



\*UG-98-2021-27535\*

# **BEXAR COUNTY, TEXAS COMMISSIONERS COURT**

## **NOTICE OF PUBLIC MEETING**

The Bexar County Commissioners Court will meet on **Tuesday, April 20, 2021 at 9:00 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**

**REBECA CLAY-FLORES  
COMMISSIONER, PRECINCT 1**

**TRISH DeBERRY  
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 west side of the Courthouse on S. Main Avenue between Dolorosa and E. Nueva Streets. To access the second floor, individuals must utilize the accessible ramp located at the west side of the County Courthouse and take the elevator to the second floor.

## COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: Reverend Eric Vogt, Travis Park Church (Court/Tommy Calvert)
2. Pledge of Allegiance: (Court/Tommy Calvert)

## COMMISSIONERS COURT REGULAR AGENDA

### 3. TIME CERTAIN ITEM(S)

- a. **9:15 a.m.** – Presentation and overview of Court Operations and Reopening Plan.  
(Presentation Time: 15 minutes) (Ron Rangel)
4. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
5. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
  - a. Demand letter submitted by Norred Law PLLC, re: Jeff McManus and November 2020 election.
  - b. Demand letter submitted by The Krist Law Firm, P.C. and Crosley Law Firm, P.C., Re: Case No. 5:19-CV-01392; Christopher Prescott & Rubi Prescott, Individually and as personal representatives of the Estate of Kameron Prescott, Deceased v. Bexar County, Javier Salazar, Individually and as the Bexar County Sheriff, John Aguillon, George Herrera, Jesse Arias, and Johnny Longoria; In the United States District Court, Western District, San Antonio Division, dated March 29, 2021.
  - c. Request for arbitration for the Demotion of BCSO Lieutenant Veronica Hignojoz, dated March 31, 2021.
  - d. Bexar County Sheriff's Office FY 2021 Budget for State Asset Forfeiture Fund – 312 (April 6, 2021).
  - e. Community Development Block Grant Program project management agreement with Merced Housing Texas, approved March 9, 2021.
  - f. Citation directed to Nelson Wolff, County Judge, Plaintiff's Original Petition, Re: Natalie N Larenas vs. Raul Lopez Arevalo, Jr., Bexar County Sheriff's Department and Bexar County, Texas, Case No. 2021-CI-05206.

6. Commissioners Court minutes April 6, 2021.
7. 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 Sheriff:**

**(Javier Salazar)**

8. Ratification of approval for the submission of an online grant application to the Department of Justice - BJA FY 2020 State Criminal Alien Assistance Program (SCAAP) for the reporting period of July 1, 2018 through June 30, 2019, with no Bexar County match; authority to apply the digital signature of the Bexar County Judge on the application including acceptance of funding upon award.
9. Authorizing the County Auditor to pay Fiscal Year 2021 invoice(s) for Bexar County Sheriff's Office from Mel Davis (property/storage) in the amount of \$8,797.
10. Approval of a request from the Bexar County Sheriff's Office to rehire Jacob Alvarez as a full-time Detention Deputy effective April 23, 2021. This hiring conforms to Bexar County's Post Retirement Employment Policy.
11. Approval of a request to accept \$2,035 from the Bexar County Sheriff's Foundation Fund toward the purchase of a Mascot Outfit and accept donation from the Bexar County Sheriff's Foundation Fund for four (4) Canine Vests and Body Armor and one (1) Bass Drum with associated equipment (case, carrier, bass drum sticks) for a total value of \$8,804.25.

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

**(Peter Sakai)**

12. Approval of personal services agreement with Norma Cavazos related to the new civil family violence program in the amount of \$66,881.

**Item(s) Brought Tax Office:**

**(Albert Uresti)**

13. Approval of a request for the waiver and penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$58.28 (penalty of \$50.28; interest \$8.40) on account #15859-004-0090, Victorina M. Ortiz, tax year(s) 2020 in accordance with Section 33.011 of the Texas Property Tax Code.

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

**(Leo Caldera)**

14. Authorization and approval for the County Auditor to pay routine bills from Monday, April 19, 2021 through Friday, April 30, 2021.

