4) for this professional service agreement.

16. Approval of a professional services contract between Bexar County and River City Rehabilitation Center, Inc., for the time period of October 1, 2016 through September 30, 2017, to secure the operation of a program to administer drug tests, alcohol tests, pregnancy tests and DNA tests to individuals and to provide testing results of the individuals referred by Bexar County, including, but not limited to referrals from the Children's Court, Civil District Courts and the Children's Court Family Treatment Drug Court Program, and granting an exemption under the Texas Local Government Code Section 262.024(a)(4) for this professional service agreement. The amount of the contract is \$61,392.

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

**(Susan Yeatts)**

17. Approval and execution of the Fifth Amendment to the County Depository Agreement to address using a letter of credit as collateral, and notification that a Federal Home Loan Bank Letter of Credit will be used to collateralize excess funds on deposit in Tax Assessor-Collector bank accounts due to late December tax collections.
18. Authorization and approval for the County Auditor to pay routine bills from Monday, December 5, 2016 through Friday, December 16, 2016.
19. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Thursday, December 15, 2016.
20. Approval of bills to include claims registers for Wednesday, November 16, 2016; Friday, November 18, 2016; Wednesday, November 23, 2016; Wednesday, November 30, 2016 and Friday, December 2, 2016.
21. Request approval for \$14,465.68 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made by individuals, businesses, corporations, etc. due to 5 individual tax accounts per Tax Code Chapter 31.11, which have been reviewed by the Auditor's Office and found to be valid.

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

**(Mary Quinones)**

22. Awarding a contract to Fred Clark Electric for the purchase and replacement of the "C" Tower backup generator at the Adult Detention Center in the amount of \$349,920 as requested by the Facilities Management Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
23. Awarding a contract to Gilbert's Utility and Concrete Work, Inc. (ESBE, HABE, MBE, SBE) to provide for the purchase of construction services for the ASSIST Basketball Court Project, in Precinct 1, in the amount of \$64,700 as requested by the Community Resources Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
24. Awarding the extension of the requirement contracts with Vulcan Materials estimated amount of \$650,000; Ergon Asphalt estimated amount of \$875,000; awarding a contract to D&A Technology estimated amount of \$875,000 (SMWBE) in the combined estimated annual amount of \$2,400,000 for the purchase and delivery of Asphalt and Emulsion Materials for the period beginning upon award and ending September 30, 2017 as requested by the Public Works Department; authorizing the Purchasing Agent to execute contract modification and file the appropriate award documents for record.

25. Award the renewal of a contract with McGriff, Seibels, & Williams of Texas, Inc. for consulting services related to the County's comprehensive insurance services extending the current term for a one year period through October 31, 2017 in the amount of \$143,000 as requested by the County Manager; and authorizing the Purchasing Agent to execute contract modification and file the appropriate award documents for record.
26. Authorizing the revival and extension of a professional services agreement for Technology Services with VIA Technology (SMWBE) to provide Bexar County with the purchase of Mentor Protégé Services on a requirements contract basis beginning upon award and ending September 30, 2017, for an estimated amount of \$6,000, as requested by the Small Business and Entrepreneurship Department; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.
27. Authorizing the revival and extension of a professional services agreement for construction project management, estimating and bid educational services with Dorsey, LLC (SMWBE) for Mentor Protégé Services on a requirements contract basis beginning upon award and ending September 30, 2017 for an estimated amount of \$11,500, as requested by the Small Business and Entrepreneurship Department; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.
28. Awarding a delivery order to Simplex Grinnell, LP, to provide for the purchase of labor and materials, to perform inspection, testing, and certification of fire alarm systems at various county facilities for the Facilities Management Department for a period beginning upon award and ending September 30, 2017, for an annual amount not to exceed \$75,969.25; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
29. Awarding a delivery order to Data Transfer Solutions, LLC to provide for the purchase of pavement monitoring solutions, in the amount of \$96,376 as requested by the Public Works Department through a State of Texas Department of Information Services (DIR) cooperative contract; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
30. Awarding a delivery order to GT Distributors, Inc. to provide for the purchase of eighteen (18) Protech FAV-AWS tactical vests, ballistic multi-hit plates and tactical headsets in the amount of \$104,998.70 as requested by the Sheriff's Office through a Buy Board cooperative contract; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
31. Authorizing a contract modification with DC Group, Incorporated to add the Adult Detention Center and the Cadena Reeves Justice Center to the original contract in the amount of \$10,375 to provide maintenance services of uninterruptible power supplies and battery systems as requested by the Facilities Management Department bringing total contract amount to \$33,775; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
32. 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 basis to Pavement Restoration Incorporated in the amount of \$500,000 to provide for the one-time purchase of 500,000 square yards of Reclamite Preservative Seal (asphalt rejuvenator), as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
33. 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 M&M Striping & Power Washing for the repairs and ADA compliance issues to the Elections/Purchasing Building parking lot in the amount of \$99,839.52 as requested by the Facilities Management Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

