



Minutes for the Travis County Commissioners Court Tuesday, January 24, 2012 Voting Session

Minutes Prepared by the Travis County Clerk
512-854-4722 • www.co.travis.tx.us • PO Box 149325, Austin, TX 78714-9325

Call to Order

Meeting called to order on January 24, 2012, in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Sarah Eckhardt	Precinct 2, Commissioner	Present
Karen L. Huber	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Public Hearings

1. Receive comments regarding proposed changes to Chapter 57 (Travis County Smoking Policy) of the Travis County Code.

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Sherri Fleming, County Executive, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS)
Mary Etta Gerhardt, Assistant County Attorney
Lindsay Pollok, Planner, TCHHS&VS
Ana Almaguel, Project Manager, TCHHS&VS
Dr. Huang, Medical Director, Austin Travis County Health and Human Services
Denise McBride, Office Specialist, Travis County Attorney's Office
Stephen Dendy, Road Crew, Transportation and Natural Resources (TNR)
Craig Matetzschk, Road Crew, TNR
Ronnie Gjemre, Travis County Resident
Felicia Simms, Road Crew, TNR
Bob Barnes, Travis County Resident
Diane Blankenship, Director, Human Resources Management Department (HRMD)
Giovanni Mastramatteo, Travis County Retiree

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

2. **At 1:45 P.M.** Receive comments regarding proposed amendments to Chapter 82, Travis County Code, establishing water availability rules for subdivisions.

Clerk's Note: The Court consented without objection to open the Public Hearing.

Members of the Court heard from:

Anna Bowlin, Engineering Services Director, Transportation and natural Resources (TNR)
Hank Smith, Texas Engineering Solutions
Tom Nuckols, Assistant County Attorney
Raymond Slade, Groundwater Availability Stakeholder Committee
Tom Weber, Environmental Quality Program Manager, TNR
Jennifer Walker, Groundwater Availability Stakeholder Committee
John Hatchett, Travis County Resident
Robert Ayres, Groundwater Availability Stakeholder Committee
Representative Paul Workman, District 47
Gene Lowenthal, President, Hamilton Pool Road Scenic Corridor Coalition
Carlotta McClean, Board Member, Real Estate Council of Austin (RECA)
Harry Savio, Housebuilders Association of Greater Austin
Derek Seal, Attorney, representing Ted Stewart
Hope Phillips, Travis County Resident
Christy Muse, Hill Country Alliance
Gerald Daugherty, Former Commissioner Precinct Three
Sharon Seligman, Realtor
Jake Petoskey, Travis County Resident
Steve Beers, Save Barton Creek Association
Rick Wheeler, President, Malone Wheeler Engineering
Deborah Trejo, Travis County Resident
Keith Young, Dannenbaum Engineering
Clint Jones, Travis County Resident
Bruce Melton, Travis County Resident

Clerk's Note: The Court consented without objection to close the Public Hearing.

Item 2 revisited: Judge Biscoe announced that Item 2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: DISCUSSED

Next: 1/31/2012 9:00 AM

Citizens Communication

Members of the Court heard from:

Ronnie Gjemre, Travis County Resident
Morris Priest, Travis County Resident
Gus Peña, Travis County Resident

Special Item

3. Consider and take appropriate action on an order concerning outdoor burning in the unincorporated areas of Travis County.

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshall

RESULT: DISCUSSED

Reset for: 1/31/2012

Clerk's Note: The County Judge announced that by taking no action, the prohibition against outdoor burning stays in place.

Resolutions and Proclamations

4. Approve Proclamation for Austin Independent School District designating February 2012 as "Black History Month" in Travis County. (Judge Biscoe and Commissioner Davis)

MOTION: Approve the Resolution in Item 4.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Planning and Budget Dept. Items

5. Consider and take appropriate action on budget amendments, transfers and discussion items.

RESULT: ADDED TO CONSENT

6. Review and approve requests regarding grant programs, applications, contracts and permissions to continue:
 - a. Annual application to the Texas Department of Public Safety, Texas Division of Emergency Management, to receive federal resources to continue the Emergency Management Performance Grant in the Emergency Services Department; and
 - b. Annual application to the Corporation for National and Community Service to continue the Coming of Age Program in the Health and Human Services & Veterans Service Department.

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action on amendment to the Economic Development Agreements with Hewlett Packard's Tandem and Ed Bluestein locations to combine and average the employee and property value requirements.

Members of the Court heard from:

Leroy Nellis, Interim County Executive, Planning and Budget Office (PBO)
Mary Etta Gerhardt, Assistant County Attorney
Steve Manilla, County Executive, TNR

RESULT: DISCUSSED

Reset for: 1/31/2012

8. Receive presentation from Ernst & Young on analysis of responses to Request for Information regarding a new civil and family courthouse and various delivery approaches and take appropriate action.

