



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, January 29, 2019 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**

**JUSTIN RODRIGUEZ
COMMISSIONER, PRECINCT 2**

**TOMMY CALVERT
COMMISSIONER, PRECINCT 4**

**LUCY ADAME-CLARK
CLERK OF THE COURT**

Questions regarding this agenda should be directed to the Bexar County Commissioners Court Support & Special Projects Administrator at (210) 335-0326. The agenda is available on the County's website (<http://www.bexar.org>). Click on “Government/Commissioners Court.”

BEXAR COUNTY COURTHOUSE ACCESSIBILITY STATEMENT

This meeting site is accessible. The Accessible Entrance to the Bexar County Courthouse is located at the south end of the Courthouse at the intersection of Nueva and Main streets. To access the second floor, individuals must utilize the accessible ramp located at the southwest corner of the County Courthouse and take the elevator to the second floor.

COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: Dr. Chief-Apostle/Bishop Rosa L. Wilson, Greater Faith Institutional Church A.O.T.W.M.
(Court/Tommy Calvert)
2. Pledge of Allegiance: (Court/Tommy Calvert)

COMMISSIONERS COURT REGULAR AGENDA

3. **CEREMONIAL ITEM(S):**
 - a. Presentation of a Proclamation on behalf of Commissioners Court recognizing the third annual Bexar County Rodéo Breakfast to be held on Saturday, February 2, 2019.
(Estimated Presentation Time: 5 minutes) (Sergio "Chico" Rodriguez/Court)
 - b. Presentation of a Proclamation on behalf of Commissioners Court recognizing February 7 – 24, 2019 as "OFFICIAL RODEO SEASON" and Thursday February 7, 2019 as "OFFICIAL DRESS WESTERN SAN ANTONIO DAY."
(Estimated Presentation Time: 5 minutes) (Tommy Calvert)
 - c. Presentation of the 2018 Biggest Heart Challenge trophy to Commissioners Court on behalf of the American Heart Association and Bexar County Wellness.
(Estimated Presentation Time: 5 minutes) (Court)
4. **SPECIAL PRESENTATION ITEM(S)**
 - a. Presentation of Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year 2017 to Susan T. Yeatts, CPA County Auditor, and the following members of her staff Juan Arteaga, Cynthia Gonzales, Matt Harrison, Norma Hinijosa, Ramon Orta, Marlene Nichols, Elena Flores, Thuy Dinh, Leo Caldera.
(Estimated Presentation Time: 5 minutes) (Ron Rangel)
5. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.

6. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
 - a. Certification of Course Completion, Open Meeting Act, to Veronica L. Vasquez, Government Code, Section 551.005, Certificate is issued effective 8th day of January, 2019.
 - b. Citation and Plaintiff's First Amended Original Petition Directed to Bexar County by Serving Bexar County Nelson Wolff, for Cause No. 2018-CI-23979, Re: Michelle Dotson et al vs. Bexar County et al.
 - c. Bexar County Sheriff's Office FY 2019 Budget for Federal Asset Forfeiture Fund - 313.
 - d. Bexar County Auditor's Monthly Financial Report (Unaudited and Unadjusted) for September 30, 2018.
 - e. Bexar County Auditor's Monthly Financial Report (Unaudited and Unadjusted) for October 31, 2018.
 - f. Fourth Amendment to Cooperative Agreement between Bexar County, Texas, and the San Antonio River Authority to complete the construction for the San Pedro Creek Improvements Project, approved December 4, 2018.
 - g. Order Confirming Election of District Court Members of the Purchasing Agent Board, Special Order No. 71399 in the District Court of Bexar County.
 - h. Citation and Plaintiff's Original Petition Directed to Bexar County Public Works by Serving County Judge Nelson Wolff, The County Manager, for Cause No. 2019-CI-00464, Re: David Hamilton vs. Bexar County Public Works.
7. Commissioners Court minutes for January 5, 2019.
8. Communications from citizens who signed the register to speak.

CONSENT AGENDA ITEMS:

All items under the Consent Agenda are heard and acted upon collectively unless opposition is presented, in which case the contested item will be considered, discussion, and appropriate action taken separately.