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

**(Eddie Ortega)**

- 34. Approval of contract Amendment #1 revised for an increase in funds totaling \$80,766.28 with the Alamo Area Resource Center for services funded under FY2016-2017 Ryan White Part B Service Delivery Supplemental for the contract period beginning September 30, 2016 through March 31, 2017.
- 35. Approval of contract Amendment #1 for an increase in funds totaling \$40,497.21 with the Centro Med d/b/a El Centro del Barrio for services funded under FY2016-2017 Ryan White Part B Service Delivery Supplemental for the contract period beginning September 30, 2016 through March 31, 2017.
- 36. Approval of contract totaling \$191,889.38 with the San Antonio AIDS Foundation for services funded under FY2016-2017 State Services for the contract period beginning September 1, 2016 through August 31, 2017.
- 37. Approval of contract Amendment #1 revised for an increase in funds totaling \$213,908.33 with the Alamo Area Resource Center for services funded under FY2016-2017 State Rebate Funding for the contract period beginning September 1, 2016 through August 31, 2017.
- 38. Approval of contract Amendment #1 revised for an increase in funds totaling \$92,592.51 with the San Antonio AIDS Foundation for services funded under FY2016-2017 Ryan White Part B Service Delivery Supplemental for the contract period beginning September 30, 2016 through March 31, 2017.
- 39. Approval of contract totaling \$10,660.54 with the BEAT AIDS for services funded under FY2016-2017 State Services for the contract period beginning September 1, 2016 through August 31, 2017.
- 40. Approval of contract Amendment #1 revised for an increase in funds totaling \$116,666.67 with the San Antonio AIDS Foundation for services funded under FY2016-2017 State Rebate Funding for the contract period beginning September 1, 2016 through August 31, 2017.
- 41. Approval and execution of Eagles Rest, Ltd. Declaration of Land Use Restrictive Covenants Land Use Restriction Agreement for Low Housing Tax Credits.
- 42. Approval and execution of the First Amendment of the Intergovernmental Cooperative Agreement between Bexar County and City of Kirby to reduce the scope of work from the John Sterling Park Improvements Project as originally contemplated under the Agreement.
- 43. Approval to submit an application and execute upon approval by the Department of State Health Services (DSHS) for the Patient Support Program for Decision Making and Transition Services contract between Bexar County and DSHS to provide Guardianship Services for residents who are being transitioned from the San Antonio State Hospital (SASH) to a least restrictive environment.
- 44. Approval of the removal of the following members of the San Antonio Area HIV Health Services Planning Council as a result of continued violation of Attendance Compliance, as stated in Section 5.4. of the San Antonio Area HIV Health Services Planning Council Bylaws.

**Removal:**

<b><u>Name</u></b>	<b><u>Membership Category</u></b>
Anguiano, Ana	State Agency administering the program under Ryan White Part B Program
Collier, Kourtney	Infected/Affected Communities receiving Ryan White HIV-Related services (including historically underserved groups and sub-populations)
Gonzalez, Ezekiel	Infected/Affected Communities receiving Ryan White HIV-Related services (including historically underserved groups and sub-populations)

45. Approval of the appointment of the following nominee by Judge Nelson Wolff to the Housing Authority of Bexar County with a term to begin upon appointment and expire on December 31, 2017 term previously occupied by Choco Gonzalez Meza:

Name

Robert A Wehrmeyer

Replacing

Choco Gonzalez Meza

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

**(Renee Green)**

46. Approval of the Third Amendment to the Engineering Services Agreement between Bexar County and CP&Y, Inc., decreasing contract value by \$150,068, and reallocating the remaining funds from the Agreement to the FM 471 (Culebra Road) Pass-Through Finance Project, Precinct 1 and 2.
47. Approval of CPS Field Alteration Request Number 1 between Bexar County and Sterling Construction Company Inc., requesting to increase contract amount by \$58,354.63 in connection with the FM 1957 (Potranco Rd) Pass Through Project, to be paid by CPS Energy at no cost to the County. Precinct Number 1.
48. Approval of a 25 foot Permanent Wastewater and Reclaimed Water Easement, being 0.612 acres situated within the A. S. Lewis Survey No. 78, Abstract No. 216, Bexar County, Texas, and being a portion of a 18.432 acre tract of land called Tract II as conveyed to Bexar County recorded in Volume 9896, Page 856 of the Deeds Records of Bexar County, Texas, to Cibolo Creek Municipal Authority along with a 25 foot wide Temporary Construction Easement which runs parallel to the Permanent Easement, being located at the north end of Crescent Bend Nature Park. Precinct 4.
49. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 1980-TA1-02470; account number 102910160120; New City Block 10291, Block 16, Lot 12 situated within Bexar County, Texas; located at 646 G Street for \$4,185.40 (the total amount of judgments against the property plus code compliance charges) to Teodorico H. Jaceldo pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4.
50. Approval of subdivision plat#160414 within the Extra Territorial Jurisdiction of the City of San Antonio: Blackbuck Ranch Phase 1 Unit 2 PUD , owner: Southerland Canyons II, LLC, located southwest of Kendall Canyon (private) and Edens Canyon (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
51. Approval of subdivision plat#160243 within the Extra Territorial Jurisdiction of the City of San Antonio: Highland Estates Unit 1B P.U.D., owner: SA Highland Estates, Inc., located southwest of Borgfeld Drive and Bulverde Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
52. Approval of subdivision plat#160061 within the Extra Territorial Jurisdiction of the City of San Antonio: River Rock Ranch Unit 3B P.U.D., owner: Green Land Ventures, LTD, located northwest of Boerne Stage Road and River Ranch (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
53. Approval of subdivision plat#150428 within the Extra Territorial Jurisdiction of the City of San Antonio: Indian Springs Estates NW Unit 4 P.U.D., owner: Pulte Homes of Texas, L.P., located north of Comanche Creek (private) and Bright Skies (private), within the Edwards Aquifer Recharge Zone. Precinct Number 3.
54. Approval of subdivision plat#CP201607 within the Extra Territorial Jurisdiction of the City of Helotes: Silver Canyon Unit 3 , owner: Pulte Homes of Texas, L.P., located northeast of Mill Park and Hamlin Creek, not within the Edwards Aquifer Recharge Zone. Precinct number 2.

55. Approval of subdivision plat#CP201603 within the Extra Territorial Jurisdiction of the City of Helotes: Lantana II Extension , owner: Pulte Homes of Texas, L.P., located southwest of Tansy Canyon and Schinz Field, not within the Edwards Aquifer Recharge Zone. Precinct number 2.
56. Approval of subdivision plat#150557 within the Extra Territorial Jurisdiction of the City of San Antonio: Reserve of Lost Creek Unit 3B Phase II Replat, owner: Centex Homes, located Southeast of Paraiso Crest and Rio Bend, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
57. Rescinding original Court Order of November 1, 2016, Agenda Item No. 42 and authorizing the use of the power of eminent domain and approval of an Order declaring the public use and necessity for the acquisition of a Permanent Drainage Easement being 0.217 of an acre tract of land (9,455 square feet), over, upon, and across a 1.837 acre tract of land known as Lot 14, Block 3, Evans Valley Subdivision, recorded in Volume 6400, Pages 185 – 188 of the Deed and Plat Records of Bexar County, Texas, said Lot 14 conveyed to Michael David Carlisle and spouse, Lupita Maria Mondragon in Volume 16356, Pages 574 – 577 of the Real Property Records of Bexar County, Texas. The Permanent Drainage Easement being more particularly described by metes and bounds as shown in **Exhibit “A”**, attached hereto and incorporated herein for all purposes, together with the right of ingress and egress, as part of the French Creek Tributary NWWC (LC23) Project, which will advance and achieve the public uses of mitigating flooding, removing homes in the Cedar Springs and Evans Valley Subdivisions from the floodplain and eliminating multiple low water crossings to reduce threats to the health and safety of the public, and authorizing the institution of condemnation proceedings to acquire the necessary land rights. Flood Control Capital Improvements Project, French Creek Tributary NWWC, LC23. Precinct 3.
58. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precincts 1 and 3.

