



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, September 1, 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: Reverend Mignon R. Jones-Spann (Judge Wolff)
2. Pledge of Allegiance (Judge Wolff)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of an Hidalgo by Bexar County Commissioners Court to recognize Mr. Jesse Quintero, VIA Bus Operator, on an excellent service record since 1965. Jesse Quintero has been driving for VIA since 1965 and has never had a preventable accident.
(Estimated Presentation Time: 5 Minutes) (Court/Paul Elizondo)
- b. Presentation of a Proclamation on behalf of Commissioners Court recognizing September as Childhood Cancer Awareness Month in Bexar County.
(Estimated Presentation Time: 5 Minutes) (Court/Nelson Wolff)

4. TIME CERTAIN:

- a. **10:30 a.m. –Public Hearing** – The Commissioners Court invites public input regarding the Bexar County Proposed Operating and Capital Budget for Fiscal Year 2015-16.
(Estimated Presentation Time: As required) (Seth McCabe)
- b. **10:40 a.m. or immediately following Item 4(a)** – Discussion and appropriate action regarding adoption of the Bexar County FY 2015-16 Proposed Operating and Capital Budget including the proposed changes documented in the memorandum from the Budget Officer dated September 1, 2015.
(Estimated Presentation Time: 10 Minutes) (Seth McCabe)
- c. **10:50 a.m. or immediately following Item 4(b)** – Discussion and appropriate action regarding setting the 2015 Bexar County ad valorem property tax rate and approval of an order of Bexar County Commissioners Court setting the 2015 tax rate and levying the 2015 taxes for Bexar County in support of its Operating and Capital Budget for FY 2015-16.
(Estimated Presentation Time: 10 Minutes) (Seth McCabe)
- d. **11:00 a.m. Public Hearing** – Accept public comment on setting the 2015 tax rate for Bexar County Hospital District d/b/a University Health System.
(Estimated Presentation Time: As required) (George Hernandez Jr.)

e. **11:30 a.m. Public Hearing** – The Commissioners Court invites public input regarding the results of the final draft of the Bexar County Ambient Lighting Assessment conducted around the Joint Base San Antonio-Lackland Air Force Base Medina Training Annex by Matrix Design Group.
(Estimated Presentation Time: As Required) (Renee Green)

f. **11:40 a.m. or immediately following item 4(e)**: Presentation, discussion, and appropriate action regarding a process to amend the Bexar County Lighting Order to extend the area from 3 miles to 5 miles around the Camp Bullis Boundaries and to include the five mile area around the Lackland Air Force Base Training Annex within unincorporated Bexar County.
(Estimated Presentation Time: 15 Minutes) (Renee Green)

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. Names of the nine (9) Committee Members to serve on the 2015 Salary Grievance Committee and one (1) Alternate if needed: (Record)

David Lee Smith	Irene F. Hall	Nicholas Spink
Tracy Lea Jarvis	Richard Lorbieski	Mary Hanlon-Hillis
Randall Kersey	David Maurer	Kelley Jo Boazman
Maria A. Murphy (Alt)		

b. Subordination, Non-Disturbance and Attornment Agreement between Bexar County and San Juan III, Ltd., a Texas limited partnership, for the establishment of BiblioTech at the Gardens at San Juan Square, approved February 3, 2015.

c. Second Amendment to BiblioTech West lease agreement between Bexar County and San Juan III, Ltd., approved May 19, 2015.

- d. U.S. Bankruptcy Court re: AmCAD Holding, LLC, et al.
- e. Citation Directed to Bexar County Sheriff's Office by Serving Judge Nelson Wolff, Re: Clarence R. Brown vs. Bexar County Sheriff's Office.
- f. Notice of Claim submitted by The Ramos, Torres, Bustillos Law Group, PLLC, regarding Motor Vehicle Accident of Jose Maria Lopez and San Juanita Lopez.
- g. Notice of Personal Injury Claim submitted by Bituminous Casualty Corporation (BITCO) re: Susie Castillo.

8. Approval of Commissioners Court minutes for August 18, 2015, August 25, 2015 and August 26, 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 the Fiscal Year 2015-16 Commissioners Court Agenda Planner for Commissioners Court meeting dates and times to be held during the fiscal year.
- 10. Approval of an Order designating Tuesday as the day of the week on which Commissioners Court shall convene in a regular term each month in the Fiscal Year 2015-16 pursuant to Local Government Code, Chapter 81, §81.005.
- 11. Approval of a request from County Judge Nelson W. Wolff to reappoint and appoint the following Bexar County Commissioners Court appointees to the VIA Local Government Advisory Council.

Name	Date of Appointment	Expire	Replacing
Sergio "Chico" Rodriguez	September 1, 2015	August 31, 2017	Reappointment
Kevin Wolff	September 1, 2015	August 31, 2017	Reappointment
Tommy Calvert	September 1, 2015	August 31, 2017	Tommy Adkisson

- 12. Approval of a resolution nominating Commissioner Sergio "Chico" Rodriguez to be considered for election to the Bexar Appraisal District Board of Directors for 2016-2017.

13. Approval of a request from Commissioner Tommy Calvert, Precinct 4 to re-appoint Ira Smith to the Bexar County Hospital District Board of Directors, d/b/a University Health System, for a term to begin upon appointment and expire September 1, 2017.
14. Approval of a request from Commissioner Kevin Wolff, Precinct 3, to appoint Kirk Francis to replace the unexpired term of Noe Medina to the Board of the Bexar County Housing Authority for a term to begin upon appointment and to expire on April 29, 2016.

Items(s) Brought by Sheriff's Office:

(Susan Pamerleau)

15. Approval of the renewal of a contract 696-PD-14-15-L062 between Bexar County and the Texas Department of Criminal Justice (TDCJ) with services provided by the Adult Detention Center Work Release Program to house released parolees from TDCJ with a term of September 1, 2015 – August 31, 2017 at a per diem rate of \$55.00 per releasee. The amount of the contract is not to exceed \$643,280.

Item(s) Brought by Bexar County Office of Emergency Management:

(Kyle Coleman)

16. Approval of Assistance Agreement between Bexar County and Bexar County Emergency Scene Rehab, a non-profit corporation, to provide Bexar County with rehabilitation services for emergency scene responders in unincorporated areas of Bexar County; effective January 1, 2015 through December 31, 2015, at an annual cost of \$21,077.76.
17. Approval of the Interlocal Agreement for Fire Protection Services between Bexar County and the City of Schertz, for fire protection services in unincorporated area of Bexar County; effective January 1, 2015 through December 31, 2015, at an annual cost of \$21,077.76.

Item(s) Brought by County Auditor:

(Susan Yeatts)

18. Authorization and approval for the County Auditor to pay routine bills from Monday, August 31, 2015 through Friday, September 11, 2015.
19. Approval of bills to include claims registers for Wednesday, August 19, 2015, Friday, August 21, 2015, Wednesday, August 26, 2015, and Friday, August 28, 2015.
20. Authorization to distribute payroll, including overtime and uniform and auto allowances to be paid Tuesday, September 15, 2015.
21. Request approval for \$36,416.99 in Tax Overpayment or Erroneous Payment Refunds due to 9 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.

22. 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 \$11,372. The Commissioners Court is not hereby adopting a special budget.

Item(s) Brought by Tax Assessor - Collector:

(Albert Uresti)

23. Approval of the Cost Per Account fee structure in the amount of \$1.68 per account for the collection of Ad Valorem taxes for Bexar County and serviced taxing units for the FY 2016 (Tax Roll Year 2015).
24. Approval and execution of an amendment to the current lease agreement between Bexar County and the State of Texas authorizing the lease of an additional State-owned automation equipment workstation (RTS) on behalf of Auto Tag of America, Inc.

Item(s) Brought by Purchasing:

(Mary Salas)

25. Authorizing the Purchasing Agent to advertise a Request for Proposal to provide for the purchase of Commissary Services as requested by the Bexar County Sheriff's Office.
26. Authorizing the execution of an Agreement with Granicus, Inc. for the purchase of maintenance and support for the eUniversa (i.e., eTruancy) application implemented in Bexar County not to exceed the amount of \$65,200 for a one-year period beginning January 17, 2015 and ending January 16, 2016 and providing for automatic one (1) year options to renew unless otherwise terminated, as requested by the Bexar County Information Technology (BCIT) Department, and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
27. Awarding a contract to the lowest and best bid submitted by Silsbee Fleet Group to provide for the purchase of three (3) 2015 law enforcement vehicles as requested by the Bexar County Constable, Precinct 4, in the amount of \$75,381.24; authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
28. Authorizing the Purchasing Agent to remove County surplus property through competitive quotes, bids, 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.
29. Authorizing the Purchasing Agent to sell at auction seven (7) surplus vehicles in accordance with attached Vehicle Equipment List, as requested by the Bexar County Public Works office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
30. Authorizing the removal and sale of one (1) surplus firearm weapon to retired Bexar County Sheriff's Office Deputy: Arthur G. Lopez in the amount of \$414, in accordance with attached Surplus Firearm Equipment List, as requested by the Bexar County Sheriff's Office; and authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for record.

31. Authorizing the execution of service agreement with Benelogic, LLC for online benefit enrollment services for an initial term period beginning upon execution of the agreement and ending September 30, 2018 for a combined estimated multi-year amount of \$383,550.00, as requested by the Bexar County Human Resources Department and providing for three (3) one-year options for renewal upon mutual consent of the County and Benelogic, LLC; authorizing the Purchasing Agent to execute and file appropriate award documents for record.

Item(s) Brought by Public Works:

(Renee Green)

32. Approval of two SAWS Field Alteration Requests from Texas Sterling Construction, in connection with the Boerne Stage Road Project, to be paid by SAWS at no cost to the County. Precinct Number 3.
 - a. Approval of SAWS Field Alteration Request Number 1 between Bexar County and Texas Sterling Construction, requesting to increase contract amount by \$5,019.92 for vertical adjustment of a sanitary sewer line in connection with the Boerne Stage Road Project, to be paid by SAWS at no cost to the County.
 - b. Approval of SAWS Field Alteration Request Number 2 between Bexar County and Texas Sterling Construction, requesting to increase contract amount by \$24,228.33 for installation of sanitary sewer manhole in connection with the Boerne Stage Road Project, to be paid by SAWS at no cost to the County.
33. Approval of two Change Order Requests from Texas Sterling Construction in connection with the Loop 1604 (Pass Through Finance) Project. Precinct Number 4.
 - a.. Approval of Change Order Request Number 2 between Bexar County and Texas Sterling Construction, requesting to decrease contract amount by \$23.96 in connection with the Loop 1604 (Pass Through Finance) Project. Precinct Number 4.
 - b. Approval of Change Order Request Number 3 between Bexar County and Texas Sterling Construction, requesting to increase contract amount by \$38,580.66 for asphalt production and placement in connection with the Loop 1604 (Pass Through Finance) Project. Precinct Number 4.
34. Authorizing the County Judge to execute a Release of Lien for the property located in; Lot 22, Block 9, Kings Point Subdivision, C.B. 4194B. Owner(s): Reynaldo Sanchez Jr., Precinct Number 1.
35. Approval of the donation of 0.900 acres of land out of a remainder 38.28 acre tract and a 0.591 acres of land out of a 21.07 acre tract as recorded in Volume 14502, Page 544, Official Public Records of Real Property of Bexar County, Texas, being out of the M.M.Y. Musquiz Survey No. 80, Abstract 467, County Block 4450, now in New City Block (N.C.B.) 18296, in the City of San Antonio, from the current owner of record, Falcon International Bank, for roadway right-of-way associated with the FM 471 Pass-Through Financing Project. Precinct 2.

- 36. Approval of subdivision plat#150007 within the Extra Territorial Jurisdiction of the City of San Antonio: Weekley 281 at Bulverde Road U-1, owner: Weekley Homes, L.L.C., located southwest of US 281 and Bulverde Road, within the Edwards Aquifer Recharge Zone. Precinct Number 3.
- 37. Approval of subdivision plat#150174 within the Extra Territorial Jurisdiction of the City of San Antonio: Balcones Creek Ranch Unit 7 Enclave, owner: HM Leonard Development, LP, located southeast of Bettina (private) and Jon Boat Way (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
- 38. Approval of subdivision plat#150304 within the Extra Territorial Jurisdiction of the City of San Antonio: Seale Unit 8, owner: Milestone Properties, Inc., located north of Camp Light Way and Lavender Hill, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.

Item(s) Brought by Judicial Services:

(Mike Lozito)

- 39. Ratification of a grant application to the Texas Veterans Commission (TVC) for the solicitation entitled “General Assistance Grants Series 16-A” for the continuation of the Bexar County Veterans Assistance Program in the Amount of \$75,000; and acceptance of funds if awarded. The term of the grant is from January 1, 2016 through December 31, 2016 and there is no local match requirement.
- 40. Approval and execution of the Agreement between Crosspoint and the Central Magistration Diversion Program to provide supportive housing assistance in an amount not to exceed \$29,472.50. The term of the Agreement will begin June 1, 2015 through September 30, 2015 utilizing approved funding through the office of the Governor Criminal Justice Division Grant# 2576903.

Item(s) Brought by District Attorney:

(Nicholas “Nico” LaHood)

- 41. Approving a revised budget for FY 2015 adjusting reimbursable costs associated with salary increases implemented on October 1, 2014; and Authorizing execution of revised Title IV-E purchase vouchers for FY 2014 (\$188,668.93) and the 1st Quarter of FY2015 (\$49,566.71) to be submitted to the Texas Department of Protective and Regulatory Services for reimbursement in the total amount of \$238,234.64 for legal services rendered by the Criminal District Attorney’s Office from 10/2013 through 12/2014.

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)

- 42. Status update regarding the program of renovations and improvements to the AT&T Center.
(Estimated Presentation Time: 10 minutes) (David Marquez)

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

(David Smith)

43. Discussion and appropriate action regarding approval of a Professional Services Agreement with IBM Global Services to develop a Bexar County enterprise IT assessment and a 5-year strategic plan, for a total cost not to exceed \$518,254.
(Estimated Presentation Time: 10 minutes) (Ken Villano)

Item(s) Brought by the District Attorney:

(Nicholas "Nico" LaHood)

44. Discussion and appropriate action regarding a settlement proposal in the following litigation:
- a. Cassandra Mills v. Sheriff's Deputy J Guzman and Bexar County
(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.

45. § 551.071 Consultation with Attorney for advice regarding:
- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Cassandra Mills v. Sheriff's Deputy J Guzman and Bexar County
 - 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. Recent changes to state statutes relating to access by handgun licensees to county property; and
 - ii. HB 23/Davis
46. § 551.072 Deliberation regarding real property:
- a. Toyota Field located at 5106 Edwards Dr., San Antonio, Texas

Posted: Friday, August 28, 2015 at 4:15 p.m.