



# BEXAR COUNTY, TEXAS COMMISSIONERS COURT

## NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, August 18, 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: (Kevin Wolff)
2. Pledge of Allegiance (Kevin Wolff)

## COMMISSIONERS COURT REGULAR AGENDA

### 3. CEREMONIAL ITEM(S):

- a. Presentation of service pins recognizing Bexar County employees for 25 years of service:

Name	Years	Date Employed	Office/Department
Elizabeth Dee Salazar	25	7/11/1990	County Clerk
Roland P. Schuler	25	7/06/1990	Sheriff
Kurt C. Franz	25	7/02/1990	Public Works

(Estimated Presentation Time: 5 minutes)

(Court)

### 4. TIME CERTAIN:

- a. **10:30 a.m.** – Discussion and appropriate action regarding the Bexar County Fiscal Year 2015-16 Proposed Tax Rate and Operating and Capital Budget, and authorizing a proposal to adopt the Bexar County tax rate on September 1, 2015.

(Estimated Presentation Time: 1 hour)

(Tina Smith - Dean)

- b. **11:30 a.m. or Immediately following item 4(a)** - Presentation, discussion and appropriate action regarding the 2015 ad valorem tax rate recommendation for Bexar County Hospital District d/b/a University Health System in support of its Operating and Capital Outlook for Fiscal Year 2016 and in support of its Debt Service, and authorizing a proposal to adopt the Bexar County Hospital District d/b/a University Health System tax rate on September 15, 2015.

(Estimated Presentation Time: 30 minutes)

(George Hernandez, Jr.)

5. Communications from citizens who signed the register to speak.

## COMMISSIONERS COURT REGULAR AGENDA

6. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
7. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
  - a. Bexar County Auditor's Office Monthly Financial Report for the month of June 30, 2015.
  - b. Bexar County Community Supervision and Corrections Department Budget for FY 2016-2017.
  - c. Countywide Records Management Program update, submitted by Richard Gold, Facilities Manager, Records Management Officer.
  - d. Bexar County Sheriff's Office Budget FY 2015 State Asset Forfeiture Fund – 312.
  - e. United States Bankruptcy Court for the District of Utah, Central Division – Order Re: Naartjie custom Kids, Inc.
  - f. Fax letter received from Deputy Sheriff's Association of Bexar County Re: Deputy Gonzales, Ricardo; Contract Grievance 2015-DSABC-04.
8. Approval of Commissioners Court minutes for August 4, 2015 and August 11, 2015.

### **CONSENT AGENDA ITEMS:**

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

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

**(Court)**

9. Approval of a request from County Judge Nelson W. Wolff to appoint Janie Barrera to the Bexar County Hospital District Board of Managers effective September 1, 2015 for a term of two years to expire on August 31, 2017.

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

**(Kyle Coleman)**

10. Approval to adopt an Order restricting outdoor burning, effective on the date of adoption of the Order.
11. Ratification of the submission of the 2015 State Homeland Security Program (SHSP) grant funding applications to the Alamo Area Council of Governments (AACOG) by the Bexar County Sheriff's Office and Fire Marshal/Emergency Management Office and approval of the five funded 2015 SHSP Applications (No Bexar County cash match).

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

**(Susan Yeatts)**

12. Authorization and approval for the County Auditor to pay routine bills from Monday, August 24, 2015 through Friday, August 28, 2015.
13. Approval of bills to include claims registers for Wednesday, August 5, 2015, Friday, August 7, 2015, Wednesday, August 12, 2015, and Friday, August 14, 2015.
14. Authorization to distribute payroll, including overtime and uniform and auto allowances to be paid Monday, August 31, 2015.
15. Approval of Tax Assessor-Collector's Report of Taxes collected in July 2015 and approval of the order transferring tax collections for the month of July 2015 from unallocated receipts.
16. Approval of a request to establish a new change fund for the Election's Department of \$50 due to the implementation of a new cashiering system.
17. Request approval for \$142,558.23 in Tax Overpayment or Erroneous Payment Refunds due to 17 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.
18. 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 ending July 2015.
19. Approval of a request to modify the existing change fund for Judicial Service in the amount of \$75.00, bringing the total change fund balance to \$100.00.