Item(s) Brought by County Auditor:

(Susan Yeatts)

9. Approval of bills to include claims registers for Wednesday, January 16, 2019 and Friday, January 18, 2019; Wednesday, January 23, 2019 and Friday, January 25, 2019.
10. 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 Federal Asset Forfeiture Fund 313 in the amount of \$70,480. The Commissioners Court is not hereby adopting a special budget.
11. Authorization and approval for the County Auditor to pay routine bills from Monday, January 28, 2019 through Friday, February 8, 2019.

12. Request approval according to Section 31.11 for \$76,582.63 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 11 tax account(s) to various taxing jurisdictions by individuals, businesses, corporations, etc. which have been reviewed by the Auditor's Office and found to be valid.
13. Authorization to distribute upcoming payroll, including overtime, uniform allowances, and auto allowances to be paid on Thursday, January 31, 2019.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

14. Ratification of a grant application to the Texas Department of Transportation (TxDOT) for the solicitation entitled "TxDOT's Request for Proposals (RFP) for FY 2020 Traffic Safety Grants" for the Selective Traffic Enforcement Program (STEP) Commercial Motor Vehicle (CMV) funding to provide overtime funding for traffic officers to help the reduction of speeding and alcohol related crashes and fatalities totaling \$73,360.39 which encompasses an allocation of \$52,854.60 in State Funds, and a required in-kind County contribution of \$20,505.79 the term of the grant will begin on October 1, 2019 and expire on September 30, 2020; and acceptance of grant funding upon award.
15. Ratification of a grant application to the Texas Department of Transportation (TxDOT) for the solicitation entitled "FY 2020 STEP Request for Proposals" for the Selective Traffic Enforcement Program (STEP) Comprehensive (COMP) funding to provide overtime funding for traffic officers to help the reduction of speeding and alcohol related crashes and fatalities totaling \$636,013 which encompasses an allocation of \$484,954.79 in State Funds, and an in-kind County contribution of \$151,058.21; the term of the grant will begin on October 1, 2019 and expire on September 30, 2020; and acceptance of grant funding upon award.
16. Approval of a request to retire K-9 "Phoenix", a female Belgian Malinois, from patrol and narcotics work due to medical reasons and sell her for an amount of \$1.00 to her current handler Deputy Joseph Canales.
17. Ratification of approval to submit a grant application to the Texas School Safety Center, Texas State University for the solicitation entitled Tobacco Enforcement Program in the amount of \$66,000 to continue efforts tobacco compliance laws and acceptance of funding upon award; there is no requirement for matching funds and authority to submit on behalf of the Bexar County Judge; the term of the grant will be from April 1, 2019 through December 31, 2019.
18. Approval of a request from the Bexar County Sheriff's Office to rehire Ricardo Esqueda Jr. as a Deputy Chief effective January 16, 2019. This hiring conforms to Bexar County's Post Retirement Employment Policy.

Item(s) Brought by Civil District Court Administration:

(Peter Sakai)

19. Approval of a contract between Bexar County and Deborah Judith Inc., dba Elite Counseling, a non-profit corporation of the State of Texas, for the time period of October 1, 2018 through September 30, 2019, with total expenditures not exceeding \$50,000, to secure the development and operation of a program to provide drug treatment assessments and services for individuals participating in the Children's Court Family Drug Court Program.

Item(s) Brought by District Attorney:

(Joe Gonzales)

20. Approval of the submission of a grant application from the Criminal District Attorney's Office to the Texas Department of Transportation (TXDOT) for a project entitled "Bexar County No-Refusal Initiative", in the amount of \$29,409.09 with an in-kind match of \$23,509.29 totaling \$52,918.38 for the grant term of October 1, 2019 through September 30, 2020, approval of resolution, and acceptance of funds, if awarded.

Items(s) Brought by Purchasing

(Mary Quinones)

21. Awarding a requirements contract to Ergon Asphalt & Emulsions, Inc.; Wright Asphalt Products, Co.; Intermountain Slurry Seal, Inc. to provide for the purchase of Emulsions Materials beginning upon award and ending September 30, 2019 in the estimated combined annual amount of \$2,899,600 and providing for four one-year options for renewal, as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
22. Awarding a delivery order for the purchase of 93 Point Blank concealable body armor vests from Nardis Public Safety, as requested by the Sheriff's Office, in the amount of \$71,517 through a BuyBoard Cooperative contract #524-17; and authorizing the Purchasing Agent to execute contract and file the appropriate award documents for record.
23. Granting a discretionary exemption to the competitive bidding requirements set forth in the Texas Local Government Code per section 262.024 for the purpose of awarding a contract on a sole source basis for a period beginning upon award and ending July 31, 2019 to Thomson-Reuters West for the purchase of publications, subscriptions and West Law on-line access as requested by the Law Library, in the estimated annual amount of \$494,875.30; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

Item(s) Brought by Public Works:

(Renee Green)

24. Authorizing the purchase of a drainage easement comprised of two tracts of land from Rosie Ortiz Cantu, Owner of Record for the total consideration of \$7,050 plus applicable closing costs as part of the Highland Oaks Subdivision Project. Precinct Number 1
 - a. A 0.034 of an acre tract of land out of Lot 22, Block C, County Block 5997A, of the Highland Oaks Subdivision, conveyed to Rosie O. Cantu by an instrument recorded in Volume 17129, Page 2372, of the Official Public Records of Real Property of Bexar County, Texas.
 - b. A 0.034 of an acre tract of land out of Lot 23, Block C, County Block 5997A, of the Highland Oaks Subdivision, conveyed to Rosie Ortiz Cantu by an instrument recorded in Volume 16605, Page 1118, of the Official Public Records of Real Property of Bexar County, Texas.
25. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2011-TA1-04951; account number 028980080250; Tract No. 1: New City Block 2898 Block 8 Lot Red 25 in the City of San Antonio, Bexar County, Texas, as shown in Volume 00642, Page 0175 of the Deed and Plat Records of Bexar County, Texas; located at 1622 San Carlos for \$5,800 (the total amount of judgments against the property) to Tinu Lalji, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 2.
26. Approval of subdivision plat#180217 within the Extra Territorial Jurisdiction of the City of San Antonio: Westlakes Unit 2B, owner: HDC Westlakes, LLC, located southwest of Balmorhea and Toledo Bend, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.

27. Approval of the payment of excess Common Area Maintenance (CAM) charges for the years 2015, 2016 and 2017 to DAR Properties Ten, LLC, successor-in-interest to GCA Investment, Inc. as is required per the Lease Agreement dated January 6, 2015, in the combined total amount of \$232,967.86 for the lease space occupied by the Justice of the Peace and Constable 4 offices located at 2711 SE Loop 410 S, including the appropriate budgetary transfer. Precinct 4.
28. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2011-TA1-04951; account number 028980080200; Tract No. 6: New City Block 2898 Block 8 Lot Red 20 in the City of San Antonio, Bexar County, Texas as shown in Volume 00642, Page 0175 of the Deed and Plat Records of Bexar County, Texas: located at 1613 San Carlos St and Tract No.8: New City Block 2898 Block 8 Lot Red 21 and 22 in the City of San Antonio, Bexar County, Texas, as shown in Volume 00642, Page 0175 of the Deed and Plat Records of Bexar County, Texas; located at 1617 San Carlos St. for \$3,858 (the total amount of judgments against the property plus code compliance cost) to Esmeralda L. Rodriguez, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 2.
29. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin January 29, 2019:

SUBDIVISION

STREET/DRAIN

Marbach Village, Unit 04
Plat No. 160505
Precinct #1

Marbach Cove 140.00 lf
Asphalt Width: 28'
Marbach Garden 786.85 lf
Asphalt Width: 28'
Marbach Hill 404.43 lf
Asphalt Width: 28'
Marbach Oaks 406.28 lf
Asphalt Width: 28'
Drain "A-1" 364.83 lf
Drain "A-2" 46.60 lf
Drain "A-3" 154.93 lf
Drain "A-4" 46.34 lf