15. Approval of bills to include claims registers for Wednesday, April 7, 2021 and Friday, April 9, 2021 and Wednesday, April 14, 2021 and Friday, April 16, 2021.
16. Authorization to distribute upcoming payrolls, including overtime, uniform allowances, and auto allowances to be paid on Friday, April 30, 2021.
17. Approval of Tax Assessor-Collector's Report of Taxes collected in March 2021 and approval of the order transferring tax collections for the month of March 2021 from unallocated receipts.
18. Approval of a request to increase fund balance to the Tax Assessor-Collector's Property Tax department from \$19,325 to \$20,025.

**Items(s) Brought by Purchasing**

**(Patricia Torres)**

19. Approval to declare five (5) vehicles surplus for auction in accordance with Local Government Code 263.152.
20. Awarding a requirements contract to Tri-Starr Group (SBE, WBE) to provide for the purchase of temporary labor services on a requirements contract basis for an initial two-year term, beginning upon award and ending September 30, 2023, for an estimated annual amount of \$86,657.50, and providing for three (3) one-year options for renewal, as requested by the Elections Department; and authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract if provided for in each fiscal year appropriated budget; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.

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

**(Renee Green)**

21. Approval of the Engineering Services Agreement between Bexar County and RPS Infrastructure, Inc., in the amount of \$706,408.10 for the Professional Engineering Services contract for the Flood Control Project, Zigmont Road Low Water Crossings, Precinct 4.
22. Approval to accept the donation of four tracts of land from four property owners each described individually below, these tracts are needed as part of the WT Montgomery Road Extension Project located in far west Bexar County, north of US Highway 90, subject to closing at a title company, at no cost to Bexar County. Precinct 1
  - a. Convergence Brass, LLC - donating a 3.342-acre tract of land located in the Robert Lewis Survey No. 63, Abstract No. 422, County Block 4341, Bexar County, Texas, being a portion of that certain called 487.6 acres of land conveyed to Convergence Brass, LLC, as described in Document Number 20150033722.
  - b. Equitable Land Holdings, LLC – donating a 3.406-acre tract of land located in the Robert Lewis Survey No. 63, Abstract No. 422, County Block 4341, Bexar County, Texas, being a portion of that certain called 52.31 acres of land conveyed to Equitable Land Holdings, LLC, as described in Volume 15980, Page 1091, Official Public Records of Bexar County Texas and a portion of that certain 52.35 acres of land conveyed to Equitable Land Holdings, LLC, as described in Volume 14701, Page 2232, Official Public Records of Bexar County, Texas.

- c. Hooda Enterprises, Inc. – donating a 5.461-acre of land located in the Robert Lewis Survey No. 63, Abstract No. 422, County Block 4341, Bexar County, Texas, being a portion of that certain called 50.54 acres of land conveyed to Hooda Enterprises, Inc., as described in Volume 13388, Page 2485, Official Public Records of Bexar County, Texas.
  - d. SA Rocking in the Free World, LP – donating a 3.422-acre tract of land located in the Robert Lewis Survey No. 63, Abstract No. 422, County Block 4341, Bexar County, Texas, being a portion of that certain called 120.445 acres of land conveyed to SA Rocking in the Free World, LP, as described in Document Number 20210002690, Official Public Records of Bexar County Texas.
23. Approval to accept the dedication of two tracts of land from property owner CTMGT Rancho Del Largo, LLC to Bexar County being excess road right-of-way located on Arcada Path in front of the elementary school in the Arcadia Ridge Phase 2, Unit 6A subdivision in western Bexar County, at no cost to Bexar County. Precinct 1.
- a. A 0.0104 of an acre tract of land, out of the Johann Pfeiffer Survey No. 7, Abstract 1018, County Block 4349, Lot 909, Block 52 of Arcadia Ridge Collector PH II, as recorded in Volume 9699, Page 132 of the Deed and Plat Records of Bexar County, Texas.
  - b. A 0.0217 of an acre tract of land, out of the Johann Pfeiffer Survey No. 7, Abstract 1018, County Block 4349, Lot 910, Block 52 of Arcadia Ridge Collector PH II, as recorded in Volume 9699, Page 132 of the Deed and Plat Records of Bexar county, Texas.
24. Approval of two Agreements to Contribute Right of Way Funds with Texas Department of Transportation (TxDOT) for the following two projects:
- a. Approval of an Agreement to Contribute Right of Way Funds (Fixed Price) between Bexar County and the TxDOT for the FM 1560 Project from SH 16 to FM 471. Precinct 2.
  - b. Approval of an Agreement to Contribute Right of Way Funds (Fixed Price) between Bexar County and the TxDOT for the US 90 Project from SH 211 to IH 410. Precinct 1.
25. Approval of subdivision plat# 19-11800145 within the Extra Territorial Jurisdiction of the City of San Antonio: Blackbuck Ranch Phase 2 Unit 5 PUD, owner: Southland Canyons III, LLC, located west of Sloanes Ridge and Kendall Canyon, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
26. Approval of subdivision plat# 19-11800359 within the Extra Territorial Jurisdiction of the City of San Antonio: Ruby Crossing Unit 1, owner: Lennar Homes of Texas, LTD, located north of Red Forest Lane and Red Hill Lane, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
27. Approval of subdivision plat# 20-11800134 within the Extra Territorial Jurisdiction of the City of San Antonio: Mccrary Tract Unit 1A, owner: HDC Davis Ranch, LLP, located west of Davis Ranch Parkway and Swaybach Ranch, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
28. Approval of subdivision plat# 20-11800149 within the Extra Territorial Jurisdiction of the City of San Antonio: Mccrary Tract Unit A Phase 2, owner: Pulte Homes of Texas, L.P., located west of Davis Ranch and Merrick Run, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
29. Approval of subdivision plat# 20-11800167 within the Extra Territorial Jurisdiction of the City of San Antonio: Silos Unit 5, owner: Lennar Homes of Texas, LTD, located northwest of Masterson Road and Silos View, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.