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

**(Nancy Taguacta)**

20. Approval of contract Amendment #1 for an increase in funds totaling \$330,314.37 for services funded by Ryan White Part A Formula, Supplemental, and MAI provided by University Health System for the contract period of March 1, 2015 through February 29, 2016.
21. Approval of contract Amendment #2 for an increase in funds totaling \$5,000 for services funded by Ryan White Part B Service Delivery Supplemental, and provided by the Victoria City-County Health Department for the contract period beginning September 1, 2014, through August 31, 2015.
22. Approval of contract Amendment #2 for an increase in funds totaling \$17,000 for services funded by Ryan White Part B Service Delivery and Service Delivery Supplemental, and provided by the University Health System for the contract period beginning September 1, 2014, through August 31, 2015.
23. Approval of contract Amendment #2 for a decrease in funds totaling \$22,000 for services funded by Ryan White Part B Service Delivery and Service Delivery Supplemental, and provided by the Maverick County Hospital District for the contract period beginning September 1, 2014, through August 31, 2015.

24. Approval of the appointment of the following nominations to the San Antonio Area HIV Health Services Planning Council with a term beginning on March 1, 2015 and ending February 28, 2017:

<u>Name</u>	<u>Membership Category</u>	<u>Replacing</u>
Kourtney Collier	Affected Community	N/A
Enrique Flores	HIV Prevention	N/A
Martha Prado	Part C Grantee	Ana Serrano

**Item(s) Brought by Information Technology:**

**(Catherine Maras)**

25. Approval of a Confidentiality and Non-Disclosure Agreement between Bexar County and International Business Machines Corporation (IBM).

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

**(Mary Salas)**

26. Authorizing and approving an assignment of Bexar County's contract with Inmate Calling Solutions, LLC, dba ICSolutions for technological services to Davila Construction for completion of the Adult Detention Center Video Visitation and Reentry Center located at 222 N. Comal, San Antonio, Texas, as requested by the Bexar County Information Technology Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
27. Awarding the renewal of contracts with Affordable Custodial Supplies, Inc. (SMWBE) in the estimated annual amount of \$22,361; Phoenix Trading Company dba Amercare Products, Inc. (SMWBE) in the estimated annual amount of \$95,083; and D.C. Distributing (SMWBE) in the estimated annual amount of \$308,286 in the combined estimated annual amount of \$425,730 to provide for the purchase and delivery of Janitorial and Personal Care Items on a requirements contract basis for the period beginning October 1, 2015 and ending September 30, 2016, as requested by the Bexar County Purchasing Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
28. Awarding a delivery order to Caldwell Country Chevrolet to provide for the purchase of three (3) 2016 Chevrolet Tahoes, as requested by the Bexar County Sheriff's Office in the amount of \$136,953; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
29. Authorizing the execution of an agreement with Mel Davis Auction & Storage to provide for the purchase of auction services and storage services for seized property on a requirements contract basis at an estimated annual amount of \$57,000 for an initial term of one (1) year, providing for a one-time payment of \$65,874 for past due invoices, and providing for four (4) one-year options for renewal as requested by the Bexar County Sheriff's Office; and authorizing the Purchasing Agent to file the appropriate award documents for record and approval of the appropriate budgetary transfer.
30. Authorizing a month-to-month extension with Varsity Contractors, Inc. to provide Bexar County with Custodial Services at various County facilities for a period not to exceed 90 days beginning September 1, 2015 and ending November 30, 2015 in the estimated monthly amount of \$73,975.30 under the same terms and conditions as requested by the Bexar County Facilities Department; and authorizing the Purchasing Agent to execute contract modification and file the appropriate award documents for record.

31. Rescinding a requirements contract with Joe M. Esparza dba JME Ventures (MBE) to provide services for the transportation of deceased individuals (bodies) and awarding a new contract to Richard Ramos dba Alamo City Mortuary Service on a requirements contract basis in the estimated annual amount of \$250,000 for a one-year period beginning upon award and ending June 30, 2016, as requested by the Bexar County Judicial Services Department/Medical Examiner's Office and providing for four (4) one-year options for renewal upon mutual consent of the County and Richard Ramos dba Alamo City Mortuary Service; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.
32. Ratification of awarding a purchase order to Building Four Fabrication, LLC in the amount of \$97,391.20 to provide for the purchase of labor and materials for the fabrication of Exhibit Cases as requested by the Bexar County Heritage Department; and authorizing the Purchasing Agent to execute and file the appropriate documents for record.