Lantana II Extension
Plat No. CP201603
Precinct #2

Hibiscus Cove 804.94 lf
Asphalt Width: 28'
Rock Daisy 709.94 lf
Asphalt Width: 28'
Tansy Canyon 1,055.15 lf
Asphalt Width: 28'
Drain "A" 74.70 lf
Drain "B" 11.00 lf
Drain "C" 11.00 lf

Windfield, Unit 08-R Ranch
Plat No. 150196
Precinct# 4

Slaton Fields 289.52 lf
Asphalt Width: 28'
Putman Fields 1,239.58 lf
Asphalt Width: 28'
Lyro Fields 289.52 lf
Asphalt Width: 28'

Drain "B" 73.15 lf
Drain "D" 11.00 lf
Drain "F" 11.00 lf
Drain "G" 11.00 lf

Item(s) Brought by Economic and Community Development:

(David Marquez)

30. Approval of the Resolution designating the Executive Director of Economic and Community Development or his designee to act on the County's behalf in contract matters related to utility assistance funding allocated to Bexar County for the period of January 1, 2019 through December 31, 2019.
31. Approval and Execution of the Management Agreement between Bexar County and the following outside agencies for a one year period beginning October 1, 2018, and ending on September 30, 2019, in the amount listed below from the General Fund:

Boysville	\$50,000
Child Safe	\$30,000
Christian Family Baptist Church	\$20,000
Christian Senior Services	\$65,000
Northeast Senior Assistance	\$11,000
River City Outreach	\$5,000
The ArtsFund Internship	\$38,500
YWCA	\$25,000

Item(s) Brought by Facilities Management:

(Dan Curry)

32. Authorizing the County Judge to execute contract amendment No. 4 between Bexar County & Guido Brothers Construction company, Inc. in the amount of \$154,344 for additional sewer disposal fees, asphalt modification and storage units related to Bexar County Substation, located at 1604/Rocket Lane and 6825 Cagon Road San Antonio Texas.

Item(s) Brought by Judicial Services:

(Mike Lozito)

33. Approval to pay \$386,188 in outstanding invoices since the expiration of the professional service agreement with the City of San Antonio for Central Magistration services extended through December 31, 2018 and the appropriate budgetary transfer. The agreement expired on September 30, 2018 and the parties have been operating under the terms of the expired agreement on a month-to-month basis.
34. Approval of two Bexar County interlocal agreements with Hollywood Park and Alamo Heights; participating municipalities that intend to utilize county vendor Quality Forensics Toxicology for drug and alcohol blood testing analysis for Intoxication Manslaughter and Intoxication Assault cases.
35. Approval of the first amendment to a professional services agreement with Quality Forensics Toxicology, L.L.C., to add alcohol/drug blood analysis testing services submitted by law enforcement agencies ("LEA'S") in Bexar County. The consideration is increased by \$65,000 for a new consideration amount not to exceed \$250,560, the initial term is for October 1, 2018 to January 31, 2020 year with two additional one year options.

36. Approval and execution of an Agreement between Bexar County and Crystal Counseling LLC for mental health treatment services for Mental Health Court participants with an amount not to exceed \$22,300. The term of the agreement will cover October 1, 2018 through September 30, 2019 utilizing general funding.
37. Approval to apply for a grant from the Texas Indigent Defense Commission (TIDC) for a technical support grant, in an amount up to \$76,058 to conduct a study of the Bexar County's indigent defense services system; there is a 100% match required in the amount of \$76,058 for a total amount of \$152,116; there is no grant term regarding TIDC technical assistance grants; and acceptance of funding upon award.

Items(s) Brought by Agrilife Extension Services:

(Nelda Speller)

38. Approval of an agreement between Bexar County and the Alamo Soil and Water Conservation District #330 in the amount of \$4,000 to carry out Flood Control and Soil Conservation for Fiscal Year 2018-2019.

Item(s) Brought by Small Business and Entrepreneurship:

(Renee Watson)

39. Approval of a request from the Small Business & Entrepreneurship Department for the County Auditor to pay for services for the 18th Annual Small, Minority, Women and Veterans Business Contracting Conference to the Coliseum Advisory Board for a total amount of \$90,129.69.

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

(David Smith)

40. Approval of Personal Services Agreements between Bexar County and the following individuals to provide services related to Federal issues.
 - a) Noe Garcia, III in a total amount of \$108,000 annually
 - b) Baltazar R. Serna, Jr. in a total amount of \$48,000 annually
41. Approval of Bexar County's Legislative Program for the 116th United States Congress.
42. Approval of an appointment of Louis C. Lopez III as the Bexar County Fire Marshal in compliance with Local Government Code 352, §352.011(b), for a two year term beginning on February 9, 2019.

Item(s) Brought by Heritage and Parks:

(Betty Bueche)

43. Authorizing the County Judge to approve the annual contribution to Main Plaza Conservancy for fiscal year 2018-2019, in the amount of \$25,000 as requested by the Main Plaza Conservancy.

Item(s) Brought by Military and Veterans Services Office:

(Karen Rolirad)

44. Authorizing the Bexar County Auditor to pay invoice(s) from Fiscal Year 2019 in the amount of \$600 for photography services to JNR Photo and Video.

Item(s) Brought by Commissioners Court:

(Court)

45. Approval of a request from Commissioner Tommy Calvert, Precinct 4, to reappoint Blanca Vasquez to the Emergency Services District #12 Board for a 2 year term to begin upon appointment and expire on January 31, 2021.
46. Approval of a request from Commissioner Tommy Calvert, Precinct 4, to reappoint Mario Salas to the Bexar County Historical Commission for a 2 year term to begin upon appointment and expire on December 31, 2020.
47. Approval of a request by Commissioner Sergio "Chico" Rodriguez to allow Cabalgata Internancional La Grande 2018 to use the corner of Farm Road and Southton Road as camp out spot for their Trail Ride from Eagle Pass to the AT&T Center (SA Rodeo) on February 7, 2019 to February 8, 2019.
48. Approval of a request by Commissioner Kevin Wolff, to appoint Dr. Gloria Davila to replace Gloria Arriaga on the City/County Joint Commission on Elderly Affairs, to begin upon appointment and expire January 29, 2021.
49. Approval of a request to appoint Commissioner Justin Rodriguez, Precinct 2, to various boards and commissions previously held by the late Commissioner Paul Elizondo.
50. Approval of the appointment of Karen Rolirad as the Bexar County Veterans Service Officer (VSO) in compliance with Local Government Code 434 §434.032(b).

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Commissioners Court:

(Court)

51. Discussion and appropriate regarding a request to re-allocate funds awarded to the Jazz Concert Series in the amount of \$50,000 and Crusade 300 in the amount of \$15,000 for special initiatives related to furloughed federal employees to the following organizations:
 - A. \$15,000 – Greater Randolph Area Services Program
 - B. \$50,000 – San Antonio Food Bank(Estimated Presentation Time: 10 minutes) (Nelson W. Wolff)

Item(s) Brought by County Courts-at-Law:

(John Longoria)

52. Discussion and appropriate action regarding appointment of Judge Rosie Speedlin Gonzalez and Judge J. Frank Davis (alternate) to the Bexar County Bail Bond Board pursuant to Texas Occupations Code §1704.053.
(Estimated Presentation Time: 10 minutes) (John Longoria)

Item(s) Brought by Information Technology:

(Mark Gager)

53. Presentation and discussion regarding launch of digital community resources focused on increasing awareness and access to county services via various platforms: internet, mobile, and social media.
(Estimated Presentation Time: 15 minutes) (Evan O'Mahoney)

Item(s) Brought by Economic and Community Development:

(David Marquez)

54. Presentation, discussion and appropriate action regarding an Incentive Application submitted by LGS Innovations LLC.
(Estimated Presentation Time: 10 minutes) (David Marquez)

Item(s) Brought by District Attorney:

(Joe Gonzales)

55. Discussion and appropriate action regarding a settlement offer in the following litigation: Joiner v. Moore, et. al.
(Estimated Presentation Time: 5 minutes) (Larry Roberson)

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. Joiner v. Moore, et. al.

Posted: Friday, January 25, 2019 at 4:30 p.m.

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