*STOP ZONES TO BE ESTABLISHED:*

**Precinct Number 1**

Arcadia Ridge Phase 1 Unit 1B Plat #160063

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

Geronimo Village Subdivision

The Stop Sign shall be on Rosa Trail at its intersection with Little Joe Trl. (1 stop)

**Precinct Number 3**

All-Way Stop Location

The Stop Signs shall be on Wilderness Oak at its intersection with Fairway Bridge. This makes this intersection an all-way stop. (2 stops)

**Item(s) Brought by Resource Management:**

**(Tina Smith-Dean)**

59. Approval of revival and renewal of a professional service contract with Garza/Gonzalez & Associates (SMWBE) as requested by the County Manager’s Office to provide Bexar County with Professional Auditing Services for a two-year period, effective October 1, 2016, under the same terms and conditions for an amount of \$202,000 for FY 2016-17.
60. Approval of the FY 2016-17 Justice Assistance Grant (JAG) Interlocal Agreement between Bexar County and the City of San Antonio Joint Project (Bexar County will receive \$398,887, city of San Antonio will receive \$265,924) for a total of \$664,811 in United States Department of Justice FY 2016-17 JAG funding.



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

**(David Marquez)**

61. Approval of an Assignment of the Tax Abatement Agreement with 210 Developers, LLC to 939 South Frio Street LLC.
62. Approval of an Assignment of the Tax Abatement Agreement with CRP-GREP Elan Riverwalk Owner, L.P./ Greystar to CL Agave L.P.
63. Authorization and approval to pay the Free Trade Alliance an amount not to exceed \$50,000 for an Institutional Partner Annual Membership.
64. Approval of a Tax Abatement Agreement with BRT River Walk, LLC for a 10-year, 50% abatement of Bexar County ad valorem taxes on qualified real property.

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

**(Mike Lozito)**

65. Approval and execution of the Revival, Extension and Amendment to the agreement with University Bexar County Hospital d/b/a University Health System to provide on-site healthcare services at the City of San Antonio Frank Wing Municipal Court for a term of October 1, 2016 to September 30, 2017 with an amount not to exceed \$724,770.31.
66. Approval and execution of the agreement between Crosspoint and the Central Magistration Diversion Program to supportive housing assistance in an amount not to exceed \$10,000. The term of the agreement will begin October 1, 2016 through September 30, 2017 utilizing approval funding through the Office of the Governor Criminal Justice Grant#2576905.
67. Approval of the Seventh Amendment and Extension to Agreement between Center for Healthcare Services to increase funding by \$8,000 for treatment services to the Adult Felony Reentry Drug Court participants utilizing Felony Reentry Program Income funding. The term of the Agreement will begin September 1, 2015 through September 30, 2016 and not exceed \$396,042.42.
68. Approval of a grant application to the Substance Abuse and Mental Health Services Administration (SAMHSA) for the solicitation entitled "Grants to Expand Substance Abuse Treatment Capacity in Adult Treatment Drug Courts and Adult Tribal Healing to Wellness Courts" to assist the Bexar County DWI Court in the amount of \$1,037,021 which includes \$975,000 in federal funds and \$62,021 in in-kind contributions; the grant term will be for a period of 36 months beginning September 30, 2017, and acceptance of funds if awarded.

**Item(s) Brought by Facilities Management:**

**(Dan Curry)**

69. Authorization for the County Judge to execute a funding agreement between Bexar County and Build San Antonio Green (BSAG) in the amount of \$85,000, to provide services and programs in the area of energy efficiency for a period beginning October 1, 2016 through September 30, 2017.

**INDIVIDUAL AGENDA ITEMS:**

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

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

**(David Marquez)**

70. Discussion and appropriate action regarding a presentation by “3 Day Startup, Inc.” of their two 3-day entrepreneurship training sessions that were funded through a Bexar County Innovation Fund grant.  
(Estimated Presentation Time: 10 minutes) (David Marquez)

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

**(Mike Lozito)**

71. Discussion regarding the update on Jail Population and Judicial Management Reports.  
(Estimated Presentation Time: 10 minutes) (Mike Lozito)

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

**(Mary Quinones)**

72. Requesting the authority to initiate contract negotiations with Davila Construction, Inc. as a result of a Request for Proposal process. Project is to provide construction services for the stabilization of the Hot Wells Bath House Ruins, as requested by the Heritage and Parks Department. The necessary contract documents will be submitted to Commissioners Court for consideration and action at a later date.  
(Estimated Presentation Time: 10 minutes) (Mary Quinones)
73. Discussion and appropriate action of awarding a contract to the lowest and best qualified bid submitted by Curran Contract Company to provide for the purchase of construction services for the Perrin Beitel Bridge Expansion (SC-9) Project in Precinct 4, in the amount of \$7,600,850, as requested by the 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: 10 minutes) (Mary Quinones)

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

**(Renee Green)**

74. Discussion and appropriate action regarding the approval of two Professional Services Agreements in connection with Flood Control Capital Project, Perrin Beitel Bridge Expansion, SC9, Precinct Number 4.
- a. Professional Services Agreement between Bexar County and HVJ Associates, Inc. (SMWBE), in the amount of \$99,500 for Quality Assurance Construction Materials Observation and Testing Services.
  - b. Professional Services Agreement between Bexar County and Freese and Nichols, Inc., in the amount of \$484,550 for Construction Inspection Services.
- (Estimated Presentation Time: 10 minutes) (Renee Green)
75. Approval of the Interlocal Agreement between Bexar County and San Antonio Water System (SAWS), in the amount of \$1,190,065.25 to be paid by SAWS for materials and construction services associated with water work and \$206,732.67 to be paid by Bexar County for engineering design fees associated with sewer work in connection with Flood Control Capital Project, Perrin-Beitel Bridge Expansion, SC-9, Precinct 4.  
(Estimated Presentation Time: 10 minutes) (Renee Green)

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

**(Eddie Ortega)**

76. Discussion regarding projects funded with 2016 Community Development Block Grant (\$2,180,749) HOME (\$536,215) and ESG (\$189,629) Program funds for the 2016-2017 Budget Year.  
(Estimated Presentation Time: 5 minutes) (Eddie Ortega)

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

**(Nicholas "Nico" LaHood)**

77. Discussion and appropriate action regarding the settlement offer in the following litigation: Clarence Robert Brown v. Bexar County Sheriff's Office.  
(Estimated Presentation Time: 5 minutes) (Ed Schweningen)
78. Discussion and appropriate action regarding a settlement offer in the following litigation: Gustavo Hernandez v. Bexar County Constable Precinct 2.  
(Estimated Presentation Time: 5 minutes) (Ed Schweningen)
79. Discussion and appropriate action regarding a professional service agreement for outside representation of county defendants in the following litigation: James W. Myart, Jr. v. Nelson Wolff, Bexar County Judge, in his official capacity Bexar County, MHMR, Dr. Jane Doe, Bexar County Sheriff, in Her Official Capacity and Bexar County Sheriffs John Does, 1-30, Susan Pamerleau.  
(Estimated Presentation Time: 5 minutes) (Ed Schweningen)
80. Discussion and appropriate action regarding a final Release and Compromise Settlement Agreement in the following litigation: Carmella Guerrero v. Bexar County Civil Service Commission; Cause No. 2012-CI-08758.  
(Estimated Presentation Time: 5 minutes) (Ed Schweningen)

**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.

81. § 551.071 Consultation with Attorney for advice regarding:

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

- i. Legal claims raised by Probate Judges;
- ii. Cause No. 2015-CI-17078, Gustavo Hernandez v. Bexar County Constable Precinct 2;
- iii. Clarence Robert Brown v. Bexar County Sheriff's Office;
- iv. Legal claims raised by Elected and Deputy Constables of Precincts 2, 3 and 4 of Bexar County against the Bexar County Commissioner's Court, Commission Judge Nelson Wolff, Commissioner Precinct 1 Sergio Rodriguez, Commissioner Precinct 2 Paul Elizondo, Commissioner Precinct 3 Kevin Wolff, and Commissioner Precinct 4 Tommy Calvert, as Defendants collectively for declaratory, injunctive and/or monetary relief;
- v. James W. Myart, Jr. v. Nelson Wolff, Bexar County Judge, in his official capacity Bexar County, MHMR, Dr. Jane Doe, Bexar County Sheriff, in Her Official Capacity and Bexar County Sheriffs John Does, 1-30, Susan Pamerleau; and
- vi. Carmella Guerrero v. Bexar County Civil Service Commission; Cause No 2012-CI-08758

- b. 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. Elimination of part-time JP positions;
  - ii. The unappropriation of funding and elimination of Mental Health Associate Judge positions;
  - iii. Scheduled milestones in CMAR Agreement between Sundt/Davila JV and San Antonio River Authority relating the San Pedro Creek Improvement Project;
  - iv. A professional services agreement with Gravely & Pearson to monitor real property agreements for potential legal claims.

82. § 551.0725 Deliberation regarding contract being negotiated:

(Upon receipt of written authorization from the Criminal District Attorney, the Commissioners Court must vote unanimously that deliberation in an open meeting would have a detrimental effect on the position of Commissioners Court in negotiations with a third person.)

- a. Collective Bargaining negotiations with the Deputy Sheriff's Association of Bexar County under Chapter 174 of the Local Government Code.

Posted: Friday, December 2, 2016 at 5:00 p.m.