Members of the Court heard from:

Roger Jefferies, County Executive, Justice and Public Safety (JPS)
Mark Gibson, Principal, Construction & Real Estate Advisory Services, Ernst & Young
Khari Buck, Analyst, Construction & Real Estate Advisory Services, Ernst & Young
Belinda Powell, Capital Planning Coordinator, PBO
Mark Angelos, Senior Manager, Construction & Real Estate Advisory Services, Ernst & Young

RESULT: DISCUSSED

Administrative Operations Items

9. Review and approve the immediate release of reimbursement payment to United Health Care for claims paid for participants in the Travis County Employee Health Care Fund for payment of \$980,234.49 for the period of January 6 to January 12, 2012.

RESULT: ADDED TO CONSENT

10. Consider and take appropriate action on proposed routine personnel amendments.

RESULT: ADDED TO CONSENT

Justice and Public Safety Items

11. Consider and take appropriate action on request to appoint Commissioners Court members to the Austin/Travis County Hate Crimes Task Force.

MOTION: Appoint Commissioners Davis and Gómez to the Hate Crimes Task Force.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Margaret J. Gómez
ABSENT: Karen L. Huber

Purchasing Office Items

12. Approve renewal amendment and ratification of (Modification No. 9) to Interlocal No. IL070171RE, Austin-Travis County Integral Care for mental health services.

RESULT: ADDED TO CONSENT

13. Approve Modification No. 9 to Interlocal No. IL030285LC, City of Austin, for the operation and maintenance of the Combined Transportation, Emergency & Communications Center (CTECC).

RESULT: ADDED TO CONSENT

14. Approve Modification No. 8 to Interlocal No. IL040167LC, City of Austin, for the operation and maintenance of the Regional Radio System (RRS).

RESULT: ADDED TO CONSENT

15. Approve contract award for road recycling, IFB No. B120066-CW, to the low bidder, Contech Construction Products, Inc.

RESULT: POSTPONED **Reset for: 1/31/2012**

16. Ratify approval of Contract No. PS120118DW, Safeplace, to provide supervised visitation and safe exchange center services as a sub-recipient of the Safe Havens Grant.

RESULT: ADDED TO CONSENT

17. Approve Modification No. 4 to Contract No. 11T00032OJ, Waste Management of Texas, for refuse collection.

Members of the Court heard from:

Cyd Grimes, Travis County Purchasing Agent

MOTION: Approve Item 17.
RESULT: **APPROVED [3 TO 0]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Margaret J. Gómez
ABSTAIN: Ron Davis
ABSENT: Karen L. Huber

18. Consider and take appropriate action regarding information technology assessment and chief information officer transition services, RFS NO. S110195-LC, including:
- a. Project and evaluation process; and
 - b. Appointment of both a project facilitator and organizational planning team as oversight management team supporting the project facilitator.

Members of the Court heard from:

Roger Jefferies, County Executive, JPS
Cyd Grimes, Travis County Purchasing Agent
Sherri Fleming, County Executive, TCHHS&VS

MOTION: Appoint Leroy Nellis, Interim County Executive, PBO, as lead facilitator for the first phase of the contract.
MOVER: Sarah Eckhardt, Commissioner
SECONDER: Karen L. Huber, Commissioner

FRIENDLY

AMENDMENT: Appoint Roger Jefferies, County Executive, JPS as the secondary facilitator.
MOVER: Karen L. Huber, Commissioner
RESULT: **FRIENDLY AMENDMENT ACCEPTED**

Clerk's Note: A Vote on the Standing Motion was taken.

RESULT: **APPROVED [4 TO 0]**
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
ABSTAIN: Ron Davis

MOTION: Appoint Operational Planning Team (OPT) as the oversight management team.
RESULT: **APPROVED [4 TO 0]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
ABSTAIN: Ron Davis

Transportation, Natural Resources and Facilities Dept. Items

19. Consider and take appropriate action on the following requests:

MOTION: Approve Item 24.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sarah Eckhardt, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

25. Consider and take appropriate action on request to set Public Hearings to receive needs information and project ideas to benefit the Village of Webberville and the unincorporated areas of Travis County and to assist in the planning for the Program Year 2012 Action Plan for the Community Development Block Grant funds available from HUD:

a. Hearing dates, times and places:

1. Travis County Commissioners Courtroom at 9:00 AM on February 21, 2012;
2. Eastside Service Center at 6:30 PM on February 22, 2012;
3. South Rural Community Center at 6:30 PM on February 23, 2012;
4. Steiner Ranch Community Center at 9:00 AM on February 25, 2012; and
5. West Rural Community Center at 6:30 PM on February 27, 2012.

b. Advertisement announcing the hearings in newspapers of general circulation: Austin Chronicle, Pflugerville Pflag, Hill Country News, Lake Travis View, North Lake Travis Log, Oak Hill Gazette, Westlake Picayune, The Villager, Ahora Si, and El Mundo.

RESULT: **ADDED TO CONSENT**

Other Items

26. Consider and take appropriate action regarding the Travis County appointment to the Central Texas Regional Mobility Authority (CTRMA) Board of Directors:

- a. Short-list of candidates to be interviewed by the Court; and
- b. Potential interview questions for candidates.