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

**(Renee Green)**

33. Approval of Field Alteration Request Number 1 between Bexar County and J3 Company, LLC, requesting to increase the contract amount by \$23,398.70 in connection with Flood Control Capital Project, Cacias Road LWC, SA45, Purchase Order No. 383599, Precinct Number 4.
34. Approval of Field Alteration Request Number 2 between Bexar County and Capital Excavation, requesting to increase contract amount by \$12,709.30 in connection with Public Works Capital Project, Galm Road Phase II Project. Precinct Number 2.
35. Approval to execute Final Recapitulation of project costs between Bexar County and JR Ramon & Sons, Inc., (SMWBE) in connection with Flood Control Capital Project, French Creek Tributary NWWC, LC-23, Purchase Order Number 3781017. The recap shows a decrease of (\$1,493.00). The recap shows a final construction amount of \$18,224.23. Precinct 3 Number.
36. Approval of the Professional Services Agreement between Bexar County and Professional Service Industries, Inc., in the amount of \$11,285.00 for Construction Materials Testing and Observation Services in connection with Flood Control Capital Project, Real Road LWC at Chupaderas Creek, SA17, Precinct 4 Number.
37. Approval of subdivision plat# 140323 within the Extra Territorial Jurisdiction of the City of San Antonio: Wortham Oaks Unit 14 & 20 (Enclave), owner: Shaggy Development L.L.C., located northeast of Akin Doe (private) and Carriage Cape (private), within the Edwards Aquifer Recharge Zone. Precinct Number 3.
38. Approval of subdivision plat#140534 within the Extra Territorial Jurisdiction of the City of San Antonio: Savannah Unit 1-A, owner: Continental Homes of Texas, L.P., located west of Samsel Falls and Ranch Bend, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.

39. Approval of subdivision plat#140535 within the Extra Territorial Jurisdiction of the City of San Antonio: Savannah Unit 1B, owner: Continental Homes of Texas, L.P., located southwest of Hickman Park and Joplin Terrace, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
40. Approval of subdivision plat#140552 within the Extra Territorial Jurisdiction of the City of San Antonio: Overlook Town Center Unit 1, owner: 281/Overlook Partners L.P., located northwest of Bulverde Road and Bulverde Oaks, within the Edwards Aquifer Recharge Zone. Precinct Number 3.
41. Approval of subdivision plat#150074 within the Extra Territorial Jurisdiction of the City of San Antonio: Savannah Unit 5 Vacate, owner: Continental Homes of Texas, L.P., located northwest of Kallison Lane and Culebra Road (F.M. 471), not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
42. Approval of subdivision plat#150075 within the Extra Territorial Jurisdiction of the City of San Antonio: Savannah Unit 5A, owner: Continental Homes of Texas, L.P., located west of Ranch View and Melton Glen, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
43. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2011-TA1-01990; account number 037470360310; New City Block 3747 Block 36 Lots 31 and 32 Sunny Slope Addition in the City of San Antonio, Bexar County, Texas, as shown in Volume 00105, Page 0196 of the Deed and Plat Records of Bexar County, Texas; located at 1623 Vanderbilt for \$5,858.12 (the total amount of judgments against the property) to Shannon M. Ventura, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4.
44. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2011-TA1-00394; account number 095360020220; New City Block 9536, Block 2, Lot 22 Bellavida in the City of San Antonio, Bexar County, Texas, as shown in Volume 02222, Page 0332 of the Deed and Plat Records of Bexar County, Texas; located at 755 Gabriel-2 for \$5,720.00 (the total adjudged value of the property) to The Oak Glen Group, G.P., pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4
45. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin August 18, 2015:

SUBDIVISION

STREET/DRAIN

Amber Creek, Unit 04  
 Plat No. 130172  
 Precinct # 1

Olympus Bay 1,045.41 lf  
 Asphalt Width: 28'  
 Boxer Creek 171.39 lf  
 Asphalt Width: 28'  
 Placid Bay 649.91 lf

Asphalt Width: 28'  
Drain "A-1" 11.0 lf  
Drain "4-B" 104.91 lf  
Drain "4-C" 109.00 lf

46. Traffic Control Devices to be established:

Permanent Road Closure To Be Established:

**Precinct Number 1**

Permanent road closure of Marbach Road from 425 feet west of "Just My Style" westbound to end of road on both sides of road.

No Parking Anytime Zones To Be Established:

**Precinct Number 2**

No Parking Anytime (tow-away zone)

Parking shall be prohibited on Buckskin Way from Caspian Ledge to Caspian Bend on north side of street only.

**Precinct Number 3**

No Parking, Stopping, or Standing Anytime

Parking shall be prohibited on Fork Bend Hill from Arrowwood Bend to Bulverde Green on both sides of street.

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

**(Tina Smith-Dean)**

47. Approval of the renewal of the extension of the professional services agreement between Bexar County and First Southwest Asset Management, Inc. for Investment Advisory service to be provided to the County, extending the current term for a two-year period through July 31, 2017.

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

**(David Marquez)**

48. Approval of an Assignment and Assumption of a Tax Abatement Agreement between the County of Bexar, Avanzar Interior Technologies, Ltd. and Avanzar Interior Products, LLC.



**INDIVIDUAL AGENDA ITEMS:**

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

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

**(Jacque Callanen)**

49. Discussion and appropriate action for the orders necessary for the conduct of the Tuesday, November 3, 2015 Special Election to Fill a Vacancy in State Representative District 118, Amendment Election to include:

- a. An Order calling the Special Election to Fill a Vacancy in State Representative District 118, Amendment;
  - b. An Order establishing an early ballot board;
  - c. An Order establishing a Central Counting Station and appointing a Presiding Judge.
- (Estimated Presentation Time: 10 minutes) (Jacque Callanen)

50. Discussion and appropriate action for the orders necessary for the conduct of the Tuesday, November 3, 2015 Amendment, Joint General and Special Election to include:

- a. An Order establishing an early ballot board;
  - b. An Order establishing a Central Counting Station and appointing a Presiding Judge.
- (Estimated Presentation Time: 10 minutes) (Jacque Callanen)

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

**(David Marquez)**

51. 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)**

52. Presentation by the Community Venues Program of the Second Quarterly Report of Amateur Sports Facilities funded with 2008 Venue Funds, including status of the operations (facility and financial); discussion and appropriate action by Commissioners Court on the results.

(Estimated Presentation Time: 15 minutes) (Mike Sculley)

53. Discussion and appropriate action authorizing the Community Venues Program Director to negotiate an Operating Agreement with Born Again Sports, Inc., for the operation and maintenance of the Southeast Skyline Baseball Complex located at Southside Lions Park, with necessary contract documents to be submitted to Commissioners Court for consideration and action at a later date.

(Estimated Presentation Time: 10 minutes) (Mike Sculley)

54. Discussion and appropriate action directing staff to provide for the reimbursement of allowable expenses to Standard of Athletics for repairs and improvements to Wheatley Heights Sports Complex authorized by Eastside Christian Action Group in a not to exceed amount of \$20,557.63.  
(Estimated Presentation Time: 10 minutes) (Mike Sculley)

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

**(Mary Salas)**

55. Discussion and appropriate action in connection with Flood Control Capital Project, Prue Road at French Creek, LC6, Precinct Number 3.
- a. Interlocal Agreement between Bexar County and San Antonio Water System (SAWS) to include payment from SAWS to the County in the amount of \$383,773.50 for construction services and payment from the County to SAWS in the amount of \$77,995.17 for design services.
  - b. Interlocal Agreement between Bexar County and City Public Service (CPS), in the amount of \$88,000 at no cost to the County.
  - c. Professional Services Agreement between Bexar County and Raba Kistner Consultants, Inc., in the amount of \$19,736 for Quality Assurance Construction Materials Observation and Testing Services.
  - d. Professional Services Agreement between Bexar County and Foster CM Group, Inc. (SMWBE), in the amount of \$257,184.20 for Construction Inspection Services.
  - e. Awarding a contract to the lowest and best qualified bid submitted by Capital Excavation Company to provide for the purchase of Construction Services for the Prue Road at French Creek (LC-6) Project in Precinct 3, in the amount of \$4,400,368.70 as requested by the Bexar County Public Works Department, Flood Control Division; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.  
(Estimated Presentation Time: 10 minutes) (Mary Salas)

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

**(Nancy Taguacta)**

56. Discussion and appropriate action approving the Inter-local Agreement between Bexar County and Edgewood Independent School District (EISD) for a “Jazz at the Local: SOLID (arity)” event to be held at the Edgewood Fine Arts Academy on August 29, 2015 at 7:00 p.m. The event will be free to the public.  
(Estimated Presentation Time: 5 minutes) (Nancy Taguacta)

**Item(s) Brought by Bexar Heritage:**

**(Betty Bueche)**

57. Discussion and appropriate action regarding a request to co-sponsor with the Institute of Texan Cultures, an exhibit of Spanish Colonial Archives from the National/General Archives of the Indies in Madrid, Spain, at 126 W. Nueva Street as part of the World Heritage Inscription events, and international travel for staff to select and curate documents for public display.

(Estimated Presentation Time: 5 minutes)

(Betty Bueche)

**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.

58. § 551.072 Deliberation regarding real property:

- a. Discussion regarding potential environmental issues related to the regarding potential environmental issues related to the due diligence investigation of approximately 10 acres out of New City Block 1249, New City Block 1250, New City Block 1251 and New City Block 1252, San Antonio, Bexar County, Texas.

Posted: Friday, August 14, 2015 at 4:45 p.m.