30. Approval of subdivision plat# 20-11800334 within the Extra Territorial Jurisdiction of the City of San Antonio: Medina Landing Unit 2, owner: Lennar Homes of Texas, LTD, located west of Mesa Medina and Serro Medina, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
31. Approval of subdivision plat# 20-11800518 within the Extra Territorial Jurisdiction of the City of San Antonio: Horizon Pointe Unit 16, owner: HPSA Land Partners, LLC, located south of Andromeda Way and Putnam Fields, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
32. Approval of subdivision plat#CP202006 inside of the Extra Territorial Jurisdiction of the City of St. Hedwig: Heather's Place Unit 5 & 6, owner: HLH Development, LLC, located north of Heathers Star and Heathers Isle St., not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
33. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin April 20, 2021:

SUBDIVISION

Westpointe East Unit 22-G  
 Plat No. 180071  
 Precinct #1

STREET/DRAIN

Delafield Rd 1232.37 lf  
 Asphalt Width: 28'  
 Derussy Valley 364.70 lf  
 Asphalt Width: 28'  
 Doubleday Ln 571.56 lf  
 Asphalt Width: 28'  
 Upton Park 1681.59 lf  
 Asphalt Width: 28'  
 Drain "A" 50.00 lf  
 Drain "K" 11.00 lf

Horizon Pointe Woodlake Parkway Phase 02 Azure Waters 37.00 lf  
 Plat No. 180192  
 Precinct #4

Asphalt Width: 40'  
 Putnam Fields 74.00 lf  
 Asphalt Width: 40'  
 Woodlake Parkway (Northbound) 1,656.09 lf  
 Asphalt Width: 27'  
 Woodlake Parkway (Southbound) 1,656.09 lf  
 Asphalt Width: 28'  
 Drain "R" 86.00 lf

Horizon Pointe Unit 23  
 Plat No. 180253  
 Precinct #4

Pickles Way 385.51 lf  
 Asphalt Width: 28'  
 Sunspot 866.48 lf  
 Asphalt Width: 32'  
 Woodlake Parkway 588.40 lf  
 Asphalt Width: 64'  
 Drain "Q" 11.00 lf  
 Drain "R" 13.00 lf  
 Drain "S" 60.00 lf  
 Drain "T" 11.00 lf

34. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precinct Numbers 1 & 4.

*STOP ZONES TO BE ESTABLISHED:*

**Precinct Number 1**

Southton Meadows Unit 1 Plat #19-11800005

- The Stop Sign shall be on Headwater Way at its intersection with Levee Ridge. (1 stop)
- The Stop Sign shall be on Rapids Way at its intersection with Arroyo Seco. (1 stop)
- The Stop Signs shall be on Flume Ridge at its intersection with Rapids Way . (2 stops)
- The Stop Sign shall be on Rapids Way at its intersection with Southton Meadows. (1 stop)
- The Stop Sign shall be on Open Water at its intersection with Arroyo Seco. (1 stop)
- The Stop Sign shall be on Open Water at its intersection with Flume Ridge. (1 stop)
- The Stop Signs shall be on Flume Ridge at its intersection with Southton Bed. (2 stops)
- The Stop Sign shall be on Southton Bed at its intersection with Arroyo Seco. (1 stop)
- The Stop Signs shall be on Southton Bed at its intersection with Southton Meadows. (2 stops)
- The Stop Sign shall be on Riffle Ridge at its intersection with Southton Bed. (1 stop)
- The Stop Sign shall be on Southton Meadows at its intersection with Southton Rd. (1 stop)

Westlakes Collector Phase 3 Plat #19-11800063

- The Stop Sign shall be on Pinkston at its intersection with Stillhouse Hollow. (1 stop)

Westlakes Unit 2A Plat #180216

- The Stop Sign shall be on Toledo Bend at its intersection with Balmorhea. (1 stop)
- The Stop Sign shall be on Balmorhea at its intersection with Champion Creek. (1 stop)

Westlakes Unit 2B Plat #180217

- The Stop Sign shall be on Coffee Mill at its intersection with Balmorhea. (1 stop)
- The Stop Sign shall be on Toledo Bend at its intersection with Balmorhea. (1 stop)
- The Stop Signs shall be on Hubbard Creek at its intersection with Coffee Mill. (2 stops)
- The Stop Sign shall be on Toledo Bend at its intersection with Hubbard Creek. (1 stop)

Hooten Tract Unit 1-A Plat #180533

- The Stop Signs shall be on Elkhorn Crest at its intersection with Rimrock Springs. (2 stops)
- The Stop Signs shall be on Palm Ridge at its intersection with Rimrock Springs. (2 stops)
- The Stop Sign shall be on Elkhorn Crest at its intersection with Asp Point. (1 stop)
- The Stop Signs shall be on Asp Point at its intersection with Palm Ridge. (2 stops)
- The Stop Sign shall be on Palm Ridge at its intersection with Talley Rd. (1 stop)
- The Stop Sign shall be on Texas Coral at its intersection with Rimrock Springs. (1 stop)
- The Stop Sign shall be on Desert Viper at its intersection with Texas Coral. (1 stop)
- The Stop Sign Shall be on Texas Coral at its intersection with Asp Point. (1 stop)
- The Stop Sign shall be on Emerald Tree at its intersection with Asp Point. (1 stop)
- The Stop Sign shall be on Emerald Tree at its intersection with Talley Rd. (1 stop)
- The Stop Sign shall be on Gila Crossing at its intersection with Asp Point. (1 stop)
- The Stop Sign shall be on Rimrock Springs at its intersection with Old F. M. 471 W. (1 stop)
- The Stop Sign shall be on Gunsight Pass at its intersection with Rimrock Springs. (1 stop)

**Precinct Number 4**

Avila Subdivision Plat #19-11800002

- The Stop Sign shall be on Avila Vista at its intersection with Woodlake Pkwy. (1 stop)
- The Stop Sign shall be on Leon Place at its intersection with Avila Vista. (1 stop)
- The Stop Sign shall be on Verracio Court at its intersection with Avila Vista. (1 stop)

- The Stop Sign shall be on Verracio Court at its intersection with Adaja River. (1 stop)
- The Stop Sign shall be on Avila Vista at its intersection with Fruchel Way. (1 stop)
- The Stop Sign shall be on Plata Circle at its intersection with Golf Vista Blvd. (1 stop)
- The Stop Sign shall be on Alcazar Gate at its intersection with Verdugos Palace. (1 stop)
- The Stop Sign shall be on Alcazar Gate at its intersection with Golf Vista Blvd. (1 stop)
- The Stop Sign shall be on Verdugos Palace at its intersection with Golf Vista Blvd. (1 stop)

**Item(s) Brought by Heritage & Parks:**

**(Betty Bueche)**

- 35. Approval of a request from Heritage and Parks to pay for park security for Easter Day 2021 services not to exceed \$6,532.

**Items(s) Brought by Economic and Community Development:**

**(David Marquez)**

- 36. Approval and execution of the First Amendment to the Community Housing Development Organization (“CHDO”) Agreement between Bexar County and Habitat for Humanity of San Antonio to provide HOME Investment Partnerships Program (HOME) funds for the Watson Road Development Project utilizing Program Year (PY) 2020 HOME funds in the amount of \$148,891.

**Item(s) Brought by Office of Criminal Justice:**

**(Mike Lozito)**

- 37. Approval and execution of the Fifth Amendment to an Agreement for Professional Services between Bexar County and Alpha Home to extend the term for outpatient substance abuse treatment services for the Adult Specialty Courts with authorized funding from various grants awarded for FY2021. The term of the funding for this Agreement is September 1, 2020 to September 30, 2021 for FY2021.
- 38. Consideration and appointment of Judge Cynthia Marie Chapa as the representative of the Bexar County District Courts to serve on the Advisory Board of the Bexar County Dispute Resolution Center for a term of office to begin upon appointment and expire on May 31, 2023.

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

**(Karen Rolirad)**

- 39. Approval of an appointment of Raymond Herrera as a Veteran Service Officer.

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

**(Court)**

- 40. Approval of a request from Commissioner Trish DeBerry, Precinct 3, to appoint Ashley Foster to the SMWBE Program Advisory Committee to fill the position for a 2 year term to begin upon appointment and expire on December 31, 2023.
- 41. Authorization for County Auditor to pay invoices (Hustle, Inc and Rose Boutique) in a total amount of \$13,076 for services provided.



## **INDIVIDUAL AGENDA ITEMS:**

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

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

**(Court)**

42. Presentation by the Texas Kidney Foundation on Silent but Deadly Kidney Disease Awareness Campaign.  
(Estimated Presentation Time: 15 minutes) (Tommy Calvert)

### **Item(s) Brought by Office of the County Manager:**

**(David L. Smith)**

43. Discussion and appropriate action regarding Bexar County's Legislative Program and the 87<sup>th</sup> Session of the Texas Legislature and the Federal Legislative Program for the 117<sup>th</sup> United States Congress.  
(Estimated Presentation time: 15 minutes) (Melissa Shannon)
44. Discussion and appropriate action regarding the presentation by Rene Gonzalez of Garza/Gonzalez & Associates of the County's FY 2020 Comprehensive Annual Financial Report (CAFR), Single Audit Report, and Report on Conduct of Audit.  
(Estimated Presentation time: 15 minutes) (David L. Smith)

### **Item(s) Brought by Economic and Community Development:**

**(David Marquez)**

45. Discussion and appropriate action regarding thirteen grant agreements between Bexar County and various Chambers of Commerce in an aggregate amount of \$600,000 to provide services as their member companies recover from COVID-19.  
(Estimated Presentation time: 5 minutes) (David Marquez)

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

**(Leo Caldera)**

46. 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 March 2021. Notification of payment to those employees who have accumulated hours in excess of the FLSA maximum level for an estimated amount of \$459,671 and approval of the appropriate budget transfers.  
(Estimated Presentation time: 5 minutes) (Leo Caldera)

### **Item(s) Brought by Sheriff:**

**(Javier Salazar)**

47. Ratification of approval of an interlocal agreement for the provision of law enforcement services between Comal Independent School District and the Bexar County's Sheriff's Office to assign one (1) uniformed deputy to the Comal Independent School District for approximately 181 days commencing August 10, 2020 and shall terminate May 29, 2021. The deputy will be used for schools located in Bexar County only.  
(Estimated Presentation time: 10 minutes) (Javier Salazar)

### **Item(s) Brought by County Clerk:**

**(Lucy Adame-Clark)**

48. Drawing 25 names from the 2020 Grand Jury List, (9) of which will serve on the 2021 Salary Grievance Committee; an additional nine (9) names are needed to serve as Alternates.  
(Estimated Presentation time: 5 minutes) (Lucy Adame-Clark)

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

**(Joe Gonzales)**

49. Discussion and appropriate action regarding settlement in the matter of Stephen Anthony Bernal v. Gerald Trevino, Jr., in his Individual Capacity.  
(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.

50. §551.071 Consultation with Attorney for advice regarding

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

- i. Christopher Prescott & Rubi Prescott, Personal Representatives of the Estate of Kameron Prescott and Rene Jones, Personal Representative of the Estate of Amanda Jones v. Bexar County, et al.; and
- ii. Stephen Anthony Bernal v. Gerald Trevino, Jr., in his Individual Capacity.

Posted: Friday, April 16, 2021 at 4:30 p.m.

**FILE INFORMATION**

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**LUCY ADAME-CLARK**

BEXAR COUNTY CLERK

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Client Name: COMMISSIONERS COURT

Date: 04/16/2021 | 04:17PM  
Clerk: Angela J