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, Intergovernmental Relations (IGR)

MOTION: Interview the top four candidates and schedule the interviews 35 minutes apart, allowing 30 minutes per interview.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

27. Consider and take appropriate action on reappointment of Sarah Dale Anderson to the Housing Authority of Travis County, term effective immediately through August 2013. (Commissioner Eckhardt)

RESULT: **ADDED TO CONSENT**

28. Consider and take appropriate action on reappointment of Sarah Dale Anderson to the Strategic Housing Finance Corporation Board of Directors, term effective immediately through August 2017. (Commissioner Eckhardt)

RESULT: ADDED TO CONSENT

29. Reappoint Velva Price to serve a two-year term as Civil Service Commissioner, effective immediately through December 31, 2013. (Judge Biscoe)

RESULT: ADDED TO CONSENT

30. Consider and take appropriate action on revisions to Chapter One of the Travis County Code, Commissioners Court Rules of Procedure.

RESULT: POSTPONED **Reset for: 1/31/2012**

31. Consider and take appropriate action on the re-appointment of John Ekert and appointment of Frank Haught to the Travis County Board of Review pursuant to Chapter 71.008, Fire Code.

RESULT: ADDED TO CONSENT

32. Consider and take appropriate action regarding board and committee assignments and appointments for and by Commissioners Court members.

MOTION: Approve the letter sent by the County Judge to the Capitol Area Council of Governments (CAPCOG) asking the General Assembly to appoint Commissioner Eckhardt to the General Assembly and the Executive Committee.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Karen L. Huber, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Executive Session Items

The Commissioners Court will consider the following items in Executive Session. The Commissioners Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Commissioners Court announces that the item will be considered during Executive Session.

Note 1: Gov't Code Ann 551.071, Consultation with Attorney

Note 2: Gov't Code Ann 551.072, Real Property

Note 3: Gov't Code Ann 551.074, Personnel Matters

Note 4: Gov't Code Ann 551.076, Security

Note 5: Gov't Code Ann 551.087, Economic Development Negotiations

33. Receive briefing and take appropriate action in Regina Jackson and Rudolf Williamson, individually, and on behalf of the estate of Rachel Jackson, deceased v. John A. Ford, M.D., and Travis County, Texas; Action No. A-10-CA-522-SS. ¹

Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from:

John Hille, Assistant County Attorney

RESULT: POSTPONED

Reset for: 1/31/2012

34. Consider and take appropriate action regarding employment of Leslie Browder, County Executive, Planning and Budget. ³

Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

MOTION: Set the salary for Leslie Browder, the new County Executive, PBO at \$144,637.75, the same as the previous County Executive, PBO, notify the Human Resources Department (HRMD) to execute the appropriate paperwork and further, that we commence employment March 1, 2012.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Consent Items

Members of the Court heard from:

Steve Manilla, County Executive, Transportation and Natural Resources (TNR)
Pix Howell, President, Coalition of Central Texas Utilities Corporation

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 5, 6.a–b, 9, 10, 12, 13, 14, 16, 19.a–b, 23, 25, 27, 28, 29, 31, and A1.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Karen L. Huber, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

C1. Receive bids from County Purchasing Agent.

C2. Approve payment of claims and authorize County Treasurer to invest County funds.

C3. Approve the Commissioners Court Minutes for the Voting Session of January 10, 2012.

Added Items

- A1. Consider and take appropriate action regarding Modification No. 3 to Contract No. 11K00124LP, Hardcore Shotcrete, for Northeast Metro Park, Phase 3, Project 1 – Skatepark. (Commissioner Eckhardt)

RESULT: ADDED TO CONSENT

Clerk's Note: The County Judge noted the funding will be from the 2005 Bond Order for Northeast Metro Park.

- A2. Receive legal briefing and take appropriate action regarding Travis County involvement in legal action objecting to congressional redistricting by the Texas Legislature. (This item may be taken into Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney)

Judge Biscoe announced that Item A2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: POSTPONED

Reset for: 1/31/2012

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Northwest Travis County Road District No. 3 (Golden Triangle) Tuesday, January 24, 2012 Voting Session

Minutes Prepared by the Travis County Clerk
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Meeting called to order on January 24, 2012, in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Sarah Eckhardt	Precinct 2, Commissioner	Present
Karen L. Huber	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

1. Approve payment of claims and authorize County Treasurer to invest Road District Funds.

MOTION: Make the investments in Item 1.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

2. Approve the Northwest Travis County Road District No. 3 (Golden Triangle) Minutes for the Voting Session of January 10, 2012.

MOTION: Approve Item 2.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Travis County Bee Cave Road District No. 1 (Galleria) Tuesday, January 24, 2012 Voting Session

Minutes Prepared by the Travis County Clerk
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Meeting called to order on January 24, 2012, in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Sarah Eckhardt	Precinct 2, Commissioner	Present
Karen L. Huber	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

1. Approve payment of claims and authorize County Treasurer to invest Road District Funds.

MOTION: Make the investments in Item 1.
RESULT: **APPROVED [4 TO 0]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
ABSTAIN: Ron Davis

2. Approve the Bee Cave Road District No. 1 (Galleria) Minutes for the Voting Session of January 10, 2012.

MOTION: Approve Item 2.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge