

2 ✓

TRAVIS COUNTY COMMISSIONERS COURT AGENDA REQUEST

Please consider the following item for:

01-05-10

I. A. Request made by: Planning & Budget Office

Review and approve requests regarding grant proposals, applications, contracts, and permissions to continue, and take other appropriate actions:

- a) Grant contract with the Office of Attorney General to continue the Project Safe Neighborhoods Program in the District Attorney's Office.

Approved by:

Signature of Commissioner(s) or County Judge

- II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- _____ Additional funding for any department or for any purpose
- _____ Transfer of existing funds within or between any line item budget
- _____ Grant

Human Resources Department (854-9165)

_____ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

_____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

_____ Contract, Agreement, Policy & Procedure

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RECEIVED
COUNTY JUDGE'S OFFICE

TRAVIS COUNTY

1/5/2010

GRANT APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE
FY 2010

The following list represents those actions required by the Commissioners Court for departments to apply for, accept, or continue to operate grant programs. This regular agenda item contains this summary sheet, as well as backup material that is attached for clarification.

Dept	Grant Title	Grant Period	Grant Award	County Match	In-Kind	Program Total	PBO FTEs	Notes	Auditor's Assessment	Page #	ARRA
Contracts											
23	Project Safe Neighborhoods	12/1/2009 - 12/31/2010	\$29,410			\$29,410	1	R	MC	9	

PBO Notes:

- R - PBO recommends approval.
- NR - PBO does not recommend approval
- D - PBO recommends item be discussed.

County Auditor's Complexity Assessment measuring Impact to their Office's Resources/Workload

- S - Simple
- MC - Moderately Complex
- C - Complex
- EC - Extremely Complex

FY 2010 Grants Summary Report
Outstanding Grant Applications

*The following is a list of grants for which application has been submitted since October 1, 2009, and the notification of award has not yet been received.
page in the document.*

Dept	Name of Grant	Grant Term	Grant Award	County Match	In-Kind	Program Total	FTEs	Cm. Ct. Approval Date
49	CAPCOG FY10 Solid Waste Enforcement Grant	12/15/2009 - 08/31/2010	\$8,517			\$8,517		10/6/2009
24	Formula Grant - Indigent Defense Grants Program	10/1/2009 - 9/30/2010	\$430,945			\$430,945		10/6/2009
14	American Recovery and Reinvestment Act (ARRA) Competitive Grant for Distributable Renewable Energy Power Generation	12/4/2009-4/30/2011	\$2,000,000	\$360,000	\$40,000	\$2,400,000		10/27/2009
58	RSVP	10/1/2009 - 9/30/2010	\$61,281	\$6,128		\$67,409		11/24/2009
12	BJA Federal SAVNS - Courts Only	11/30/2009 - 3/31/2011	\$22,972			\$22,972		12/8/2009
49	Transportation Enhancement Program	FY 2011 - FY 2014	\$3,419,066	\$854,766		\$4,273,832		12/8/2009
37	Recovery Act - STOP Violence Against Women Act	4/1/2010 - 3/31/2011	\$10,080			\$10,080		12/15/2009
37	Recovery Act - STOP Violence Against Women Act	4/1/2010 - 3/31/2011	\$64,599			\$64,559	1	12/22/2009
47	Emergency Management Performance Grant	10/1/2009 - 9/30/2010	\$67,200	\$67,200		\$134,400		12/29/2009
			\$6,084,660	\$1,288,094	\$40,000	\$7,412,714	1	

FY 2010 Grants Approved by Commissioners Court

The following is a list of grants that have been received by Travis County since October 1, 2009

American Recovery and Reinvestment Act (ARRA) and Large Multi-year Grants are bold and italicized. Additional details for these grants are summarized on a separate page in the document.

Dept	Name of Grant	Grant Term	Grant Award	County Match	In-Kind	Program Total	FTEs	Cm. Ct. Approval Date
14	Energy Efficiency and Conservation Block Grants - Recovery (ARRA)	10/2009 - 04/2011	\$2,207,900			\$2,207,900		10/6/2009
49	TX DoT Advanced Funding Agreement - Howard Lane @ SH130	7/28/2009	\$6,000,000	\$1,575,000		\$7,575,000		10/6/2009
58	2009 Phase 27 ARRA Emergency Food and Shelter Program	04/01/2009 - 12/31/2009	\$41,666			\$41,666		10/6/2009
19	Underage Drinking Prevention Program	10/01/2008 - 9/30/2011	\$193,750	\$35,715	\$119,504	\$348,969	3	10/6/2009
47	Emergency Management Performance Grant	10/01/08 - 9/30/09	\$67,200	\$67,200		\$134,400		10/13/2009
58	Comprehensive Energy Assistance Program (CEAP) Amendment 1	1/1/2009 - 12/31/2009	\$3,198,032			\$3,198,032		10/13/2009
58	Title IV-E Child Welfare Services	10/1/2009 - 9/30/2010	\$57,360	\$0	\$0	\$57,360	1	10/20/2009
59	Travis County STAR Flight Equipment Enhancement	10/1/2009 - 11/30/2011	\$75,000	\$0	\$0	\$75,000		10/27/2009
39	Travis County Adult Probation DWI Court	9/1/2009 - 8/31/2010	\$210,315	\$0	\$0	\$210,315	1	11/3/2009
22	Family Drug Treatment Court	9/1/2009 - 8/31/2010	\$108,350	\$0	\$0	\$108,350	1	11/3/2009
45	Drug Court/In-Home Family Services Grant	9/1/2009 - 8/31/2010	\$157,500	\$17,500				11/10/2009
45	Residential Substance Abuse Treatment Program	10/1/2009 - 9/30/2010	\$102,888	\$34,296		\$137,184	1.58	11/10/2009
37	2009 Byrne Justice Assistance Grant - Non ARRA	9/17/2009 - 9/30/2012	\$100,000			\$100,000		11/17/2009
37	2009 Byrne Justice Assistance Grant	3/1/2009 - 2/28/2013	\$495,000			\$495,000		11/17/2009

6

23	Texas Commission on Environmental Quality Intergovernmental Cooperative Reimbursement Agreement with Travis County	11/09 - 8/31/2012	\$590,797		\$590,797	1.75	11/17/2009
49	Onion Creek Greenway, Phase 1 - Urban Outdoor Recreation Grant	8/21/2008 - 8/20/2011	\$1,000,000	\$1,000,000	\$2,000,000		11/17/2009
58	RSVP - Texas Department of Aging and Disability Services (TDADS)	9/1/2009 - 8/31/2010	\$23,800	\$23,800	\$47,600		11/17/2009
58	Veterans' Employment and Training Service (Stand Down Grant)	10/24/2009 - 10/25/2009	\$7,000		\$7,000		11/17/2009
37	2007 Homeland Security Grant Program - LETPP	10/12/2007 - 2/28/2010	\$106,905		\$106,905		11/24/2009
49	Flood Mitigation Assistance - Planning Grant	8/28/2009 - 8/31/2011	\$30,000	\$10,000	\$40,000		12/1/2009
37	State Criminal Alien Assistance Program - SCAAP 09	7/1/2007 - 6/30/2008	\$988,279		\$988,279		12/15/2009
37	Human Trafficking Law Enforcement Task Force	12/1/2009 - 9/30/2010	\$20,000		\$20,000		12/15/2009
			\$15,781,742	\$2,763,511	\$119,504	\$18,489,757	9.33

FY 2010 Grants Summary Report

Permission to Continue

Dept	Name of Grant	Personnel Cost	Operating Transfer	Estimated Total	Filled FTEs	Cm. Ct. Approval Date for Continuation	Cm. Ct. Contract Approval Date	Has the General Fund been Reimbursed?
22	Drug Court (State) Program	\$5,084	\$5,084	\$10,168	1	8/18/2009	11/3/2009	Yes
45	Residential Substance Abuse Treatment	\$8,994	\$8,994	\$17,988	1	9/22/2009	11/10/2009	Yes
22	Drug Court (State) Program	\$5,084	\$5,084	\$10,168	1	10/6/2009	11/3/2009	Yes
58	Casey Family Programs Community and Family Reintegration Project	\$9,726	\$9,726	\$19,452	1	\$40,169	1/1/2010 - 12/31/2010	
Totals		\$28,888	\$28,888	\$57,776	4			

TRAVIS COUNTY FY 09 - FY 14 PLANNING TOOL FOR AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND LARGE MULTI-YEAR GRANT CONTRACTS

The potential impact in future years to the County is shown for planning purposes only. County funding determinations will be made annually by the Commissioners Court based on the availability funding and progress of the program. ARRA Grants are highlighted in bold.

Future year amounts are estimated if not known and impact amounts may be reduced if additional Non-County funding is identified. Amounts shown in a particular year may not represent the actual grant term allocation since terms may overlap the County's Fiscal Year.

Grant Contracts approved by Commissioners Court

Dept	Grant Title	FY 09		FY 10		FY 11		FY 12		FY 13		FY 14	
		Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact
Criminal Justice Planning	Travis County Mental Public Defenders Office. To establish the nation's first stand alone Mental Health Public Defenders Office. Full impact in FY 12 when grant is no longer available.	\$ 375,000	\$ 250,000	\$ 250,000	\$ 375,000	\$ 125,000	\$ 500,000	\$ -	\$ 625,000	\$ -	\$ 625,000	\$ -	\$ 625,000
Criminal Justice Planning	Office of Parental Representation. County impact is intended to be offset by reductions to Civil Indigent Attorney Fees. Full impact in FY 12 when grant is no longer available. Impact amounts will be updated to take into account internal reallocations and potential savings.	\$ 300,000	\$ 307,743	\$ 100,000	\$ 102,360	\$ 50,000	\$ 152,360	\$ -	\$ 152,360	\$ -	\$ 152,360	\$ -	\$ 152,360
Criminal Justice Planning	Office of Child Representation. County impact is intended to be offset by reductions to Civil Indigent Attorney Fees. FY 11 is last year of grant. Impact amounts will be updated to take into account internal reallocations and potential savings.	\$ 300,000	\$ 301,812	\$ 100,000	\$ 102,358	\$ 50,000	\$ 152,359	\$ -	\$ 152,359	\$ -	\$ 152,359	\$ -	\$ 152,359
Facilities Management	Energy Efficiency and Conservation Block Grant (ARRA). For Retrofit of the Travis County Executive Office Building HVAC System. One-time grant and includes a \$1.2 million County contribution in FY 10 to complete project.	\$ -	\$ -	\$ 2,207,900	\$ 1,292,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Travis County Sheriff's Office	2009 Byrne Justice Assistance Grant (ARRA). One-time grant for one-time capital purchases. Does not require a County match or program to continue after grant term ends on 9/30/12.	\$ -	\$ -	\$ 123,750	\$ -	\$ 165,000	\$ -	\$ 165,000	\$ -	\$ -	\$ -	\$ -	\$ -
Community Supervision and Corrections	Recovery Act Combating Criminal Narcotics Activity Stemming from the Southern Border of the US: Enhancing Southern Border Jails, Community Corrections and Detention Operations. (ARRA) Grant will supplement department's state funding to help keep all current probation officer positions. This two year funding goes to the State and there is no County obligation or impact. Full amount of grant is believed to be spent by FY 11.	\$ -	\$ -	\$ 143,750	\$ -	\$ 143,750	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
District Attorney	Interlocal Agreement for the Austin/Travis County Family Violence Protection Team. Includes funding for the District Attorney's Office, County Attorney's Office, Travis County Sheriff's Office, and Constable Pct 5. Grant is coordinated by the City of Austin. It is possible that the responsibility to apply for the Grant may fall to the County for FY 11 and beyond.	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -
Transportation and Natural Resources	Local Transportation Project - Advanced Funding Agreement (ARRA). ARRA funding to upgrade 4 roads by milling and overlaying roadway. Grant is a one-time grant with the potential for estimated \$13,741 contribution from the Road and Bridge Fund.	\$ -	\$ -	\$ 687,047	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

9

Health and Human Services	2009 Phase 27 ARRA Emergency Food and Shelter Program. The grant is a one-year one-time grant for emergency utility assistance that does not require a County match or program to continue after termination.	\$ 41,666	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Health and Human Services	Americorps. Grant match is handled internally within the existing budget of the Texas AgriLife Extension Service. Assumes grant will continue each year.	\$ 288,139	\$ -	\$ 298,297	\$ -	\$ 298,297	\$ -	\$ 298,297	\$ -	\$ 298,297	\$ -	\$ 281,297	\$ -
Health and Human Services	Parenting in Recovery. FY 09 is Year Two of a Potential Five Year Grant. The full impact will occur in FY 13 when grant funding is no longer available.	\$ 500,000	\$ 77,726	\$ 500,000	\$ 80,000	\$ 500,000	\$ 80,000	\$ 500,000	\$ 80,000	\$ -	\$ 580,000	\$ -	\$ 580,000
Health and Human Services	Community Development Block Grant ARRA (CDBG-R) Funds to be used for approx 39 water connections for Plainview Estates.	\$ 90,000	\$ -	\$ 136,300	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Health and Human Services	Community Development Block Grant (CDBG). Impact amounts are based on the amounts added for staff added in HHS and County Auditor's Office to support the grant. The Auditor's staff person also supports other large federal grants, but is only listed here for simplification. Actual amounts may vary by year. Assumes grant will continue each year.	\$ 833,133	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,390	\$ 223,908
Totals		\$ 3,070,731	\$ 1,161,189	\$ 5,756,217	\$ 2,175,626	\$ 2,541,220	\$ 1,108,627	\$ 2,172,470	\$ 1,233,627	\$ 1,507,470	\$ 1,733,627	\$ 1,490,480	\$ 1,733,627

County Impact includes the grant match amount that is not internally funded or costs that required a budget increase and the amount that may be required by the County upon termination of the grant. This amount does not include all costs related to the administration of the grant that are incurred by the County. Existing grants with approved contracts for the current year with pending applications for the following year are shown only on the contracts sheet to avoid duplication.

SUMMARY OF APPROVED CONTRACTS AND APPLICATIONS

Combined Totals (Approved Applications Pending Notification + Approved Contracts)	FY 09		FY 10		FY 11		FY 12		FY 13		FY 14	
	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact
Approved Applications Pending Notification (Potential Impact)	\$ -	\$ -	\$ 5,598,723	\$ 360,000	\$ 2,649,737	\$ 101,432	\$ 330,116	\$ 176,432	\$ 246,907	\$ 223,880	\$ -	\$ 506,752
Approved Contracts	\$ 3,070,731	\$ 1,161,189	\$ 5,756,217	\$ 2,175,626	\$ 2,541,220	\$ 1,108,627	\$ 2,172,470	\$ 1,233,627	\$ 1,507,470	\$ 1,733,627	\$ 1,490,480	\$ 1,733,627
Combined Totals	\$ 3,070,731	\$ 1,161,189	\$ 11,354,940	\$ 2,535,626	\$ 5,190,957	\$ 1,210,059	\$ 2,502,586	\$ 1,410,059	\$ 1,754,377	\$ 1,957,507	\$ 1,490,480	\$ 2,240,379

TRAVIS COUNTY FY 09 - FY 14 PLANNING TOOL FOR AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND LARGE MULTI-YEAR GRANT APPLICATIONS

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Future year amounts are estimated if not known and impact amounts may be reduced if additional Non-County funding is identified. Amounts shown in a particular year may not represent the actual grant term allocation since terms may overlap the County's Fiscal Year.

Outstanding Grant Applications

Dept	Grant Title	FY 09		FY 10		FY 11		FY 12		FY 13		FY 14	
		Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact	Grant Award	Add. County Impact
Criminal Justice Planning	Travis County Information Management Strategy for Criminal Justice (ARRA). Includes technology funding for (Constables, Records Management, Adult Probation, Juvenile Probation, Court Administration and Manor Police Department).	\$ -	\$ -	\$ 877,234	\$ -	\$ -	\$ 26,432	\$ -	\$ 26,432	\$ -	\$ 26,432	\$ -	\$ 26,432
Criminal Justice Planning	National Initiatives: Adjudication Program (ARRA) This grant is for 18 months of funding for an attorney and caseworker in the Mental Health Public Defender's Office. Travis County would be expected to continue this program after grant funding has ended.	\$ -	\$ -	\$ 150,000	\$ -	\$ 75,000	\$ 75,000	\$ -	\$ 150,000	\$ -	\$ 150,000	\$ -	\$ 150,000
Health and Human Services	ARRA Texas Weatherization Assistance Program. Provide weatherization services to low income households	\$ -	\$ -	\$ 2,249,447	TBD	\$ 2,249,447	TBD	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Juvenile Probation	Juvenile Treatment Drug Court Enhancement Grant from OJJDP. Includes 2 Grant FTE and may require a \$82,865 County contribution in FY 13 and the full impact of \$130,350 in FY 14. Dept has stated they would seek alternative funding sources and would only request General Fund dollars if other funding was unavailable.	\$ -	\$ -	\$ 122,222	\$ -	\$ 125,470	\$ -	\$ 130,350	\$ -	\$ 46,937	\$ 47,448	\$ -	\$ 130,350
Juvenile Probation	Juvenile Treatment Drug Court Enhancement Grant from CSAT. Application must be submitted each year. Resources for treatment services and staff training. Full impact potential in FY 14. Dept has stated they would seek alternative funding sources and would only request General Fund dollars if other funding was unavailable.	\$ -	\$ -	\$ 199,820	\$ -	\$ 199,820	\$ -	\$ 199,766	\$ -	\$ 199,970	\$ -	\$ -	\$ 199,970
Facilities Management	American Recovery and Reinvestment Act (ARRA) Competitive Grant for Distributable Renewable Energy Power Generation. Grant is for one-time capital purchases to install solar panels at the Expo Center. Grant ends in 2011, but amounts shown assume full expenditures in FY 10. Expenditures for FY 11 will be updated based on progress of the program.	\$ -	\$ -	\$ 2,000,000	\$ 360,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals		\$0	\$0	\$5,598,723	\$360,000	\$2,649,737	\$101,432	\$330,116	\$176,432	\$246,907	\$223,880	\$0	\$506,752

County Impact includes the grant match amount that is not internally funded or costs that required a budget increase and the amount that may be required by the County upon termination of the grant. This amount does not include all costs related to the administration of the grant that are incurred by the County. Existing grants with approved contracts for the current year with pending applications for the following year are shown only on the contracts sheet to avoid duplication.

do

GRANT SUMMARY SHEET

Check One:	Application Approval: <input type="checkbox"/>	Permission to Continue: <input type="checkbox"/>
	Contract Approval: <input checked="" type="checkbox"/>	Status Report: <input type="checkbox"/>

Department/Division:	District Attorney's Office
Contact Person/Title:	Vicki Skinner/Director of Administration
Phone Number:	854-9522

Grant Title:	Project Safe Neighborhoods		
Grant Period:	From: 12/1/2009	To: 12/31/2010	
Grantor:	Office of the Attorney General (OAG) from federal funds awarded to the OAG by the Bureau of Justice Assistance		
American Recovery and Reinvestment Act (ARRA) Grant	Yes: <input type="checkbox"/>	No: <input checked="" type="checkbox"/>	

Check One:	New: <input type="checkbox"/>	Continuation: <input checked="" type="checkbox"/>	Amendment: <input type="checkbox"/>
Check One:	One-Time Award: <input type="checkbox"/>	Ongoing Award: <input checked="" type="checkbox"/>	
Type of Payment:	Advance: <input type="checkbox"/>	Reimbursement: <input checked="" type="checkbox"/>	

Grant Categories/ Funding Source	Federal Funds	State Funds	Local Funds	County Match	In-Kind	TOTAL
Personnel:	\$29,410					\$29,410
Operating:						0
Capital Equipment:						0
Indirect Costs:						0
Total:	\$29,410	\$0	\$0	\$0	\$0	\$29,410
FTEs:	1					1.00

Department	Review	Staff Initials	Comments
County Auditor	<input checked="" type="checkbox"/>	NS	
County Attorney	<input checked="" type="checkbox"/>	JC	

Performance Measures	Projected FY 10 Measure	Progress To Date:				Projected FY 11 Measure
		12/31/09	3/31/10	6/31/10	9/30/10	
Applicable Depart. Measures						
# of firearm and gang-related cases reviewed by grant ADA	110	25				
% of federally declined firearm cases reviewed for state prosecution	80%	100%				
Measures For Grant						
Reduction in homicides committed with a firearm						

Outcome Impact Description	Please note that the # of offenses committed with a firearm and the # of gang-related offenses is tracked by calendar year and the goal of the federal grant is to reduce these offenses each year. However, only one prosecutor is funded through the grant in Travis County to work on both state federal cases. Because of all the factors contributin to these offenses, a reduction may not occur.					
Reduction in combined homicides, aggravated assaults and robberies committed with a firearm						
Outcome Impact Description	See note above.					
Reduction in gang-related offenses.						
Outcome Impact Description	See note above.					

PBO Recommendation:

PBO recommends approval of this grant contract. There is no General Fund match or continuing obligations for the County.

1. Brief Narrative - Summary of Grant: What is the goal of the program? How does the grant fit into the current activities of the department? Is the grant starting a new program, or is it enhancing an existing program?

This continuation grant extends funding for an assistant district attorney (ADA) position cross-designated as a special assistant United States attorney (SAUSA) for the United States Federal District Courts for the Western District of Texas. The ADA formerly worked solely on the prosecution of crimes involving the unlawful use or possession of firearms in cooperation with local law enforcement agencies and the Office of the United States Attorney for the Western District of Texas. This grant adds gang-related crimes to the workload. The Travis County District Attorney's Office has participated in this federal initiative since April, 2001. A Texas Exile Grant provided funding until 2004 when it was taken over by the Project Safe Neighborhoods (PSN) program. The continuation grant extends funding for the ADA through approximately the end of May, 2010.

2. Departmental Resource Commitment: What are the long term County funding requirements of the grant?

None.

3. County Commitment to the Grant: Is a county match required? If so, how does the department propose to fund the grant match? Please explain.

No County match is required.

4. Does the grant program have an indirect cost allocation, in accordance with the grant rules? If not, please explain why not.

Only salary and fringe benefits are allowed in the grant.

5. County Commitment to the Program Upon Discontinuation of Grant by Grantor: Will the program discontinue upon discontinuance of the grant funding? (Yes/No) If No: What is the proposed funding mechanism: (1) Request additional funding (2) Use departmental resources. If (2) is answered, provide details about what internal resources are to be provided and what other programs will be discontinued as a result.

There is no County commitment to funding an ADA assigned solely to firearms and gang-related cases if grant funding is not available.

6. If this is a new program, please provide information why the County should expand into this area.

This is not a new program. Please see #1 for description.

7. Please explain how this program will affect your current operations. Please tie the performance measures for this program back to the critical performance measures for your department or office.

This program is directly tied to the following goals and objectives in the Strategic Plan of the District Attorney's Office:

Goal: Improve the administration of justice.

Objectives: Foster collaboration with all justice-related agencies, volunteer organizations, providers and organizations.

Employ innovative programs and alternatives to complement traditional prosecution.

Build on the experiences of initiatives in other jurisdictions.

Goal: Improve the quality of case preparation.

Objective: Increase interaction/communication with law enforcement agencies.

**GRANT CONTRACT BETWEEN
THE OFFICE OF THE ATTORNEY GENERAL
AND
TRAVIS COUNTY DISTRICT ATTORNEY'S OFFICE**

OAG Contract No. 1019520

This grant contract is executed between the Office of the Attorney General (OAG) and Travis County District Attorney's Office (GRANTEE) for certain grant funds. The Office of the Attorney General and Travis County District Attorney's Office may be referred to in this contract individually as "Party" or collectively as "Parties."

SECTION 1. PURPOSE OF THE CONTRACT – PSN WESTERN DISTRICT

The Project Safe Neighborhoods (PSN) is a nationwide commitment to reducing gun crime, links existing local programs together and provides them with necessary tools. PSN takes a hard line against gun criminals, using every available means to create safer neighborhoods; seeks to achieve heightened coordination among federal, state, and local law enforcement; and emphasizes tactical intelligence gathering, more aggressive prosecutions, and enhanced accountability through performance measures. The United States Attorney in each federal judicial district will lead the offensive. The fiscal agent, in coordination with the PSN Task Force, will allocate funds throughout the community.

The Texas Office of the Attorney General, serving as the fiscal agent for the Western District of Texas, will use the grant to continue strategies aimed at preventing and prosecuting violent gun and gang-related crimes. Key elements involve the funding of prosecutors to evaluate, file, and prosecute gang-related crimes in both state and federal court; mentors who will serve as role models to actively educate and support the pro-social behaviors of at-risk youth; and sheriff's deputies tasked with identifying and documenting gang members and enforcing laws will be funded. The U.S. Attorney's Office, along with the PSN task force and subgrantees, will coordinate the planning and implementation of the grant funded initiatives. The purpose of this contract is to provide reasonable contractual controls to ensure that the public purposes of the grant are achieved.

13

SECTION 2 TERM OF THE CONTRACT

This contract shall begin on December 1, 2009 and shall terminate December 31, 2010, unless it is terminated earlier or extended in accordance with another provision of this contract. The OAG is not obligated to reimburse expenses that were incurred prior to the commencement or after the termination of this contract.

SECTION 3 GRANTEE'S CONTRACTUAL SERVICES

3.1 GRANTEE's Compliance with the Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for Award Number 2009-GP-BX-0066. The GRANTEE will comply with the terms and conditions as set forth and required in the Cooperative Agreement between the OAG and the Department of Justice, Office of Justice Programs, Office of Juvenile Assistance, Award Number 2009-GP-BX-0066, (OAG Award Document), as well as the applicable provisions of the OAG Grant Application or OAG Award Document as supplemented, amended or adjusted.

3.2 Establishment of Final Project Budget; Grant Project Narrative; Special Conditions. The GRANTEE's budget is attached as Exhibit A.

The grant project narrative is as follows:

These grant funds will fund a prosecutor to evaluate, file and prosecute gang-related crimes in both state and federal court.

The Special Conditions, including the OAG Award Document, are attached as Exhibit B.

The OAG, at its sole discretion, will establish the final project targets, outputs, and outcomes. In addition, the OAG, at its sole discretion, may adjust GRANTEE's budget, targets, outputs, and outcomes and/or any other items as deemed appropriate by the OAG, at any time, during the term of this contract. The OAG, at its sole discretion, may supplement, amend or adjust the Special Conditions attached to this contract.

SECTION 4 REQUIRED REPORTS

4.1 General Matters

4.1.1 Required Reports; Form of Reports; Filings with the OAG. GRANTEE shall forward to the OAG, the applicable reports on forms as specified by the OAG. GRANTEE shall establish written procedures to ensure that it files each document or form required by the OAG in an accurate and timely manner. Unless filing dates are given herein, all other reports and other documents that GRANTEE is required to forward to the OAG shall be promptly forwarded. From time to time, the OAG may require additional information from GRANTEE.

14

4.1.2 Cooperation; Additional Information; Immediate Notification and Correction and Inaccuracies. GRANTEE shall cooperate fully with the OAG. In addition to the information contained in the required reports, other information may be required as requested by the OAG. GRANTEE will immediately notify the OAG in the event GRANTEE discovers that any previously submitted information was inaccurate and forward the correction information to the OAG.

4.1.3 Notification of Changes in Organization, Changes in Authorized Official or Grant Contact. GRANTEE shall submit within ten (10) business days notice to the OAG of any change of the following: GRANTEE's name; contact information; key personnel, officer, director or partner; organizational structure; legal standing; or authority to do business in Texas. GRANTEE shall promptly notify the OAG, preferably in advance, of a change in address or main telephone number of GRANTEE. A change in GRANTEE's name requires an amendment to the contract.

GRANTEE must submit a written request by the governing body on GRANTEE's letterhead, with original signature, to change an Authorized Official. GRANTEE, by an email, fax or GRANTEE letterhead signed by the Authorized Official, may request a change to the Grant Contact.

4.1.4 Standards for Financial and Programmatic Management. GRANTEE and its governing body shall bear full and sole responsibility for the integrity of the fiscal and programmatic management of the organization.

Such fiscal and programmatic management shall include accountability for all funds and materials received from the OAG; compliance with OAG rules, policies and procedures, and applicable federal and state laws and regulations; and correction of fiscal and program deficiencies identified through self-evaluation and/or the OAG's monitoring processes. Ignorance of any contract provisions or other requirements referenced in this contract shall not constitute a defense or basis for waiving or failing to comply with such provisions or requirements.

GRANTEE shall develop, implement, and maintain financial management and control systems that include appropriate financial planning, including the development of budgets that adequately reflect all functions and resources necessary to carry out authorized activities and the adequate determination of costs; financial management systems, including accurate and complete payroll, accounting, and financial reporting records; cost source documentation; effective internal and budgetary controls; determination of reasonableness, allocation of costs; and timely and appropriate audits and resolution of any findings; and annual financial statements, including statements of financial position, activities, and cash flows, prepared on an accounting basis that complies with State financial laws and State constitution and follows OMBA-87 and Uniform Grant Management Standards, (UGMS).

4.1.5. Security and Confidentiality of Records. GRANTEE shall establish a method to secure the confidentiality of records and other information relating to services provided in accordance with applicable federal and state law, rules and regulations. This provision shall not be construed as limiting the OAG's access to such records and other information.

4.2.1 Programmatic Reports

GRANTEE will support the OAG in its progress reporting requirements, including the reporting requirements of outcome measures. The OAG will establish deadlines for the GRANTEE to meet its requirement to report to the OAG. GRANTEE shall report data to the OAG on the following outcome measures:

- a. Number of homicides with a firearm experienced during the current reporting period within the targeted PSN site.
- b. Number of combined homicides, aggravated assaults, and robberies that are committed with a firearm during the current reporting period within the targeted PSN site.
- c. The total number of gang-related* homicides that occurred during the current reporting period.
- d. The total number of gang-related* aggravated assaults that occurred during the current reporting period.
- e. The total number of gang-related* robberies that occurred during the current reporting period.
- f. The total number (gang-related* and non gang-related) of homicides, aggravated assaults, and robberies that occurred during the current reporting period.
- ~~g. Total number of youth participating in the program during the current reporting period.~~
- ~~h. Number of youth that completed the program during the current reporting period.~~
- ~~i. Number of youth that exited the program during the current reporting period without completing the program.~~

Note: *The operational definition for "gang-related" will be established by each local district at the outset of the project and included on all progress reports.

4.2.2 Written Explanation of Variance. GRANTEE is required to provide a written explanation to the OAG for any variances by GRANTEE from projected performance. In addition to the written explanation, GRANTEE shall promptly answer any questions of the OAG, whether in writing or otherwise, in connection with any report presented to the OAG.

4.2.3 Other Program Reports. GRANTEE shall cooperate fully in any social studies, fiscal or programmatic monitoring, auditing, evaluating, and other reviews pertaining to services rendered by GRANTEE which may be conducted by the OAG or its designees.

16

GRANTEE shall submit service delivery reports required by the contract or self-evaluations of performance and other reports requested by the OAG in appropriate format and on a timely basis and make available at reasonable times and for reasonable periods, client records and other programmatic or financial records, books, reports, and supporting documents for reviewing and copying by the OAG or its designees.

4.3 Financial Matters

4.3.1 Annual Budgets. With regard to the use of funds pursuant to this contract, GRANTEE will immediately review Exhibit A and submit a detailed budget to the OAG for its approval.

4.3.2 Monthly Request for Reimbursement and Financial Status Report. Grant funds are paid on a cost reimbursement basis. GRANTEE will submit, each month, a monthly request for reimbursement for the actual and allowable allocable costs incurred by GRANTEE for project costs to provide services under this contract. The payments made to GRANTEE shall not exceed its actual and allowable allocable costs to provide the services under this contract.

The request for reimbursement will be submitted to the OAG in the form and manner as approved by the OAG and will specify the detailed and total expenses for the month, in the following cost categories: (i) personnel and fringe benefits, reported separately, (ii) professional and consulting services, (iii) travel, (iv) equipment, (v) supplies, and (vi) other direct operating expenses. The request for reimbursement must be accompanied by supporting documentation as required by the OAG. The OAG may from time to time require different or additional supporting documentation.

A financial status report is required each month, whether GRANTEE has paid expenses, or is seeking reimbursement.

4.3.3 Fiscal Year End Required Reports. On or before October 15, 2010 and October 15, 2011, or other fiscal year end dates as established by the OAG, GRANTEE will submit fiscal year end required reports.

- a. **Record of Reimbursement.** GRANTEE will submit a reconciled record of its expenses for the prior fiscal year in the following cost categories: (i) personnel and fringe benefits, reported separately, (ii) professional and consulting services, (iii) travel, (iv) equipment, (v) supplies, and (vi) other direct operating expenses.
- b. **Equipment Inventory Report.** GRANTEE will submit an Equipment Inventory Report which provides record of the current inventory of items purchased, disposed, replaced or transferred of any equipment purchased with grant funds.

4.3.4 Annual Independent Financial Audit Report. GRANTEE shall timely submit, via email, to the OAG a copy of its annual independent financial audit – “timely” means on or before

May 31, 2010 and on or before May 31, 2011 for an grantee whose fiscal year ends on August 31 of each year; otherwise, the timely submission to the OAG is on or before nine (9) months after the end of GRANTEE's accounting year. GRANTEE will contract an independent CPA firm to perform an annual financial audit engagement. GRANTEE's independent CPA firm will determine the type of annual financial audit, which may include a compliance attestation in accordance with the requirements of OMB Circular A-133 (audits of State, Local Government, and Non-Profit Organizations) and/or Texas Single Audit Circular (Single Audit or non-Single Audit financial audit). If applicable, GRANTEE will provide the OAG with any and all annual independent financial audits or audited financial statements, related management letters, and management responses of GRANTEE.

4.3.5 Timing of Submission of Request for Reimbursement to the OAG; Final Invoice.

GRANTEE is responsible for submitting bills in an accurate and timely manner, and shall make every reasonable effort to submit monthly billings to the OAG, which cover the previous month's expenses, so that they are received by the OAG on or before the twentieth (20th) working day of each month, or if the 20th falls on a weekend or holiday, the next business day. The OAG will make all reasonable efforts to promptly process and make payments on properly completed billings. GRANTEE may submit a final invoice not later than the earlier of (1) forty-five (45) calendar days after termination of this contract; or (2) forty-five (45) calendar days after the end of each state fiscal year.

4.3.6 Reimbursement of Actual and Allowable Costs. The OAG shall only reimburse costs incurred and paid by GRANTEE during the term of this contract. The OAG shall only reimburse GRANTEE for employee costs that are directly related to performing the responsibilities of this contract.

4.3.7 Refunds and Deductions. If the OAG determines that GRANTEE has been overpaid grant funds under this contract, such as payments made inadvertently or payments made but later determined to not be actual and allowable allocable costs, GRANTEE shall refund that amount of the OAG reimbursement identified by the OAG as an overpayment. The OAG may offset and deduct the amount of the overpayment from any amount owed to GRANTEE, as a reimbursement, but not yet paid by the OAG to GRANTEE. The OAG may choose to require a payment directly from GRANTEE rather than offset and deduct a specified amount. GRANTEE shall refund any overpayment to the OAG within thirty (30) calendar days of the receipt of the notice of the overpayment from the OAG unless an alternate payment plan is specified by the OAG.

4.3.8 Purchase of Equipment; Maintenance and Repair; Title upon Termination.

GRANTEE shall not give any security interest, lien or otherwise encumber any item of equipment purchased with contract funds. GRANTEE shall permanently identify all equipment purchased under this contract by appropriate tags or labels affixed to the equipment. GRANTEE shall maintain a current inventory of all equipment or assets, which is available to the OAG at all times upon request.

GRANTEE will administer a program of maintenance, repair, and protection of equipment or

assets under this contract so as to ensure the full availability and usefulness of such equipment or assets. In the event GRANTEE is indemnified, reimbursed, or otherwise compensated for any loss of, destruction of, or damage to the assets provided under this contract, it shall use the proceeds to repair or replace said equipment or assets.

To the extent that the OAG reimburses GRANTEE for its purchase of equipment and supplies with funds from this contract, GRANTEE agrees that upon termination of the contract, title to or ownership of all such purchased equipment and supplies, at the sole option of the OAG, shall remain with the OAG.

4.3.9 Direct Deposit. GRANTEE may make a written request to the OAG to be placed on Direct Deposit status by completing and submitting to the OAG the State Comptroller's Direct Deposit Authorization Form. After the direct deposit request is approved by the OAG and the setup is completed on the Texas Identification Number System by the State Comptroller's Office, payment will be remitted by direct deposit and the OAG will discontinue providing GRANTEE with copies of reimbursement vouchers.

SECTION 5 OBLIGATIONS OF OAG

5.1 Monitoring. The OAG is responsible for closely monitoring GRANTEE to ensure the effective and efficient use of grant funds to accomplish the purposes of this contract.

5.2 Maximum Liability of OAG. The maximum liability of the OAG is contained in the attached Exhibit A. Any change to the maximum liability must be supported by a written amendment to this contract.

5.3 Reimbursement of Grantee Expenses. The OAG shall be liable to reimburse GRANTEE for all actual and allowable allocable costs incurred by GRANTEE pursuant to this contract. The OAG is not obligated to pay unauthorized costs.

5.4 Contract Not Entitlement or Right. Reimbursement with contract funds is not an entitlement or right. Reimbursement depends, among other things, upon strict compliance with all terms, conditions and provisions of this contract.

SECTION 6 TERMINATION

6.1 Termination for Convenience. Either Party may, at its sole discretion, terminate this contract in whole or in part, without recourse, liability or penalty, upon thirty (30) calendar days notice to the other party.

6.2 Termination for Cause. In the event that GRANTEE fails to perform or comply with an obligation of the terms, conditions and provisions of this contract, the OAG may, upon written notice of the breach to GRANTEE, immediately terminate all or any part of this contract.

6.3 Termination Not Exclusive Remedy; Survival of Terms and Conditions. Termination is not an exclusive remedy, but will be in addition to any other rights and remedies provided in equity, by law, or under this contract.

Termination of this contract for any reason or expiration of this contract shall not release the Parties from any liability or obligation set forth in this contract that is expressly stated to survive any such termination or by its nature would be intended to be applicable following any such termination. The following terms and conditions, (in addition to any others that could reasonably be interpreted to survive but are not specifically identified), survive the termination or expiration of this contract: Sections 4, 7; 11; and 12.

SECTION 7 AUDIT RIGHTS; RECORDS RETENTION

7.1 Duty to Maintain Records. GRANTEE shall maintain adequate records to support its charges, procedures, and performances to the OAG for all work related to this contract. GRANTEE also shall maintain such records as are deemed necessary by the OAG, OAG's auditor, the State Auditor's Office or other auditors of the State of Texas, the United States, or such other persons or entities designated by the OAG, to ensure proper accounting for all costs and performances related to this contract.

7.2 Records Retention. GRANTEE shall maintain and retain for a period of four (4) years after the submission of the final expenditure report, or until full and final resolution of all audit or litigation matters which arise after the expiration of the four (4) year period after the submission of the final expenditure report, whichever time period is longer, such records as are necessary to fully disclose the extent of services provided under this contract, including but not limited to any daily activity reports and time distribution and attendance records, and other records that may show the basis of the charges made or performances delivered.

7.3 Audit Trails. GRANTEE shall maintain appropriate audit trails to provide accountability for updates to mission critical information, charges, procedures, and performances. Audit trails maintained by GRANTEE will, at a minimum, identify the supporting documentation prepared by GRANTEE to permit an audit of the system by tracing the activities of individuals through the system. GRANTEE's automated systems must provide the means whereby authorized personnel have the ability to audit and to verify contractually required performances and to establish individual accountability for any action that can potentially cause access to, generation of, or modification of confidential information.

7.4 Access and Audit. GRANTEE shall grant access to and make available copies of all paper and electronic records, books, documents, accounting procedures, practices, and any other items relevant to the performance of this contract, compliance with the applicable state or federal laws and regulations, and the operation and management of GRANTEE to the OAG or its designees for the purposes of inspecting, auditing, or copying such items. GRANTEE will direct any contractor to discharge GRANTEE's obligations to likewise permit access to, inspection of,

and reproduction of all books and records of the subcontractor(s) that pertain to this contract. All records, books, documents, accounting procedures, practices, and any other items, in whatever form, relevant to the performance of this contract, shall be subject to examination or audit. Whenever practical as determined at the sole discretion of the OAG, the OAG shall provide GRANTEE with up to five (5) business days advance notice of any such examination or audit.

7.5 Location. Any audit of records shall be conducted at GRANTEE's principal place of business and/or the location(s) of GRANTEE's operations during GRANTEE's normal business hours. GRANTEE shall provide to OAG or its designees, on GRANTEE's premises (or if the audit is being performed of a subcontractor, the subcontractor's premises if necessary) private space, office furnishings (including lockable cabinets), telephone and facsimile services, utilities and office-related equipment and duplicating services as OAG or its designees may reasonably require to perform the audits described in this contract.

SECTION 8 SUBMISSION OF INFORMATION TO THE OAG

The OAG will designate methods for submission of information to the OAG by GRANTEE. The OAG generally requires submission of information via email or hard copy format. Some reporting requirements must occur via the internet and/or a web-based data collection method.

Programmatic Reports and Information (excluding Financial Reports). All quarterly statistical reports, annual performance reports, correspondence, reports or notices, except financial reports specified below, must be submitted via email to:

OAG-Grants@oag.state.tx.us

If requested or approved by the OAG, other programmatic reports, may be submitted to:

Program Manager – Grants Administration Division
Office of the Attorney General
Mail Code 005
Post Office Box 12548
Austin, Texas 78711-2548

8.2 Financial Reports (excluding Programmatic Reports and Information). All financial status reports, requests for reimbursement, audits, and inventory reports, must be submitted in hard copy format to:

Financial Manager – Grants Administration Division
Office of the Attorney General
Mail Code 005
Post Office Box 12548
Austin, Texas 78711-2548

The Annual Independent Financial Audit and related documents, as well as any other reports, if requested or approved by the OAG, may be submitted to:

OAG-Grants@oag.state.tx.us

SECTION 9 CORRECTIVE ACTION PLANS AND SANCTIONS

The Parties agree to make a good faith effort to identify, communicate and resolve problems found by either the OAG or GRANTEE.

9.1 Corrective Action Plans. If the OAG finds deficiencies with GRANTEE's performance under this contract, the OAG, at its sole discretion, may impose one or more of the following remedies as part of a corrective action plan: increase monitoring visits; require additional or more detailed financial and/or programmatic reports be submitted; require prior approval for expenditures; require additional technical or management assistance and/or make modifications in business practices; reduce the contract amount; and/or terminate this contract. The foregoing are not exclusive remedies, and the OAG may impose other requirements that the OAG determines will be in the best interest of the State.

9.2 Financial Hold. Failure to comply with submission deadlines for required reports, invoices, or other requested information, may result in the OAG, at its sole discretion, placing GRANTEE on immediate financial hold without further notice to GRANTEE and without first requiring a corrective action plan. No reimbursements will be processed until the requested information is submitted. If GRANTEE is placed on financial hold, the OAG, at its sole discretion, may deny reimbursement requests associated with the invoices submitted during the time GRANTEE was placed on financial hold.

9.3 Sanctions. In addition to financial hold, the OAG, at its sole discretion, may impose other sanctions without first requiring a corrective action plan. The OAG, at its sole discretion, may impose sanctions, including, but not limited to, withholding or suspending funding, offsetting previous reimbursements, requiring repayment, disallowing claims for reimbursement, reducing funding, terminating this contract and/or any other appropriate sanction.

9.4 No Waiver. Notwithstanding the imposition of corrective actions, financial hold and/or sanctions, GRANTEE remains responsible for complying with the contract terms and conditions. Corrective action plans, financial hold and/or sanctions do not excuse or operate as a waiver of prior failure to comply with this contract.

SECTION 10 GENERAL TERMS AND CONDITIONS

10.1 Federal and State Laws, Rules and Regulations, Directives, Guidelines, OMBs and Other Relevant Authorities. GRANTEE agrees to comply with all applicable federal and state laws, rules and regulations, directives, guidelines, OMB circulars, or any other authorities

relevant to the performance of GRANTEE under this contract.

10.2 Uniform Grant Management Act, UGMS and Applicable Standard Federal and State Certifications and Assurances. GRANTEE agrees to comply with applicable laws, executive orders, regulations and policies as well as the Uniform Grant Management Act of 1981 (UGMA), Texas Government Code, Chapter, 783, as amended, GRANTEE agrees to comply with Uniform Grant Management Standards (UGMS), as promulgated by the Governor's Budget and Planning Office. GRANTEE agrees to comply with the applicable Office of Management and Budget (OMB) Circulars A-21, A-87 or A-122 relating to cost principles; OMB Circular A-110 relating to administrative requirements; and OMB Circular A-133 relating to audit requirements. GRANTEE also shall comply with all applicable federal and state assurances contained in UGMS, Part III, State Uniform Administrative Requirements for Grants and Cooperative Agreements, Subpart B, ___ 14, State Assurances. Further, GRANTEE agrees to comply with the applicable OAG Certifications and Assurances, including but not limited to, the equal employment opportunity program certification, disclosure and certification regarding lobbying, non-procurement debarment certification, drug-free workplace certification, annual single audit certification, compliance with annual independent financial audit filing requirement, compliance with UGMS and the applicable OMB circulars, return of grant funds in the event of loss or misuse, and conflict of interest.

10.3 Basis of Accounting: GRANTEE shall adhere to an accounting basis that complies with State financial laws and State constitution and follows OMB A-87 and Uniform Grant Management Standards, (UGMS), and follow OAG fiscal management policies and procedures in processing and submitting for reimbursement GRANTEE's billing and maintaining financial records related to this contract.

10.4 Conflicts of Interest; Disclosure of Conflicts. GRANTEE has not given, offered to give, nor intends to give at any time hereafter, any economic opportunity, future employment, gift, loan, gratuity, special discount, trip, favor, or service to a public servant or employee of the OAG, at any time during the negotiation of this contract or in connection with this contract, except as allowed under relevant state or federal law. GRANTEE will establish safeguards to prohibit its employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain. GRANTEE will operate with complete independence and objectivity without actual, potential or apparent conflict of interest with respect to their performance under this contract. GRANTEE must disclose, in writing, within fifteen (15) calendar days of discovery, any existing or potential conflicts of interest relative to their performance under this contract.

10.5 Compliance with Regulatory and Licensing Bodies. GRANTEE agrees that it has obtained all licenses, certifications, permits and authorizations necessary to perform the responsibilities of this contract and currently is in good standing with all regulatory agencies that regulate any or all aspects of GRANTEE's business or operations. GRANTEE agrees to remain in good standing with the Texas Secretary of State, Texas Comptroller of Public Accounts and related Federal governmental bodies related to GRANTEE's right to conduct it business in

23

Texas. GRANTEE agrees to comply with all applicable licenses, legal certifications, inspections, and any other applicable local ordinance, state, or federal laws.

SECTION 11 SPECIAL TERMS AND CONDITIONS

11.1 Independent Contractor Status; Indemnity and Hold Harmless Agreement. GRANTEE expressly agrees that it is an independent contractor and under no circumstances shall any owners, incorporators, officers, directors, employees, or volunteers of GRANTEE be considered an OAG employee, agent, servant, joint venturer, joint enterpriser or partner of the OAG. GRANTEE agrees to take such steps as may be necessary to ensure that each contractor of GRANTEE will be deemed to be an independent contractor and will not be considered or permitted to be an agent, servant, joint venturer, joint enterpriser or partner of OAG.

All persons furnished, used, retained, or hired by or on behalf of GRANTEE or any of their contractors shall be considered to be solely the employees or agents of GRANTEE or the contractors. GRANTEE or contractors shall be responsible for ensuring that there is payment of any and all appropriate payments, such as unemployment, workers compensation, social security, any benefit available to a state employee as a state employee, and other payroll taxes for such persons, including any related assessments or contributions required by law.

To the extent allowed by law, GRANTEE or contractors are responsible for all types of claims whatsoever due to the actions or performance under this contract, including, but not limited to, the use of automobiles or other transportation, taken by its owners, incorporators, officers, directors, employees, volunteers or any third parties and GRANTEE and/or contractors will indemnify and hold harmless the OAG and/or the State of Texas from and against any and all claims arising out of their actions or performance under this contract. To the extent allowed by law, GRANTEE agrees to indemnify and hold harmless the OAG and/or the State of Texas from any and all liability, actions, claims, demands, or suits, and all related costs, attorney fees, and expenses, that arise from or are occasioned by the negligence, misconduct, or wrongful act or omission of GRANTEE, its employees, representatives, agents, or subcontractors in their performance under this contract.

11.2 Publicity. GRANTEE shall not use the OAG's name or refer to the OAG directly or indirectly in any media release, public service announcement or public service disclosure relating to this contract or any acquisition pursuant hereto, including in any promotional or marketing materials, without first obtaining the written consent from the OAG. This section is not intended and does not limit GRANTEE's ability to comply with its obligations and duties under the Texas Open Meetings Act and/or the Texas Public Information Act.

11.3 Intellectual Property. GRANTEE understands and agrees that where funds obtained under this contract may be used to produce original books, manuals, films, or other original material and intellectual property, GRANTEE may copyright such material subject to the royalty-free, non-exclusive, and irrevocable license which is hereby reserved by the OAG and

GRANTEE hereby grants to the OAG or the state (or federal government, if federal funds are expended in this grant) government. The OAG is granted the unrestricted right to use, copy, modify, prepare derivative works, publish and distribute, at no additional cost to the OAG, in any manner the OAG deems appropriate at its sole discretion, any component of such intellectual property made the subject of this contract.

11.4 Program Income. Gross income directly generated from the grant funds through a project or activity performed under this contract are considered program income. Unless otherwise required under the terms of this contract, any program income shall be used by GRANTEE to further the program objectives of the project or activity funded by this grant, and the program income shall be spent on the same project or activity in which it was generated. GRANTEE shall identify and report this income in accordance with the OAG's reporting instructions. GRANTEE shall expend program income during this contract term; program income not expended in this contract term shall be refunded to the OAG.

11.5 No Supplanting. GRANTEE shall not supplant or otherwise use funds from this contract to replace or substitute existing funding from other sources that also supports the activities that are the subject of this contract.

11.6 No Solicitation or Receipt of Funds on Behalf of OAG. It is expressly agreed that any solicitation for or receipt of funds of any type by GRANTEE is for the sole benefit of GRANTEE and is not a solicitation for or receipt of funds on behalf of the OAG or the Attorney General of the State of Texas.

11.7 No Subcontracting or Assignment Without Prior Written Approval of OAG. GRANTEE may not subcontract or assign any of its rights or duties under this contract without the prior written approval of the OAG. It is within the OAG's sole discretion to approve any subcontracting or assignment. In the event OAG approves subcontracting or assignment by GRANTEE, GRANTEE will ensure that its contracts with others shall require compliance with the provisions of this contract to the extent compliance is needed to support GRANTEE's compliance with this contract. GRANTEE, in subcontracting for any performances specified herein, expressly understands and agrees that it is not relieved of its responsibilities for ensuring that all performance is in compliance with this contract and that the OAG shall not be liable in any manner to GRANTEE's subcontractor(s).

11.8 No Waiver of Sovereign Immunity. The Parties agree that no provision of this contract is in any way intended to constitute a waiver by the OAG or the State of Texas of any immunities from suit or from liability that the OAG or the State of Texas may have by operation of law.

11.9 Governing Law; Venue. This contract is made and entered into in the State of Texas. This contract and all disputes arising out of or relating thereto shall be governed by the laws of the State of Texas, without regard to any otherwise applicable conflict of law rules or requirements.

25

Except where state law establishes mandatory venue, GRANTEE agrees that any action, suit, litigation or other proceeding (collectively "litigation") arising out of or in any way relating to this contract shall be commenced exclusively in the Travis County District Court or the United States District Court in the Western District, Austin Division, and to the extent allowed by law, hereby irrevocably and unconditionally consent to the exclusive jurisdiction of those courts for the purpose of prosecuting and/or defending such litigation. GRANTEE hereby waives and agrees not to assert by way of motion, as a defense, or otherwise, in any suit, action or proceeding, any claim that GRANTEE is not personally subject to the jurisdiction of the above-named courts, the suit, action or proceeding is brought in an inconvenient forum and/or the venue is improper.

11.10 Catalog of Federal Domestic Assistance Number. The Catalog of Federal Domestic Assistance Number (CFDA) number for the Department of Justice, Office of Justice Programs, Office of Justice Assistance program is 16.609, titled "Community Prosecution and Project Safe Neighborhoods."

11.11 PSN Additional Unallowable Costs. For additional unallowable costs, see the Office of Justice Programs' Guide and Financial Management Guide. Unallowable costs for PSN grant funds include, but are not limited to, the following:

- a. Gun locks (for details, see www.projectchildsafesafe.org);
- b. Gun buy-back programs; and
- c. Air-time to run the national public service announcements "Mothers," "Sentenced," and "Family Prison."

SECTION 12 CONSTRUCTION OF CONTRACT AND AMENDMENTS

12.1 Construction of Contract. The provisions of Section 1 are intended to be a general introduction to this contract. To the extent the terms and conditions of this contract do not address a particular circumstance or are otherwise unclear or ambiguous, such terms and conditions are to be construed consistent with the general objectives, expectations and purposes of this contract.

12.2 Entire Agreement, including Exhibits A and B. This contract, including Exhibits A and B reflect the entire agreement between the Parties with respect to the subject matter therein described, and there are no other representations (verbal or written), directives, guidance, assistance, understandings or agreements between the Parties relative to such subject matter. By executing this contract, GRANTEE agrees to strictly comply with the requirements and obligations of this contract, including Exhibits A and B, which are attached and incorporated herein.

12.3 Amendment. This contract shall not be modified or amended except in writing, signed by both parties. Any properly executed amendment of this contract shall be binding upon the Parties and presumed to be supported by adequate consideration.

26

12.4 Partial Invalidity. If any term or provision of this contract is found to be illegal or unenforceable, such construction shall not affect the legality or validity of any of its other provisions. The illegal or invalid provision shall be deemed severable and stricken from the contract as if it had never been incorporated herein, but all other provisions shall continue in full force and effect.

12.5 Non-waiver. The failure of any Party to insist upon strict performance of any of the terms or conditions herein, irrespective of the length of time of such failure, shall not be a waiver of that party's right to demand strict compliance in the future. No consent or waiver, express or implied, to or of any breach or default in the performance of any obligation under this contract shall constitute a consent or waiver to or of any breach or default in the performance of the same or any other obligation of this contract.

12.6 Official Capacity. The Parties stipulate and agree that the signatories hereto are signing, executing and performing this contract only in their official capacity.

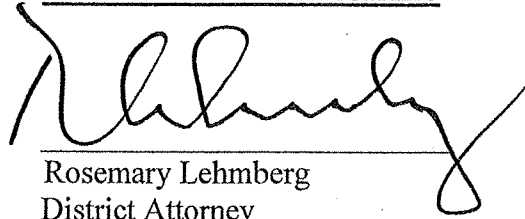
**OFFICE OF THE ATTORNEY
GENERAL OF TEXAS**

Signature

Printed Name

Date

**TRAVIS COUNTY
AUTHORIZED OFFICIALS**



Rosemary Lehmberg
District Attorney

12-22-09

Date

Samuel T. Biscoe
County Judge

Date

Susan A. Spataro
County Auditor

Date

25

EXHIBIT A

**GRANT CONTRACT
BETWEEN THE OFFICE OF THE ATTORNEY GENERAL
AND TRAVIS COUNTY DISTRICT ATTORNEY'S OFFICE**

OAG Contract No. 1019520

Maximum Liability of the OAG. The OAG and GRANTEE agree that the total liability of the OAG to GRANTEE directly or indirectly arising out of this contract and in consideration of full, satisfactory and timely performance of all its duties, responsibilities, obligations, liability, and for reimbursement of all expenses, if any, as set forth in this contract or arising out of any performance herein, shall not exceed the following:

**TWENTY-NINE THOUSAND FOUR HUNDRED TEN AND 00/100 (\$29,410)
DOLLARS.**

Subject to the limitations within this contract, the OAG will reimburse GRANTEE for actual allowable and allocable costs paid according in accordance with this contract.

Detail Budget. With regard to the use of funds pursuant to this contract, GRANTEE will submit to the OAG, for its approval, GRANTEE's projected annual grant/project budget, on or before January 31, 2010, including budget details in each cost category, and the number of personnel employed under the grant and their percentage of time.

Exhibit A contains the initial controlling budget for this contract. In addition to other reasons, prior written approval from the OAG is required if GRANTEE anticipates altering the scope of the grant, adding funds to previously un-awarded budget categories, changing funds in any awarded budget category by more than 10% of the annual budget and/or adding new line items to any awarded budget category.

Any change to the maximum liability of the OAG must be supported by a written amendment to this contract. The Parties stipulate and agree that any act, action or representation by either party, their agents or employees that purports to increase the maximum liability of the OAG is void, without first executing a written amendment to this contract and specifically amending this provision. The Parties acknowledge and agree that nothing in this contract will be interpreted to create an obligation or liability in excess of the funds currently stated in this contract.

The Parties stipulate and agree that funding for this contract is subject to the actual receipt of state or federal funding appropriated by the Texas Legislature for this purpose and such funds are sufficient to satisfy all of OAG's duties, responsibilities, obligations, liability, and for

reimbursement of all expenses, if any, as set forth in this contract or arising out of any performance pursuant to this contract. The Parties further stipulate and agree that the grant funds, if any, received from the OAG are limited by the term of each state biennium and by specific appropriation authority to the OAG for the purpose of this contract.

EXHIBIT B

GRANT CONTRACT BETWEEN THE OFFICE OF THE ATTORNEY GENERAL AND TRAVIS COUNTY DISTRICT ATTORNEY'S OFFICE

OAG Contract No. 1019520

SPECIAL CONDITIONS

Special Conditions are imposed by the OAG at this time. GRANTEE's signature on this contract will be treated as a signature agreement for each of the 15 pages of the Special Conditions, as attached.

In addition to the Special Conditions identified in this exhibit to this contract, the OAG may, at its sole discretion, impose additional special conditions, with or without notice, without amending this contract.

The Special Conditions that apply to this contract are:

- **Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention Grant (OAG Award Document), 2009-GP-BX-0066; and in particular, Special Conditions Numbers 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13.**
 - Seven (7) pages.

- **Compliance with the Department of Justice, Office of Justice Programs, Office of Civil Rights, federal civil rights laws, as provided in letter dated August 27, 2009 to Texas Office of the Attorney General.**
 - Two (2) pages.

- **Department of Justice, Office of Justice Programs, Standard Assurances.**
 - One (1) page.
 - GRANTEE will complete and sign this document with this contract.

- **Department of Justice, Office of Justice Programs, Certifications.**
 - Five (5) pages.
 - GRANTEE will complete and sign this document with this contract.

26



Department of Justice
Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

August 27, 2009

Mr. Andrew Weber
Texas Office of the Attorney General
P.O. Box 12548
Austin, TX 78711-2548

Dear Mr. Weber:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 09 Project Safe Neighborhoods in the amount of \$190,910 for Texas Office of the Attorney General.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Esmeralda Womack, Program Manager at (202) 353-3450; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.


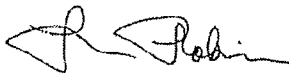
Congratulations, and we look forward to working with you.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Robinson", written over a horizontal line.

Laurie Robinson
Acting Assistant Attorney General

Enclosures

 Department of Justice Office of Justice Programs Bureau of Justice Assistance		Grant		PAGE 1 OF 3	
1. RECIPIENT NAME AND ADDRESS (Including Zip Code) Texas Office of the Attorney General P.O. Box 12548 Austin, TX 78711-2548		4. AWARD NUMBER: 2009-GP-BX-0066 5. PROJECT PERIOD: FROM 09/01/2009 TO 08/31/2012 BUDGET PERIOD: FROM 09/01/2009 TO 08/31/2012			
1A. GRANTEE IRS/VENDOR NO. 746000057		6. AWARD DATE 08/27/2009		7. ACTION Initial	
3. PROJECT TITLE FY 2009 Project Safe Neighborhoods – Western District of Texas		8. SUPPLEMENT NUMBER 00			
		9. PREVIOUS AWARD AMOUNT \$ 0			
		10. AMOUNT OF THIS AWARD \$ 190,910			
		11. TOTAL AWARD \$ 190,910			
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).					
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY09 (BJA – PSN) Pub. L. No. 111-8, 123 Stat. 524, 583					
15. METHOD OF PAYMENT PAPRS					
AGENCY APPROVAL		GRANTEE ACCEPTANCE			
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Laurie Robinson Acting Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Andrew Weber First Assistant Attorney General			
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL		19A. DATE	
AGENCY USE ONLY					
20. ACCOUNTING CLASSIFICATION CODES FISCAL YEAR FUND CODE BUD. ACT. DIV. OFC. DIV. REG. SUB. POMS AMOUNT X B GP 80 00 00 190910		21. IGPUGT4061			

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)

32



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 2 OF 3

PROJECT NUMBER 2009-GP-BX-0066

AWARD DATE 08/27/2009

SPECIAL CONDITIONS

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of OJP grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the OJP Financial Guide, Chapter 19.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by -

mail:

Office of the Inspector General
U.S. Department of Justice
Investigations Division
950 Pennsylvania Avenue, N.W.
Room 4706
Washington, DC 20530

e-mail: oig.hotline@usdoj.gov

hotline: (contact information in English and Spanish): (800) 869-4499

or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

6. "Applicants must certify that Limited English Proficiency persons have meaningful access to the services under this program(s). National origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with Title VI and the Safe Streets Act, recipients are required to take reasonable steps to ensure that LEP persons have meaningful access to their programs. Meaningful access may entail providing language assistance services, including oral and written translation when necessary. The U.S. Department of Justice has issued guidance for grantees to help them comply with Title VI requirements. The guidance document can be accessed on the Internet at www.lep.gov."

33



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 3 OF 3

PROJECT NUMBER 2009-GP-BX-0066

AWARD DATE 08/27/2009

SPECIAL CONDITIONS

7. The recipient agrees that any information technology system funded or supported by OJP funds will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 42 U.S.C. 3789g(c)-(d). Recipient may not satisfy such a fine with federal funds.
8. To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdiction, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the grantee can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.
9. The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.
10. The grantee agrees to secure and maintain on file signed statements by each member of the selection committee appointed by the United States Attorney or the PSN Task Force indicating that in making recommendations or decisions regarding contracts or subgrants paid for by this grant, the member had no conflict of interest. Such statements must include all of the language included in the PSN Conflict of Interest Certification, however, the grantee may use a different format or may add other related certifications of their own.
11. The recipient agrees to coordinate the project with the U.S. Attorney and Project Safe Neighborhoods Task Force for the district covered by the award. The recipient also is encouraged to coordinate with other community justice initiatives (such as Weed & Seed and ATF's Youth Crime Gun Interdiction Initiative), and other ongoing, local gun prosecution and law enforcement strategies.
12. The recipient agrees to submit to BJA for review and approval any curricula, training materials, proposed publications, reports, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. 2009-GP-BX-0066 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the SMART Office, and the Office for Victims of Crime. Points of view or opinions in this document are those of the author and do not represent the official position or policies of the United States Department of Justice." The current edition of the OJP Financial Guide provides guidance on allowable printing and publication activities.
13. The recipient agrees to submit to DOJ for review and approval, any proposal or plan for Project Safe Neighborhoods and Anti-Gang Initiative media-related outreach. DOJ approval must be received prior to any obligation or expenditure of grant funds related to the development of media-related outreach projects.
14. The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Washington, D.C. 20531


Memorandum To: Official Grant File

From: Maria A. Berry, NEPA Coordinator

Subject: Categorical Exclusion for Texas Office of the Attorney General

Awards under the FY 2009 Project Safe Neighborhoods grant program will be used to fund innovative ideas in reducing gun violence and will carry the following NEPA special condition:

None of the following activities will be conducted either under the OJP federal action or a related third party action: 1) New construction; 2) Any renovation or remodeling of a property either (a) listed on or eligible for listing on the National Register of Historic Places or (b) located within a 100-year flood plain; 3) A renovation which will change the basic prior use of a facility or significantly change its size; 4) Research and technology whose anticipated and future application could be expected to have an effect on the environment; or 5) Implementation of a program involving the use of chemicals. Consequently, the subject federal action meets OJP's criteria for a categorical exclusion as contained in paragraph 4(b) of Appendix D to Part 61 of the Code of Federal Regulations. Additionally, the proposed action is neither a phase nor a segment or a project which when viewed in its entirety would not meet the criteria for a categorical exclusion.

 <p>Department of Justice Office of Justice Programs Bureau of Justice Assistance</p>	<p>GRANT MANAGER'S MEMORANDUM, PT. I: PROJECT SUMMARY</p> <p>Grant</p>	
	<p>PROJECT NUMBER 2009-GP-BX-0066</p>	<p>PAGE 1 OF 1</p>
<p>This project is supported under FY09 (BJA – PSN) Pub. L. No. 111-8, 123 Stat. 524, 583</p>		
<p>1. STAFF CONTACT (Name & telephone number) Esmeralda Womack (202) 353-3450</p>	<p>2. PROJECT DIRECTOR (Name, address & telephone number) Melissa Foley OAG Grants Coordinator P.O. Box 12548 Austin, TX 78711-2548 (512) 463-0826</p>	
<p>3a. TITLE OF THE PROGRAM BJA FY 09 Project Safe Neighborhoods</p>	<p>3b. POMS CODE (SEE INSTRUCTIONS ON REVERSE)</p>	
<p>4. TITLE OF PROJECT FY 2009 Project Safe Neighborhoods – Western District of Texas</p>		
<p>5. NAME & ADDRESS OF GRANTEE Texas Office of the Attorney General P.O. Box 12548 Austin, TX 78711-2548</p>	<p>6. NAME & ADDRESS OF SUBGRANTEE</p>	
<p>7. PROGRAM PERIOD FROM: 09/01/2009 TO: 08/31/2012</p>	<p>8. BUDGET PERIOD FROM: 09/01/2009 TO: 08/31/2012</p>	
<p>9. AMOUNT OF AWARD \$ 190,910</p>	<p>10. DATE OF AWARD 08/27/2009</p>	
<p>11. SECOND YEAR'S BUDGET</p>	<p>12. SECOND YEAR'S BUDGET AMOUNT</p>	
<p>13. THIRD YEAR'S BUDGET PERIOD</p>	<p>14. THIRD YEAR'S BUDGET AMOUNT</p>	
<p>15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)</p> <p>Project Safe Neighborhoods (PSN), a nationwide commitment to reducing gun crime, links existing local programs together and provides them with necessary tools. PSN 1) takes a hard line against gun criminals, using every available means to create safer neighborhoods; 2) seeks to achieve heightened coordination among federal, state, and local law enforcement; and 3) emphasizes tactical intelligence gathering, more aggressive prosecutions, and enhanced accountability through performance measures. The United States Attorney in each federal judicial district will lead the offensive. The fiscal agent, in coordination with the PSN Task Force, will allocate funds throughout the community.</p> <p>The Texas Office of the Attorney General, serving as the fiscal agent for the Western District of Texas, will use the grant to continue strategies aimed at preventing and prosecuting violent gun and gang-related crimes. Key elements involve the funding of prosecutors to evaluate, file, and prosecute gang-related crimes in both state and federal court in the Bell, Bexar, and Travis County areas. In addition, funds will support the work of mentors with the Big Brothers and Big Sisters of El</p>		

36

Paso, who will serve as role models to actively educate and support the pro-social behaviors of at-risk youth, and sheriff's deputies in Bexar and Medina Counties tasked with identifying and documenting gang members and enforcing laws will be funded. The U.S. Attorney's Office, along with the PSN task force and sub-grantees, will coordinate the planning and implementation of the grant funded initiatives.

NCA/NCF



Department of Justice
Office of Justice Programs
Office for Civil Rights

Washington, D.C. 20531

August 27, 2009

Mr. Andrew Weber
Texas Office of the Attorney General
P.O. Box 12548
Austin, TX 78711-2548

Dear Mr. Weber:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of Federal funding to compliance with Federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice is responsible for ensuring that recipients of financial aid from OJP, its component offices and bureaus, the Office on Violence Against Women (OVW), and the Office of Community Oriented Policing Services (COPS) comply with applicable Federal civil rights statutes and regulations. We at OCR are available to help you and your organization meet the civil rights requirements that come with Justice Department funding.

Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at <http://www.lep.gov>.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at <http://www.ojp.usdoj.gov/ocr/etfbo.htm>.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the Justice Department has concluded that the Religious Freedom Restoration Act (RFRA) is reasonably construed, on a case-by-case basis, to require that its funding agencies permit faith-based organizations applying for funding under the applicable program statutes both to receive DOJ funds and to continue considering religion when hiring staff, even if the statute that authorizes the funding program generally forbids considering of religion in employment decisions by grantees.

Questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment may be directed to this Office.

3A

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements: (1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEO), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. §§ 42.205(5) or 31.202(5)).

1) Meeting the EEO Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEO reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEO and submit it to OCR for review **within 60 days from the date of this letter**. For assistance in developing an EEO, please consult OCR's website at <http://www.ojp.usdoj.gov/ocr/eeop.htm>. You may also request technical assistance from an EEO specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEO, but it does not have to submit the EEO to OCR for review. Instead, your organization has to maintain the EEO on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEO requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

2) Submitting Findings of Discrimination


In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEO, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at <http://www.ojp.usdoj.gov/ocr/>.

Sincerely,



Michael L. Alston
Director

cc: Grant Manager
Financial Analyst



STANDARD ASSURANCES

The Applicant hereby assures and certifies compliance with all applicable Federal statutes, regulations, policies, guidelines, and requirements, including OMB Circulars A-21, A-87, A-102, A-110, A-122, A-133; Ex. Order 12372 (intergovernmental review of federal programs); and 28 C.F.R. pts. 66 or 70 (administrative requirements for grants and cooperative agreements). The applicant also specifically assures and certifies that:

1. It has the legal authority to apply for federal assistance and the institutional, managerial, and financial capability (including funds sufficient to pay any required non-federal share of project cost) to ensure proper planning, management, and completion of the project described in this application.
2. It will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
3. It will give the awarding agency or the General Accounting Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the financial assistance.
4. It will comply with all lawful requirements imposed by the awarding agency, specifically including any applicable regulations, such as 28 C.F.R. pts. 18, 22, 23, 30, 35, 38, 42, 61, and 63, and the award term in 2 C.F.R. § 175.15(b).
5. It will assist the awarding agency (if necessary) in assuring compliance with section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. § 470), Ex. Order 11593 (identification and protection of historic properties), the Archeological and Historical Preservation Act of 1974 (16 U.S.C. § 469 a-1 et seq.), and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321).
6. It will comply (and will require any subgrantees or contractors to comply) with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. § 5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 794); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§ 1681, 1683, 1685-86); and the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); *see* Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).
7. If a governmental entity—
 - a) it will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. § 4601 et seq.), which govern the treatment of persons displaced as a result of federal and federally-assisted programs; and
 - b) it will comply with requirements of 5 U.S.C. §§ 1501-08 and §§ 7324-28, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

Signature Date _____

Date _____

*U.S. DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS
OFFICE OF THE COMPTROLLER*

**CERTIFICATIONS REGARDING LOBBYING; DEBARMENT,
SUSPENSION AND OTHER RESPONSIBILITY MATTERS
AND
DRUG-FREE WORKPLACE REQUIREMENTS**

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Non-procurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR Part 69, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

41

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about

(1) The dangers of drug abuse in the workplace;

(2) The grantee's policy of maintaining a drug-free workplace;

- (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will
- (1) Abide by the terms of the statement; and
 - (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to:

Department of Justice
Office of Justice Programs
ATTN: Control Desk
810 Seventh Street, N.W.,
Washington, D.C. 20531

Notice shall include the identification number(s) of each affected grant;

- (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted
- (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).



B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

509 W. 11th St.
Austin, TX 78701

816 Congress Avenue, Suite 1000
Austin, TX 78701

200 W. 8th St.
Austin, TX 78701

Check if there are workplaces on file that are not identified here.

Section 67, 630 of the regulations provides that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for Department of Justice funding. States and State agencies may elect to use OJP Form 4061/7.

Check if the State has elected to complete OJP Form 4061/7.

DRUG-FREE WORKPLACE (GRANTEES WHO ARE INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67; Sections 67.615 and 67.620

A. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

B. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to:

Department of Justice
Office of Justice Programs
ATTN: Control Desk
810 Seventh Street, N.W.,
Washington, D.C. 20531

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Grantee Name and Address:

Travis County District Attorney's Office
P.O. Box 1748
Austin, TX 78767

2. Application Number and/or Project Name:

FY2009 Project Safe Neighborhoods - Western District of Texas

3. Grantee IRS/Vendor Number 74-6000192

4. Type/Print Name and Title of Authorized Representative

Samuel T. Biscoe, Travis County Judge

5. Signature

6. Date

45

3 ✓

Travis County Commissioners Court Agenda Request

Voting Session January 5, 2010
(Date)

Work Session _____
(Date)

I. Request made by:

John F. Carr for REK

Roger A. El-Khoury, M.S., P.E., Director, Facilities Mgmt. Phone # 854-9555
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney.

Requested text:

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 \$829,110.94, for the period of December 18, 2009 to December 24, 2009.

Approved by: _____
Signature of Commissioner or County Judge

II. Additional Information:

A. Backup memorandum is attached.

B. Affected agencies and officials.

Dan Mansour	854-9499
Susan Spataro	854-9125
Rodney Rhoades	854-9106

III. Required Authorizations: Checked if applicable:

- _____ Planning and Budget Office (854-9106)
- _____ Human Resources Management Department (854-9165)
- _____ Purchasing Office (854-9700)
- _____ County Attorney's Office (854-9415)
- _____ County Auditor's Office (854-9125)

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COUNTY JUDGE'S OFFICE
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TRAVIS COUNTY
HOSPITAL AND INSURANCE FUND
SUPPORTING DETAIL FOR THE
WEEKLY REIMBURSEMENT REQUEST TO
COMMISSIONERS COURT
FOR THE PAYMENT PERIOD
DECEMBER 18, 2009 TO DECEMBER 24, 2009

- Page 1. Detailed Recommendation to Travis County Auditor for transfer of funds
- Page 1a. Unavailable to Sign Document
- Page 2. Chart of Weekly Reimbursements Compared to Budget
- Page 3. Paid Claims Compared to Budgeted Claims
- Page 4. Notification of amount of request from United Health Care (UHC)
- Page 5. Last page of the UHC Check Register for the Week
- Page 6. List of payments deemed not reimbursable
- Page 7. Journal Entry for the reimbursement



1010 Lavaca Street, 2nd Floor • P.O. Box 1748 • Austin, Texas 78767 • (512) 854-9165 / FAX(512) 854-4203

MEMORANDUM

Date: January 5, 2010
To: Susan Spataro, County Auditor
From: Norman McRee, Financial Analyst
Human Resources Management Department
Subject: Risk Manager Unable to Sign Recommendation for Transfer of Funds
For Period December 18 – December 24, 2009

Dan Mansour, Risk Manager, is out of the office and unavailable to sign the Recommendation for Transfer of Funds document for the period December 18, 2009 – December 24, 2009.

All appropriate reviews and audits have been performed on claims for the above period.

TRAVIS COUNTY EMPLOYEE BENEFIT PLAN FY10 WEEKLY PAID CLAIMS VS WEEKLY BUDGETED AMOUNT

Period	Voting Session Date	Pd Claims Request Amount	Budgeted Weekly Claims	# of Large Claims	Total of Large Claims
10/2/09-10/08/09	10/20/2009	\$ 506,983.79	\$ 734,980.88	2	\$ 84,160.90
10/9/09-10/15/09	10/27/2009	\$ 819,076.31	\$ 734,980.88	2	\$ 66,527.80
10/16/09-10/22/09	11/3/2009	\$ 388,581.81	\$ 734,960.88	2	\$ 81,663.47
10/23/09-10/29/09	11/10/2009	\$ 653,822.83	\$ 734,960.88	2	\$ 58,028.60
10/30/09-11/5/09	11/17/2009	\$ 567,206.00	\$ 734,960.88	0	\$ -
11/6/09-11/12/09	11/24/2009	\$ 1,238,417.14	\$ 734,960.88	3	\$ 185,593.04
11/13/09-11/19/09	12/1/2009	\$ 857,273.45	\$ 734,960.88	3	\$ 185,891.08
11/20/09-11/26/09	12/8/2009	\$ 839,621.97	\$ 734,960.88	2	\$ 55,007.00
11/27/09-12/03/09	12/15/2009	\$ 715,804.02	\$ 734,960.88	4	\$ 148,691.08
12/04/09-12/10/09	12/22/2009	\$ 897,384.47	\$ 734,960.88	4	\$ 202,013.76
12/11/09-12/17/09	12/29/2009	\$ 464,771.71	\$ 734,960.88	0	\$ -
12/18/09-12/24/09	1/5/2010	\$ 829,110.94	\$ 734,960.88	1	\$ 28,410.00
Paid and Budgeted Claims - to date		\$ 8,778,054.44	\$ 8,819,570.56		
Amount Under Budget			\$ (41,516.12)		
<p>Not predictive of impact on reserve, intended to show relationship of weekly budget to weekly claims cost.</p>					

UNITED HEALTHCARE CHECK REGISTER FOR TRAVIS COUNTY SUBMITTED 2009_12_24

CONTR_NBR	PLN_ID	TRANS_AMT	SRS_DESG_NBR	CHK_NBR	GRP_ID	CLM_ACCT_NBR	ISS_DT	TRANS_TYP_CD	TRANS_DT	WK_END_DT	
701254	632	-170.13	NN	1858723	A		11	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-172.25	NN	1928175	AI		3	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-176.03	NN	1726948	AH		1	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-182.03	NN	1827111	AH		5	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-227.96	NN	1654319	AH		6	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-247.1	NN	1661128	AH		8	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-248.6	NN	1858575	AH		7	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-254	NN	1926076	AH		1	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-345.13	NN	1863834	AA		1	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-376.89	NN	1758927	AA		1	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-577		26	165472	AA	8	12/17/2009	50	12/22/2009	12/24/2009
701254	632	-588.43	NN	1911392	AH		5	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-883.88	NN	1505445	AH		1	12/24/2009	200	12/21/2009	12/24/2009
701254	632	-1252.85	RA	74910383	AE		6	2/9/2009	50	12/22/2009	12/24/2009
701254	632	-1611.98		26	165279	AH	8	12/17/2009	50	12/22/2009	12/24/2009
701254	632	-1830.9	RA	50554013	AA		8	12/18/2009	50	12/24/2009	12/24/2009
701254	632	-2800.31		26	165487	AH	1	12/17/2009	50	12/22/2009	12/24/2009
701254	632	-3146.43		26	165794	AH	5	12/17/2009	50	12/22/2009	12/24/2009
701254	632	-6198.52		26	166106	AE	1	12/17/2009	50	12/22/2009	12/24/2009

829,110.94

5

Travis County - Hospital and Self Insurance Fund (526)
Journal Entry for the Reimbursement to United Health Care

 For the payment week ending: 12/24/2009

TYPE	MEMBER TYPE	TRANS_AMT
CEPO		
	EE	
	526-1145-522.45-28	113,021.97
	RR	
	526-1145-522.45-29	43,045.79
Total CEPO		\$156,067.76
EPO		
	EE	
	526-1145-522.45-20	179,718.93
	RR	
	526-1145-522.45-21	29,887.08
Total EPO		\$209,606.01
PPO		
	EE	
	526-1145-522.45-25	395,549.13
	RR	
	526-1145-522.45-26	67,888.04
Total PPO		\$463,437.17
Grand Total		\$829,110.94

Travis County Commissioners Court Agenda Request

Voting Session 1/5/10
(Date)

Work Session _____
(Date)

I. Request made by:

John A. Campbell REK

Roger A. El Khoury, M.S., P.E., Director, Facilities Management Phone # 854-4579
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

Routine Personnel Actions

Approved by: _____
Signature of Commissioner(s) or County Judge

II. Additional Information

- A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight copies of request and backup).
- B. List all of the agencies or official names and telephone numbers that might be affected or be involved with the request. Send a copy of request and backup to each party listed.

III. Required Authorizations: Please check if applicable:

_____ Planning and Budget Office (854-9106)

_____ Human Resources Management Department (854-9165)

_____ Purchasing Office (854-9700)

_____ County Attorney's Office (854-9415)

_____ County Auditor's Office (854-9125)



HRMD Human Resources Management Department

1010 Lavaca Street, 2nd Floor

• P.O. Box 1748

• Austin, Texas 78767

• (512) 854-9165 / FAX(512) 854-4203

January 5, 2010

ITEM # :

DATE: December 23, 2009

TO: Samuel T. Biscoe, County Judge
 Ron Davis, Commissioner, Precinct 1
 Sarah Eckhardt, Commissioner, Precinct 2
 Karen L. Huber, Commissioner, Precinct 3
 Margaret Gomez, Commissioner, Precinct 4

VIA: Roger A. El Khoury, M.S., P.E., Director, Facilities Management

FROM: Todd L. Osburn, Compensation Manager, HRMD *TLO*

SUBJECT: Weekly Personnel Amendments

Attached are Personnel Amendments for Commissioners Court approval.

Routine Personnel Actions – Pages 2 – 3.

If you have any questions or comments, please contact Todd L. Osburn at 854-2744.

RAE/TLO/clr

Attachments

cc: Planning and Budget Department
 County Auditor
 County Auditor-Payroll (Certified copy)
 County Clerk (Certified copy)

WEEKLY PERSONNEL AMENDMENTS --- ROUTINE

NEW HIRES				
Dept.	Slot	Position Title	Dept. Requests Level/Salary	HRMD Recommends Level/Salary
County Clerk	91	Planner	18 / Level 5 / \$47,548.80	18 / Level 5 / \$47,548.80
HHS	226	Social Svcs Prgm Admin	20 / Level 7 / \$57,283.20	20 / Level 7 / \$57,283.20
TNR	374	Environmental RS Mgt Spec Sr	20 / \$57,461.87	20 / \$57,461.87
* Temporary to Regular			** Actual vs Authorized	

TEMPORARY APPOINTMENTS					
Dept.	Slot	Position Title	Dept. Requests Grade/Salary	HRMD Recommends Grade/Salary	**Temporary Status Type Code
County Clerk	53005	Office Asst	8 / \$10.45	8 / \$10.45	05
Fac Mgmt	50015	Building Security Guard	8 / \$10.10	8 / \$10.10	05
**Temporary Status Type Codes: (Temporary less than 6 mos. = 02) (Project Worker more than 6 mos. = 05, includes Retirement Benefits).					

TEMPORARY PROMOTIONS / SALARY ADJUSTMENTS / LATERAL TRANSFERS / VOLUNTARY REASSIGNMENTS / TEMPORARY ASSIGNMENTS				
Dept. (From)	Slot – Position Title – Salary	Dept. (To)	Slot – Position Title –Salary	Comments
Fac Mgmt	Slot 50055 / Custodian / Grd 5 / \$10.00	Fac Mgmt	Slot 50082 / Building Ops Worker / Grd 10 / \$11.58	Promotion Temporary.

CAREER LADDERS – POPS						
Dept.	Slot	Current Position Title/Grade	New Position Title/Grade	Current Annual Salary	Proposed Annual Salary	Comments Current HRMD Practice
Sheriff	268	Corrections Officer* / Grd 81	Corrections Officer Sr / Grd 83	\$38,737.92	\$42,107.10	Career Ladder. Peace Officer Pay Scale (POPS).
Sheriff	460	Corrections Officer* / Grd 81	Corrections Officer Sr / Grd 83	\$38,737.92	\$42,107.10	Career Ladder. Peace Officer Pay Scale (POPS).

CAREER LADDERS – POPS						
Dept.	Slot	Current Position Title/Grade	New Position Title/Grade	Current Annual Salary	Proposed Annual Salary	Comments Current HRMD Practice
Sheriff	1099	Corrections Officer* / Grd 81	Corrections Officer Sr / Grd 83	\$38,737.92	\$42,107.10	Career Ladder. Peace Officer Pay Scale (POPS).
* Actual vs Authorized						

PROMOTIONS / SALARY ADJUSTMENTS / LATERAL TRANSFERS / VOLUNTARY REASSIGNMENTS / TEMPORARY ASSIGNMENTS				
Dept. (From)	Slot – Position Title – Grade – Salary	Dept. (To)	Slot – Position Title – Grade – Salary	Comments
County Clerk	Slot 8 / Executive Asst – Elctd Official / Grd 18 / \$50,925.91	County Clerk	Slot 8 / Executive Asst – Elctd Official / Grd 18 / \$52,198.00	Salary adjustment. Pay is between midpoint and max of pay grade.
County Clerk	Slot 133 / Court Clerk I / Grd 13 / \$32,926.19	County Clerk	Slot 18 / Court Clerk II / Grd 15 / \$34,777.60	Promotion. Pay is between min and midpoint of pay grade.
Pretrial Services	Slot 34 / Pretrial Officer III / Grd 17 / \$41,577.52	Sheriff	Slot 1685 / RN Charge Nurse / Grd 21 / \$50,667.76	Promotion. Pay is at minimum of pay grade.
* Actual vs Authorized				

BY ORDER OF THE COMMISSIONERS COURT, THE PRECEDING PERSONNEL AMENDMENTS ARE APPROVED.

Samuel T. Biscoe, County Judge

Ron Davis, Commissioner, Pct. 1

Sarah Eckhardt, Commissioner, Pct. 2

Karen L. Huber, Commissioner, Pct. 3

Margaret Gomez, Commissioner, Pct. 4

TRAVIS COUNTY COMMISSIONERS COURT
AGENDA REQUEST

5

Voting Session: JANUARY 5, 2010

- I. A. Request made by: DANNY HOBBY/EXECUTIVE MANAGER EMERGENCY SERVICES
Phone #: 854-4416
(Elected Official/Appointed Official/Executive Manager/County Attorney)
- B. Requested topic: CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN ORDER OF TRAVIS COUNTY COMMISSIONERS COURT AMENDING THE TRAVIS COUNTY CODE, CHAPTER 71 FIRE CODE.

C. Approved by: _____
Signature of Commissioner or Judge

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

Planning and Budget Office (854-9106)
 _____ Additional funding for any department or for any purpose
 _____ Transfer of existing funds within or between any line item
 _____ Grant

Human Resources Department (854-9165)
 _____ Change in your department's personnel (reorganization, restructuring etc.)

Purchasing Office (854-9700)
 _____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)
 _____ Contract, Agreement, Policy & Procedure

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COUNTY JUDGE'S OFFICE
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AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 12:00pm on Tuesdays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.

ORDER OF
TRAVIS COUNTY COMMISSIONERS COURT
AMENDING
TRAVIS COUNTY CODE, CHAPTER 71 FIRE CODE

STATE OF TEXAS §
COUNTY OF TRAVIS §

RECITALS

Texas Local Government Code, Chapter 233 authorizes counties to adopt a fire code and the regulations necessary to administer and enforce it, including requiring building permits.

The Commissioners Court adopted a fire code on February 1, 2005. The fire code requires permits for the construction of commercial establishments and public buildings in the unincorporated areas of Travis County, Texas, allows the County to impose standards to protect the health, safety, welfare and property of the general public, and governs the safe-guarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices and from conditions hazardous to life or property in the occupancy of buildings and premises in Unincorporated Travis County.

The Fire Code provides for the issuance of permits and collection of fees. The fees adopted were based on the type of building proposed and reflected the amount necessary to cover the cost of administering and enforcing the fire code. Section 71.054 of the Travis County Code attaches Table 71-A to Chapter 71, the Fire Code to establish the fees applicable to the services being requested which are to defray the reasonable costs of administering the Fire Code.

Since its original adoption, these fees have not been revised. Upon reviewing the current cost of administering and enforcing the fire code, the Fire Marshal has found that the fees stated in Table 71-A are no longer adequate to defray these costs. Texas Local Government Code, section 233.065 provides that the fees “must be set in amounts necessary to cover the cost of administering and enforcing” the fire code.

ORDER

Pursuant to Chapter 233 of the Texas Local Government Code and sections 1.0051 and 1.0052 of the Travis County Code, the Commissioners Court orders the following:

1. The Table 71-A, attached to Chapter 71, the Fire Code by section 71.054 (a) is deleted and the Table 71.A in the form attached to this order is adopted.

Date of Order: _____

TRAVIS COUNTY COMMISSIONERS COURT

Samuel T. Biscoe, County Judge

Ron Davis
Commissioner, Precinct 1

Sarah Eckhardt
Commissioner, Precinct 2

Karen Huber
Commissioner, Precinct 3

Margaret Gómez
Commissioner, Precinct 4

TRAVIS COUNTY FIRE MARSHAL'S OFFICE

5555 AIRPORT BLVD. SUITE 400, AUSTIN, TEXAS 78751
(512) 854-4621, FAX (512) 854-6471

TABLE 71-A. FEES

BUILDING PERMITS		
Building Permit fees must be paid when the permit application is submitted. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
PERMIT	SCOPE	PERMIT FEE
Building Permit	<p>A Building Permit is required to construct a new commercial or public structure in unincorporated Travis County. A Building Permit is required to substantially alter, enlarge, repair, move, remove, demolish or convert for use as a commercial establishment or public structure in unincorporated Travis County.</p> <p>The Valuation Table sets a standard for the cost basis of a project. The values in the 2003 International Code Council's Building Valuation Table are comparable to the costs of projects reviewed between 2007 and 2009 provided as an estimated cost of construction by applicants. Costs in subsequent Building Valuation Tables appear to overstate cost in Central Texas. The 2003 Building Valuation Table better reflects cost in Central Texas.</p>	<p>The fee is based on the total cost of the construction project using the 2003 International Code Council valuation data table attached at the end of Table 71-A.</p> <p><u>For projects valued at less than \$200,000</u>, the fee is \$750.00.</p> <p><u>For projects valued at \$200,000 but less than \$1,000,000</u>, the fee is \$750.00 for the first \$200,000 plus \$1.75 per \$1,000, or fraction thereof, for the value over \$200,000.</p> <p><u>For projects valued at \$1,000,000 but less than \$5,000,000</u>, the fee is \$2,700 for the first \$1,000,000 plus \$1.00 for every \$1,000, or fraction thereof, for the value over \$1,000,000.</p> <p><u>For projects valued at \$5,000,000 or more</u>, the fee is first \$5,000,000 plus \$0.50 for every \$1,000, or fraction the value over \$5,000,000.</p>
Special Project	A Building Permit is required to substantially alter, enlarge, repair, move, remove, demolish or convert for use a special project in unincorporated Travis County. Special projects include marinas, outdoor recreation areas, outdoor flea markets and similar facilities.	The fee is \$500.00 plus \$52.00 per hour for plans review and inspections.
Express Permit	An Express Permit covers the addition of small Group S-2 (Low hazard storage) type structures to a site with a previously issued permit.	The fee is \$100.00 per structure.
Site Plan	Review of a site plan which is not associated with a building permit.	\$52.00 per hour with a four hour minimum.

TRAVIS COUNTY FIRE MARSHAL'S OFFICE

5555 AIRPORT BLVD. SUITE 400, AUSTIN, TEXAS 78751
(512) 854-4621, FAX (512) 854-6471

TABLE 71-A. FEES

CONSTRUCTION PERMITS		
A construction permit is required for installation of, or modification to, the following systems. Permit fees must be paid when the permit application is submitted. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
PERMIT	SCOPE	PERMIT FEE
Automatic Fire-Extinguishing Systems	An automatic fire-extinguishing system. An automatic fire-extinguishing system will include kitchen suppression systems, halon, dry chemical, wet chemical, clean agent and similar systems. A separate permit is required for each system.	\$260.00
Fire Alarm and Detection Systems	A fire alarm and detection system.	The fee is based upon the number of initiating or signaling devices included in the system. For systems with 100 or fewer devices, the fee is \$260.00. For systems with 101 or more devices the fee is \$260.00 plus \$0.50 for each device in excess of 100. The maximum fee is \$2,000.00
Fire Pump System	A fire pump system.	\$260.00
Fire Sprinkler System.	A fire sprinkler system. A system is defined as a single riser and control valve. Fire sprinklers associated with a kitchen suppression system shall be permitted as an automatic fire extinguishing system. Multiple fire sprinkler risers in multi-story buildings require multiple inspections.	The fee is based upon the number of sprinklers included in each riser/system. For risers/systems with 200 or fewer sprinklers the fee is \$260.00. For risers/systems with 201 or more sprinklers, the fee is \$260.00 plus \$0.50 for each sprinkler in excess of 200. The maximum fee is \$2,000.00 per system.
Fire Standpipe System	A fire standpipe system. Combination sprinkler/standpipe systems shall be permitted as a fire sprinkler system.	\$260.00

Last Updated 12-31-09 at 2:03 pm
TRAVIS COUNTY FIRE MARSHAL'S OFFICE

5555 AIRPORT BLVD. SUITE 400, AUSTIN, TEXAS 78751
 (512) 854-4621, FAX (512) 854-6471

TABLE 71-A. FEES

CONSTRUCTION PERMITS, CONTINUED		
Private Water Supply	<p>A private fire protection water supply system. This permit applies to private fire hydrants and water storage tanks installed for private fire protection.</p> <p>When a commercial or public building is built without a public water supply utilizing dry hydrants, cisterns, tanks, etc. This fee is for reviewing plans for these systems and inspecting the system once the public water supply is installed.</p>	\$260.00
Underground Fire Line	<p>An underground fire line. An underground fire line is the underground piping associated with the installation of a fire sprinkler and/or standpipe system. Underground lines serving fire hydrants shall be permitted as a private water supply.</p> <p>A special license is required for installation of underground fire lines because above ground fire sprinklers and the underground fire lines are not always installed by the same installer because of license requirements or separate bids. In addition, an underground fire sprinkler line must be inspected before covered over and a two hour hydrostatic test is also required.</p>	\$260.00
Tank Installation	<p>An aboveground or underground storage tank designed to contain compressed gases, cryogenic fluids, flammable or combustible liquids, hazardous materials or LPG.</p>	\$260.00 for each tank or set of tanks located within a single containment system

TRAVIS COUNTY FIRE MARSHAL'S OFFICE

5555 AIRPORT BLVD. SUITE 400, AUSTIN, TEXAS 78751
(512) 854-4621, FAX (512) 854-6471

TABLE 71-A. FEES

SERVICE FEES		
<p>Service fees must be paid before the service is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office. Travel time is included in determining the service fees with a two hour minimum charge.</p>		
SERVICE	SCOPE	SERVICE FEE
After Hours Inspection	This fee covers inspections conducted at the request of a contractor, or owner's representative, at times other than normal working hours. Normal working hours range from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding County holidays.	An after hours inspection is billed at \$78.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Duplicate Permit	This fee covers the issuance of duplicate permits	\$10.00
Pre-Development Review	A pre-development review includes meetings, site visits, and other functions conducted prior to formal submission of construction plans.	The first two pre-development functions will be conducted at no charge to the project. Additional meetings will be billed at \$52.00 per hour.
Reinspection	This fee covers reinspection of any building, or retest of any system, due to failure of the previous inspection or test. A reinspection will also be required when approved plans are not on-site at the time of the scheduled inspection.	Reinspections will be billed at \$52.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Rescheduling	This fee is required when an appointment for an inspection is cancelled less than 4 hours prior to the appointment time.	\$52.00
Standby Personnel	This fee covers the cost of providing standby personnel to perform fire watch and public safety functions.	Standby personnel scheduled during normal working hours will be billed at \$52.00 per hour with a two hour minimum. Standby personnel scheduled outside normal working hours will be billed at \$78.00 per hour with a two hour minimum

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TABLE 71-A. FEES

INSPECTION FEES		
Inspection fees must be paid before the inspection is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
PERMIT	SCOPE	PERMIT FEE
Adoption	Inspection of a residence when required as a condition for adoption of a child or infant.	No fee for this inspection
Day Care	Inspection of a day care facility classified by the County Fire Code as either Educational or I-4 occupancy. This includes after-school, part-time and full-time facilities.	\$52.00 for a facility with an occupant load less than 50. \$104.00 for a facility with an occupant load of 50 or more.
Foster Care	Inspection of a residence when required as a condition for use as a foster home facility.	No fee for a facility with not more than 3 children in foster care \$52.00 for a facility with more than 3 children in foster care
Licensing	Inspection of a facility when required as a condition of a license not listed above and issued by a governmental agency.	\$104.00 for a facility with an occupant load less than 50 \$208.00 for a facility with an occupant load of 50 or more For a facility with an occupant load of 500 or more, or a facility with multiple buildings, the fee is determined by time required for the inspection at the rate of \$52.00 per hour with a four-hour minimum.
Requested	Requested inspection of a facility not addressed by another permit in this fee schedule.	\$104.00 for a facility with an occupant load less than 50 \$208.00 for a facility with an occupant load of 50 or more For a facility with an occupant load of 500 or more, or a facility with multiple buildings, the fee is determined by time required for the inspection at the rate of \$52.00 per hour with a four-hour minimum

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TABLE 71-A. FEES

SERVICE FEES		
Service fees must be paid before the service is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
SERVICE	SCOPE	SERVICE FEE
After Hours Inspection	This fee covers inspections conducted at the request of a contractor, or owner's representative, at times other than normal working hours. Normal working hours range from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding County holidays.	An after hours inspection is billed at \$78.00 per hour with a two hour minimum. Travel time is incorporated when calculating this fee.
Duplicate Permit	This fee covers the issuance of duplicate permits	\$10.00
Reinspection	This fee covers reinspection of any building, or retest of any system, due to failure of the previous inspection or test. A reinspection will also be required when approved plans are not on-site at the time of the scheduled inspection.	Reinspections will be billed at \$52.00 per hour with a two hour minimum. Travel time is incorporated when calculating this fee.
Rescheduling	This fee is required when an appointment for an inspection is cancelled less than 4 hours prior to the appointment time.	\$52.00

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TABLE 71-A. FEES

OPERATIONAL PERMITS		
Permit fees must be paid when the permit application is submitted. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
PERMIT	SCOPE	PERMIT FEE
Carnivals and Fairs	An operational permit is required to conduct a carnival or fair.	\$208.00
Public Fireworks Display	An operational permit is required to conduct a fireworks display. Plans must be reviewed, the site must be visited and approved and revisited immediately before the event. Records of the event and permitting must be maintained. Some public displays require a marshal or inspector on scene during the display.	The fee is determined by time required to issue the permit at the rate of \$52.00 per hour with a four-hour minimum
Fireworks Stand	An operational permit is required to operate a fireworks stand.	\$208.00 per stand.
Special Event (Mass Gathering and Special Assignments)	An operational permit is required to conduct a special event. Special events include a mass gathering, as defined in the State of Texas Health and Safety Code, and other events where a public safety plan is required by the Fire Marshal.	The fee is determined by time required to issue the permit at the rate of \$52.00 per hour with a five-hour minimum. Inspection personnel required at the site for standby are billed at the rate \$52.00 per hour for regular duty and \$78.00 per hour for duty after hours. The hourly rate is applied for each inspector required for the event.
Special Permit	This fee covers the review and inspection of permitted activities not addressed elsewhere in this fee schedule.	\$208.00
Hazardous Materials	A Hazardous Materials facility or system.	\$300.00
Tank Abatement	To remove, or abandon in place, an aboveground or underground storage tank designed to contain compressed gases, cryogenic fluids, flammable or combustible liquids, hazardous materials or LPG.	\$52.00 per tank

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TABLE 71-A. FEES

SERVICE FEES		
Service fees must be paid before the service is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
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Reinspection	This fee covers reinspection of any site, building, or retest of any system, due to failure of the previous inspection or test. A reinspection will also be required when approved plans are not on-site at the time of the scheduled inspection.	Reinspections will be billed at \$52.00 per hour with a two hour minimum. Travel time is incorporated in calculating this fee.
Rescheduling	This fee is required when an appointment for an inspection is cancelled less than 4 hours prior to the appointment time.	\$52.00
Standby Personnel	This fee covers the cost of providing standby personnel to perform fire watch and public safety functions.	Standby personnel scheduled during normal working hours will be billed at \$52.00 per hour with a two hour minimum. Standby personnel scheduled outside normal working hours will be billed at \$78.00 per hour with a two hour minimum. Travel time is incorporated in calculating this fee.

Square Foot Construction Costs^{a, b, c}

Group	(2003 International Building Code)	Type of Construction								
		IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
A-1	Assembly, theaters, with stage	175.32	169.68	165.73	158.91	147.77	146.99	153.89	136.91	131.98
	Assembly, theaters, without stage	161.71	156.07	152.12	145.30	134.16	133.38	140.28	123.30	118.37
A-2	Assembly, nightclubs	132.76	128.65	125.40	120.51	111.89	111.60	116.32	102.86	99.40
A-2	Assembly, restaurants, bars, banquet halls	131.76	127.65	123.40	119.51	109.89	110.60	115.32	100.86	98.40
A-3	Assembly, churches	162.43	156.79	152.84	146.02	134.85	134.08	141.00	124.00	119.07
A-3	Assembly, general, community halls, libraries, museums	134.48	128.84	123.89	118.07	105.89	106.12	113.05	95.04	91.11
A-4	Assembly, arenas	131.76	127.65	123.40	119.51	109.89	110.60	115.32	100.86	98.40
B	Business	133.93	129.08	124.97	119.12	106.63	106.00	114.57	95.23	91.59
E	Educational	140.45	135.71	131.83	125.99	116.21	113.47	121.83	103.83	99.95
F-1	Factory and industrial, moderate hazard	81.27	77.54	72.95	70.70	61.13	62.13	67.81	52.13	49.47
F-2	Factory and industrial, low hazard	80.27	76.54	72.95	69.70	61.13	61.13	66.81	52.13	48.47
H-1	High Hazard, explosives	76.28	72.55	68.96	65.71	57.30	57.30	62.82	48.30	N.P.
H234	High Hazard	76.28	72.55	68.96	65.71	57.30	57.30	62.82	48.30	44.64
H-5	HPM	133.93	129.08	124.97	119.12	106.63	106.00	114.57	95.23	91.59
I-1	Institutional, supervised environment	132.08	127.54	124.11	119.07	109.24	109.18	115.46	100.39	96.42
I-2	Institutional, incapacitated	222.91	218.06	213.95	208.11	195.19	N.P.	203.55	183.79	N.P.
I-3	Institutional, restrained	152.14	147.29	143.18	137.34	126.08	124.44	132.78	114.68	109.03
I-4	Institutional, day care facilities	132.08	127.54	124.11	119.07	109.24	109.18	115.46	100.39	96.42
M	Mercantile	98.85	94.74	90.49	86.61	77.50	78.21	82.42	68.47	66.01
R-1	Residential, hotels	133.46	128.92	125.49	120.45	110.67	110.61	116.90	101.82	97.85
R-2	Residential, multiple family	111.15	106.61	103.18	98.14	88.52	88.47	94.75	79.68	75.70
R-3	Residential, one- and two-family	107.30	104.37	101.80	98.99	94.44	94.22	97.31	89.97	84.71
R-4	Residential, care/assisted living facilities	132.08	127.54	124.11	119.07	109.24	109.18	115.46	100.39	96.42
S-1	Storage, moderate hazard	75.28	71.55	66.96	64.71	55.30	56.30	61.82	46.30	43.54
S-2	Storage, low hazard	74.28	70.55	66.96	63.71	55.30	55.30	60.82	46.30	42.64
U	Utility, miscellaneous	57.40	54.28	51.05	48.50	42.07	42.07	45.77	34.59	32.93

a. Private Garages use Utility, miscellaneous

b. Unfinished basements (all use group) = \$15.00 per sq. ft.

c. N.P. = not permitted

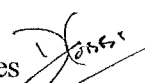
TRAVIS COUNTY FIRE MARSHAL'S OFFICE



5555 AIRPORT BLVD., SUITE 400, AUSTIN, TEXAS 78751
P. O. BOX 1748, AUSTIN, TEXAS 78767
(512) 854-4621, FAX (512) 854-6471

MEMORANDUM

To: Travis County Commissioners Court

Through: Danny Hobby, Executive Manager, Emergency Services 

From: Hershel Lee, Fire Marshal

Date: December 22, 2009

Subject: Travis County Fire Code Fee Schedule Revision

The fire code fee schedule, Travis County Code Table 71-A, has not been revised since 2005 when International Fire Code 2003 was adopted as Travis County Fire Code.

The original fee schedule was a good starting place for adoption of the fire code but experience has shown us a few areas that are in need of revision.

Conversations with one commissioner have pointed out the need for a standardization of cost estimates for different types of construction and different occupancies. A proposal to include a cost estimate table is incorporated in my proposed new fee schedule.

Applicants have pointed out that the fees collected are greater than necessary for some types of structures, such as marinas, open air markets, etc. Statutory requirements of Local Gov't Code 233.065(d) state that fees "*must be reasonable and reflect the approximate cost of the inspection personnel, materials, and administrative overhead.*" The proposed fee schedule also covers this type of permitting situation.

I am submitting to you a copy of our old fee schedule as published and a copy of my proposed new fee schedule with comments relating to how the new proposal is different from the old fee schedule.

The proposed fee schedule may increase our revenue, but only slightly. If the revenue is increased it will be used for enforcement of the fire code.

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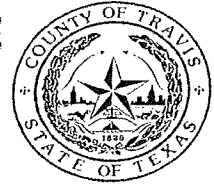


TABLE 71A FEE SCHEDULE TRAVIS COUNTY FIRE CODE

The current Fire Code fee schedule was adopted with the adoption of IFC 2003 by Travis County Commissioner's Court to go into effect in February 2005.

A copy of the 2005 Table 71A Fee Schedule is included in this notebook.

PROPOSED TABLE 71A FEE SCHEDULE TRAVIS COUNTY FIRE CODE

The proposed fee schedule has been divided into three sections:

- Building and Construction Permits
- Inspections
- Operational

The division of the fees into groups is intended to assist my office and the public when searching for a fee.

I am including the proposed three sections with notes, in red type, about each fee and how the proposed fee correlates to the currently adopted fee.

Please feel free to contact me with any questions or concerns.

Hershel Lee
Travis County Fire Marshal
512-854-9591

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Recommended changes to Fee Schedule

Building and Construction Permits

Building Permits

Building Permit

The only change to this section of our fee schedule is the addition of a Building Valuation Table. The Valuation Table is needed to set a standard for the cost basis of a project. I have chosen the 2003 International Code Council's Building Valuation Table. I reviewed several commercial building permit applications received by our office over the past two years in which the applicant provided an estimated cost of construction. The projects reviewed and used for comparison would have gone out for competitive bid. The square footage costs of the projects used for comparison are just above or just below those of the 2003 Valuation Table. The 2006 and 2009 Building Valuation Tables have an increased cost estimate that is 18 to 20 per cent above the 2003 Table. I believe the 2003 Building Valuation Table better reflects cost in Central Texas.

Special Project

This permit is new to our fee schedule. I recommend adding this fee because of statutory requirements. We are allowed to charge fees which cover the cost of administering our Fire Code. Some projects do not take as much review time nor do they require as many inspections. An open air structure would be an example.

Utilizing this fee will more accurately reflect the amount of work required for such a project but will also ensure that we charge enough to cover our cost in reviewing, permitting and inspecting the project.

Express Permit

This permit is new to our fee schedule. This permit would be utilized for projects such as the addition of a normally unoccupied structure to a previously approved project or a change in occupancy classification where the building does not change.

Site Plan

This permit is new to our fee schedule. We are often asked to review subdivision plans for approval of fire apparatus access roads, water supplies, etc. This fee will be utilized to cover our time and expense for site plans.

Construction Permits

Automatic Fire Extinguishing Systems

No change in fees.

Fire Alarm and Detection System

No change in fees.

Fire Pump System

New fee. Inspecting and witnessing the testing of a new fire pump installation takes approximately two hours plus plans review, travel and administrative time. A fee should be charged for this service to cover our cost.

Fire Sprinkler System

This is an old fee that has been revised. Our old fee (\$260.00) did not take into consideration multiple fire sprinkler risers in multi-story buildings, which require multiple inspections. This proposed new fee will more accurately reflect the time involved in review, inspection and testing of fire sprinklers.

Fire Standpipe System

This fee was collected under our old fee schedule but is being broken out to more clearly state that a fee is required.

Private Water Supply

New fee. Commercial and public buildings are being built in areas without public water supply utilizing dry hydrants, cisterns, tanks, etc. Additional time is required to review plans for these systems and then inspect the system once installed.

Underground Fire Line

New fee. This fee applies to underground fire sprinkler lines. A special license is required for this installation. The above ground fire sprinkler installer does not always install the underground, either because of license requirements or the underground being bid separately. An underground fire sprinkler line must be inspected prior to cover up. A two hour hydrostatic test is also required. This fee will allow us to recover our costs in the plans review, permitting and inspection of underground fire lines.

Tank Installation

This fee was in our old fee schedule. We have changed the application of this fee from “each set of plans submitted” to “each tank or set of tanks located within a single containment system” in order to be able to separate each type of system being reviewed and inspected.

Service Fees

Service fees have not changed except to add travel time and state there is a two hour minimum charge.

Building and Construction Permits

BUILDING PERMITS		
Building Permit fees must be paid when the permit application is submitted. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
PERMIT	SCOPE	PERMIT FEE
Building Permit	<p>A Building Permit is required to construct a new commercial or public structure in unincorporated Travis County. A Building Permit is required to substantially alter, enlarge, repair, move, remove, demolish or convert for use as a commercial establishment or public structure in unincorporated Travis County.</p> <p>The only change to this section of our fee schedule is the addition of a Building Valuation Table. The Valuation Table is needed to set a standard for the cost basis of a project. I have chosen the 2003 International Code Council's Building Valuation Table. I reviewed several commercial building permit applications received by our office over the past two years in which the applicant provided an estimated cost of construction. The projects reviewed and used for comparison would have gone out for competitive bid. The square footage costs of the projects used for comparison are just above or just below those of the 2003 Valuation Table. The 2006 and 2009 Building Valuation Tables have an increased cost estimate that is 18 to 20 per cent above the 2003 Table. I believe the 2003 Building Valuation Table better reflects cost in Central Texas.</p>	<p>The fee is based on the total cost of the construction project using the 2003 International Code Council valuation data table.</p> <p><u>For projects valued at less than \$200,000</u>, the fee is \$750.00.</p> <p><u>For projects valued at \$200,000 but less than \$1,000,000</u>, the fee is \$750.00 for the first \$200,000 plus \$1.75 per \$1,000, or fraction thereof, for the value over \$200,000.</p> <p><u>For projects valued at \$1,000,000 but less than \$5,000,000</u>, the fee is \$2,700 for the first \$1,000,000 plus \$1.00 for every \$1,000, or fraction thereof, for the value over \$1,000,000.</p> <p><u>For projects valued at \$5,000,000 or more</u>, the fee is first \$5,000,000 plus \$0.50 for every \$1,000, or fraction the value over \$5,000,000.</p>
Special Project	<p>A Building Permit is required to substantially alter, enlarge, repair, move, remove, demolish or convert for use a special project in unincorporated Travis County. Special projects include marinas, outdoor recreation areas, outdoor flea markets and similar facilities.</p>	<p>The fee is \$500.00 plus \$52.00 per hour for plans review and inspections.</p>
Express Permit	<p>An Express Permit covers the addition of small Group S-2 (Low hazard storage) type structures to a site with a previously issued permit.</p>	<p>The fee is \$100.00 per structure.</p>
Site Plan	<p>Review of a site plan which is not associated with a building permit.</p>	<p>\$52.00 per hour with a four hour minimum.</p>

Building and Construction Permits

CONSTRUCTION PERMITS		
<p>A construction permit is required for installation of, or modification to, the following systems. Permit fees must be paid when the permit application is submitted. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.</p>		
PERMIT	SCOPE	PERMIT FEE
Automatic Fire-Extinguishing Systems	An automatic fire-extinguishing system. An automatic fire-extinguishing system will include kitchen suppression systems, halon, dry chemical, wet chemical, clean agent and similar systems. A separate permit is required for each system.	\$260.00
Fire Alarm and Detection Systems	A fire alarm and detection system.	The fee is based upon the number of initiating or signaling devices included in the system. For systems with 100 or fewer devices, the fee is \$260.00. For systems with 101 or more devices the fee is \$260.00 plus \$0.50 for each device in excess of 100. The maximum fee is \$2,000.00
Fire Pump System	A fire pump system.	\$260.00
Fire Sprinkler System.	<p>A fire sprinkler system. A system is defined as a single riser and control valve. Fire sprinklers associated with a kitchen suppression system shall be permitted as an automatic fire extinguishing system.</p> <p>This is an old fee that has been revised. Our old fee (\$260.00) did not take into consideration multiple fire sprinkler risers in multi-story buildings, which require multiple inspections. This proposed new fee will more accurately reflect the time involved in review, inspection and testing of fire sprinklers.</p>	<p>The fee is based upon the number of sprinklers included in each riser/system. For risers/systems with 200 or fewer sprinklers the fee is \$260.00.</p> <p>For risers/systems with 201 or more sprinklers, the fee is \$260.00 plus \$0.50 for each sprinkler in excess of 200. The maximum fee is \$2,000.00 per system.</p>
Fire Standpipe System	<p>A fire standpipe system. Combination sprinkler/standpipe systems shall be permitted as a fire sprinkler system.</p> <p>This fee was collected under our old fee schedule but is being broken out to more clearly state that a fee is required.</p>	\$260.00

Building and Construction Permits

<p>Private Water Supply</p>	<p>A private fire protection water supply system. This permit shall apply to private fire hydrants and water storage tanks installed for private fire protection. <u>New fee.</u> Commercial and public buildings are being built in areas without public water supply utilizing dry hydrants, cisterns, tanks, etc. Additional time is required to review plans for these systems and then inspect the system once installed.</p>	<p style="text-align: right;">\$260.00</p>
<p>Underground Fire Line</p>	<p>An underground fire line. An underground fire line is the underground piping associated with the installation of a fire sprinkler and/or standpipe system. Underground lines serving fire hydrants shall be permitted as a private water supply. <u>New fee.</u> This fee applies to underground fire sprinkler lines. A special license is required for this installation. The above ground fire sprinkler installer does not always install the underground, either because of license requirements or the underground being bid separately. An underground fire sprinkler line must be inspected prior to cover up. A two hour hydrostatic test is also required. This fee will allow us to recover our costs in the plans review, permitting and inspection of underground fire lines.</p>	<p style="text-align: right;">\$260.00</p>
<p>Tank Installation</p>	<p>An aboveground or underground storage tank designed to contain compressed gases, cryogenic fluids, flammable or combustible liquids, hazardous materials or LPG.</p>	<p>\$260.00 for each tank or set of tanks located within a single containment system This fee was in our old fee schedule. We have changed the application of this fee from "each set of plans submitted" to "each tank or set of tanks located within a single containment system" in order to be able to separate each type of system being reviewed and inspected.</p>

Building and Construction Permits

SERVICE FEES

Service fees must be paid before the service is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check.

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SERVICE	SCOPE	SERVICE FEE
After Hours Inspection	This fee covers inspections conducted at the request of a contractor, or owner's representative, at times other than normal working hours. Normal working hours range from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding County holidays.	An after hours inspection is billed at \$78.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Duplicate Permit	This fee covers the issuance of duplicate permits	\$10.00
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Reinspection	This fee covers reinspection of any building, or retest of any system, due to failure of the previous inspection or test. A reinspection will also be required when approved plans are not on-site at the time of the scheduled inspection.	Reinspections will be billed at \$52.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
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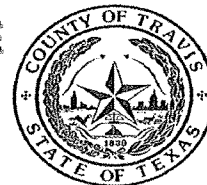
Square Foot Construction Costs^{a, b, c}

Group	(2003 International Building Code)	Type of Construction								
		IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
A-1	Assembly, theaters, with stage	175.32	169.68	165.73	158.91	147.77	146.99	153.89	136.91	131.98
	Assembly, theaters, without stage	161.71	156.07	152.12	145.30	134.16	133.38	140.28	123.30	118.37
A-2	Assembly, nightclubs	132.76	128.65	125.40	120.51	111.89	111.60	116.32	102.86	99.40
A-2	Assembly, restaurants, bars, banquet halls	131.76	127.65	123.40	119.51	109.89	110.60	115.32	100.86	98.40
A-3	Assembly, churches	162.43	156.79	152.84	146.02	134.85	134.08	141.00	124.00	119.07
A-3	Assembly, general, community halls, libraries, museums	134.48	128.84	123.89	118.07	105.89	106.12	113.05	95.04	91.11
A-4	Assembly, arenas	131.76	127.65	123.40	119.51	109.89	110.60	115.32	100.86	98.40
B	Business	133.93	129.08	124.97	119.12	106.63	106.00	114.57	95.23	91.59
E	Educational	140.45	135.71	131.83	125.99	116.21	113.47	121.83	103.83	99.95
F-1	Factory and industrial, moderate hazard	81.27	77.54	72.95	70.70	61.13	62.13	67.81	52.13	49.47
F-2	Factory and industrial, low hazard	80.27	76.54	72.95	69.70	61.13	61.13	66.81	52.13	48.47
H-1	High Hazard, explosives	76.28	72.55	68.96	65.71	57.30	57.30	62.82	48.30	N.P.
H234	High Hazard	76.28	72.55	68.96	65.71	57.30	57.30	62.82	48.30	44.64
H-5	HPM	133.93	129.08	124.97	119.12	106.63	106.00	114.57	95.23	91.59
I-1	Institutional, supervised environment	132.08	127.54	124.11	119.07	109.24	109.18	115.46	100.39	96.42
I-2	Institutional, incapacitated	222.91	218.06	213.95	208.11	195.19	N.P.	203.55	183.79	N.P.
I-3	Institutional, restrained	152.14	147.29	143.18	137.34	126.08	124.44	132.78	114.68	109.03
I-4	Institutional, day care facilities	132.08	127.54	124.11	119.07	109.24	109.18	115.46	100.39	96.42
M	Mercantile	98.85	94.74	90.49	86.61	77.50	78.21	82.42	68.47	66.01
R-1	Residential, hotels	133.46	128.92	125.49	120.45	110.67	110.61	116.90	101.82	97.85
R-2	Residential, multiple family	111.15	106.61	103.18	98.14	88.52	88.47	94.75	79.68	75.70
R-3	Residential, one- and two-family	107.30	104.37	101.80	98.99	94.44	94.22	97.31	89.97	84.71
R-4	Residential, care/assisted living facilities	132.08	127.54	124.11	119.07	109.24	109.18	115.46	100.39	96.42
S-1	Storage, moderate hazard	75.28	71.55	66.96	64.71	55.30	56.30	61.82	46.30	43.54
S-2	Storage, low hazard	74.28	70.55	66.96	63.71	55.30	55.30	60.82	46.30	42.64
U	Utility, miscellaneous	57.40	54.28	51.05	48.50	42.07	42.07	45.77	34.59	32.93

- a. Private Garages use Utility, miscellaneous
b. Unfinished basements (all use group) = \$15.00 per sq. ft.
c. N.P. = not permitted

TRAVIS COUNTY FIRE MARSHAL'S OFFICE

5555 AIRPORT BLVD., SUITE 400, AUSTIN, TEXAS 78751
P. O. BOX 1748, AUSTIN, TEXAS 78767
(512) 854-4621, FAX (512) 854-6471



Inspection Fees

Inspection Fees

Adoption

No change.

Day Care

The proposed fee has an increase of \$52.00 for a day care with an occupant load of more than 50 students. A larger facility takes more time to inspect. The proposed fees will still only cover a portion of the actual cost involved; administrative time for processing request, receipt, deposit, scheduling the inspection, actual inspection, travel and record keeping.

Foster Care

No change

Licensing

The fee amount has been changed to reflect a tiered fee schedule for facilities that must have an inspection. The old fee was set at \$208.00.

Requested

We sometimes receive requests for inspections of occupancies that do not fall under licensing requirements. Examples of these requests are occupancies that want to provide storage for government agencies, requirements of an insurance company before a policy is issued, etc.

Service Fees

After Hours Inspection

No change.

Duplicate Permit

No change.

Reinspection

A two hour minimum has been set and a clarification that travel time is to be included.

Rescheduling

No change.

INSPECTION FEES

INSPECTION FEES		
<p>Inspection fees must be paid before the inspection is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check.</p> <p style="text-align: center;">Please make checks payable to the Travis County Fire Marshal's Office.</p>		
PERMIT	SCOPE	PERMIT FEE
Adoption	Inspection of a residence when required as a condition for adoption of a child or infant.	No fee for this inspection
Day Care	Inspection of a day care facility classified by the County Fire Code as either Educational or I-4 occupancy. This includes after-school, part-time and full-time facilities.	\$52.00 for a facility with an occupant load less than 50 \$104.00 for a facility with an occupant load of 50 or more.
Foster Care	Inspection of a residence when required as a condition for use as a foster home facility.	No fee for a facility with not more than 3 children in foster care \$52.00 for a facility with more than 3 children in foster care
Licensing	Inspection of a facility when required as a condition of a license not listed above and issued by a governmental agency.	\$104.00 for a facility with an occupant load less than 50 \$208.00 for a facility with an occupant load of 50 or more For a facility with an occupant load of 500 or more, or a large facility with multiple buildings, this permit will be billed at \$52.00 per hour with a four-hour minimum.
Requested	Requested inspection of a facility not addressed by another permit in this fee schedule.	\$104.00 for a facility with an occupant load less than 50 \$208.00 for a facility with an occupant load of 50 or more For a facility with an occupant load of 500 or more, or a large facility with multiple buildings, this permit will be billed at \$52.00 per hour with a four-hour minimum
SERVICE FEES		
<p>Service fees must be paid before the service is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check.</p> <p style="text-align: center;">Please make checks payable to the Travis County Fire Marshal's Office.</p>		
SERVICE	SCOPE	SERVICE FEE
After Hours Inspection	This fee covers inspections conducted at the request of a contractor, or owner's representative, at times other than normal working hours. Normal working hours range from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding County holidays.	An after hours inspection is billed at \$78.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Duplicate Permit	This fee covers the issuance of duplicate permits	\$10.00
Reinspection	This fee covers reinspection of any building, or retest of any system, due to failure of the previous inspection or test. A reinspection will also be required when approved plans are not on-site at the time of the scheduled inspection.	Reinspections will be billed at \$52.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Rescheduling	This fee is required when an appointment for an inspection is cancelled less than 4 hours prior to the appointment time.	\$52.00

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(512) 854-4621, FAX (512) 854-6471



Operational Permits

Carnivals and Fairs

No change.

Public Fireworks Display

This fee is increased from \$104.00 to more accurately reflect the cost involved to our office. Plans must be reviewed. The site must be visited and approved. The site must be visited again immediately prior to the event. Records of the event and permitting must be maintained. Some public displays will require a marshal/inspector on scene during the display.

Fireworks Stand

No change.

Special Event

This permit was previously called Mass Gathering and Special Assignments for inspection personnel. A five hour minimum has been established.

Special Permit

This is a catch-all for those unforeseen events/situations that do not fit elsewhere in our fee schedule.

Hazardous Materials

No change.

Tank Abatement

No change.

Service Fees

Service fee amounts have not changed from our original schedule. A clarification has been added to include travel time when figuring an hourly rate.

Operational Permits and Fees

OPERATIONAL PERMITS		
Permit fees must be paid when the permit application is submitted. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
PERMIT	SCOPE	PERMIT FEE
Carnivals and Fairs	An operational permit is required to conduct a carnival or fair.	\$208.00
Public Fireworks Display	An operational permit is required to conduct a fireworks display. This fee is increased from \$104.00 to more accurately reflect the cost involved to our office. Plans must be reviewed. The site must be visited and approved. The site must be visited again immediately prior to the event. Records of the event and permitting must be maintained. Some public displays will require a marshal/inspector on scene during the display.	This permit will be billed at \$52.00 per hour with a four-hour minimum
Fireworks Stand	An operational permit is required to operate a fireworks stand.	\$208.00 per stand.
Special Event (Mass Gathering and Special Assignments)	An operational permit is required to conduct a special event. Special events include a mass gathering, as defined in the State of Texas Health and Safety Code, and other events where a public safety plan is required by the Fire Marshal.	This permit will be billed at \$52.00 per hour with a five-hour minimum. Inspection personnel required at the site for standby will be billed at \$52.00 per hour for regular duty and \$78.00 per hour for after hours. The hourly rate will be applied per inspector required for the event.
Special Permit	This fee covers the review and inspection of permitted activities not addressed elsewhere in this fee schedule.	\$208.00
Hazardous Materials	A Hazardous Materials facility or system.	\$300.00
Tank Abatement	To remove, or abandon in place, an aboveground or underground storage tank designed to contain compressed gases, cryogenic fluids, flammable or combustible liquids, hazardous materials or LPG.	\$52.00 per tank

Operational Permits and Fees

SERVICE FEES		
Service fees must be paid before the service is scheduled. The Travis County Fire Marshal's Office can accept a business check, money order or cashier's check. Please make checks payable to the Travis County Fire Marshal's Office.		
SERVICE	SCOPE	SERVICE FEE
After Hours Inspection	This fee covers inspections conducted at the request of a contractor, an applicant or owner's representative, at times other than normal working hours. Normal working hours range from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding County holidays.	An after hours inspection is billed at \$78.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Duplicate Permit	This fee covers the issuance of duplicate permits	\$10.00
Pre-Development Review	A pre-development review includes meetings, site visits, and other functions conducted prior to formal submission of construction plans.	The first two pre-development functions will be conducted at no charge to the project. Additional meetings will be billed at \$52.00 per hour.
Reinspection	This fee covers reinspection of any site, building, or retest of any system, due to failure of the previous inspection or test. A reinspection will also be required when approved plans are not on-site at the time of the scheduled inspection.	Reinspections will be billed at \$52.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.
Rescheduling	This fee is required when an appointment for an inspection is cancelled less than 4 hours prior to the appointment time.	\$52.00
Standby Personnel	This fee covers the cost of providing standby personnel to perform fire watch and public safety functions.	Standby personnel scheduled during normal working hours will be billed at \$52.00 per hour with a two hour minimum. Standby personnel scheduled outside normal working hours will be billed at \$78.00 per hour with a two hour minimum. Travel time will be incorporated when calculating this fee.

TRAVIS COUNTY FIRE MARSHAL'S OFFICE

207 W. 9TH STREET, SUITE 270, AUSTIN, TEXAS 78701
 (512) 854-4621, FAX (512) 854-6471



CURRENT FIRE CODE FEE SCHEDULE

TABLE 71-A. FEES

Permit Title & Services Covered	When Fee Is Due	Amount & Basis of Calculation
<p><u>Building Permit</u></p> <p>This fee is for processing building plans submitted for review and approval and covers the following:</p> <ul style="list-style-type: none"> •review of building plans •meetings with architects, engineers, contractors, etc. •conducting a minimum of 3 site inspections •final completion inspection •issuance of Certificate of Compliance <p>Additional meetings and inspections may be included depending upon the cope of the project.</p>	<p>This fee is due when plans are submitted for review.</p>	<p>The fee is based on the valuation of the construction project. The fees apply to finish out construction in shell buildings.</p> <ul style="list-style-type: none"> •For projects valued at less than \$200,000, the fee is \$750.00. •For projects valued at \$200,000 but less than \$1,000,000, the fee is \$750.00 for first \$200,000 plus \$1.75 per \$1,000, or fraction thereof, for the value over \$200,000. •For projects valued at \$1,000,000 but less than \$5,000,000, the fee is \$2,700 for first \$1,000,000 plus \$1.00 for every \$1,000, or fraction thereof, for the value over \$1,000,000. •For projects valued at \$5,000,000 or more, the fee is \$10,140 for first \$5,000,000 plus \$0.50 for every \$1,000, or fraction thereof, for the value over \$5,000,000.
<p><u>Fixed Pipe System Permit</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •plan review •witnessing of testing •inspection of fire extinguishing systems in commercial kitchens, vent hoods, and ducts. 	<p>This fee is due when plans are submitted for review.</p>	<p>The fee is \$260.00</p>

<p><u>Fire Alarm System Permit</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •plan review •witnessing of testing •inspection of fire alarm system or additions to existing systems. 	<p>This fee is due when plans are submitted for review.</p>	<p>The fee is based upon the number of initiating or signaling devices included in the system.</p> <ul style="list-style-type: none"> •For systems with 200 or fewer initiating or signaling devices, the fee is \$260.00. •For systems with 201 or more initiating or devices the fee is \$260.00 plus \$0.50 for each device in excess of 200. The maximum fee us \$2,000.00.
<p><u>Fire Protection Systems Permit</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •plan review •witnessing of hydrostatic testing •inspection •approval of all underground fire lines and standpipes. 	<p>This fee is due when plans are submitted for review.</p>	<p>The fee is \$260.00.</p>
<p><u>Pre-Submittal Plan Review</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •preliminary plan review •meetings conducted prior to formal submission of construction plans. 	<p>This fee is due within 30 days after the actual meeting or review of submitted plans.</p>	<p>The fee is \$52.00 for each hour of meeting and review.</p>

<p><u>Reinspection and Retesting</u></p> <p>This fee covers a single reinspection of any building or a single retest of any system or portion of the building or system required due to the following:</p> <ul style="list-style-type: none"> •failure of the previous inspection or test or •attempted inspection or test when the approved plans are not on site. 	<p>This fee is due before final release of public utilities and issuance of a Certificate of Compliance.</p>	<p>The fee is:</p> <ul style="list-style-type: none"> •\$52.00 for each reinspection of any building or system or portion. •\$52.00 for each retest of any system or portion •\$52.00 for each time inspection or test requiring approval by the Fire Marshal is attempted when the approved plans are not on site.
<p><u>Rescheduling Fee</u></p> <p>This fee covers a single rescheduling of any inspection or test if it is cancelled 4 hours or less before it is scheduled.</p>	<p>This fee is due before rescheduling the required inspection or test.</p>	<p>The fee is \$52.00.</p>
<p><u>After Hours Inspection</u></p> <p>This fee covers tests done at the request of a contractor or owner's representative at times other than the normal working hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, excluding County holidays.</p>	<p>This fee is due at the conclusion of the test.</p>	<p>If an inspector is recalled from off-duty a minimum charge of two hours is applied.</p> <p>This fee is \$78.00 per hour for each after-hours test request.</p>
<p><u>Duplicate Permit</u></p> <p>This fee covers the issuance of duplicate permits</p>	<p>This fee is due before the duplicate permit is issued.</p>	<p>The fee is \$10.00.</p>

<p><u>Carnival Permit</u></p> <p>This fee covers the inspection of electrical service and temporary buildings.</p>	<p>This fee is due when an application is submitted.</p>	<p>The fee is \$208.00.</p>
<p><u>Above & Below Ground Storage Tank Installation Permit</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •plan review for above and below ground storage tank installation •site inspection for above and below ground storage tank installation 	<p>This fee is due when plans are submitted for review.</p>	<p>The fee is \$260.00 for each set of installation plans.</p>
<p><u>Removal of Underground Storage Tanks Permit</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •Review of plans for removal of underground storage tanks. 	<p>This fee is due when an application is submitted.</p>	<p>The fee is \$52.00 for each tank to be removed.</p>
<p><u>Fireworks: Display Permit Single Date</u></p> <p>This fee covers the following for a display done on a single date:</p> <ul style="list-style-type: none"> •Site inspection •Supervision of display 	<p>This fee is due when application and site plans are submitted for review.</p>	<p>The fee is \$104.00 for each date of each public display.</p>

<p><u>Fireworks: Display Permit Proximate Dates</u></p> <p>This fee covers the following for a display incorporated in a theatrical production that occurs on several days in close proximity to each other:</p> <ul style="list-style-type: none"> •Site inspection •Supervision of display. 	<p>This fee is due when application and site plans are submitted for review.</p>	<p>The fee is \$208.00 for all days of a single theatrical production.</p>
<p><u>Mass Gatherings and Special Assignments of Inspection Personnel Permit</u></p> <p>This fee covers the following:</p> <ul style="list-style-type: none"> •plan review for mass gatherings •site inspection for mass gatherings 	<p>This fee is due when site / safety/ operations plans are submitted for review.</p>	<p>The permit fee is \$260.00. In addition, a fee of \$52.00 for each hour, or portion of an hour, per inspection personnel required on site during the event.</p>
<p><u>Day Care Inspection</u></p> <p>This fee covers one inspection and one reinspection in case of failure for one location regardless of the number of children served at the site.</p>	<p>This fee is due within 30 days of issuance of a report on the inspection.</p>	<p>The fee is:</p> <ul style="list-style-type: none"> •\$52.00 for home based facilities •\$52.00 for commercial facilities.
<p><u>Texas Alcoholic Beverage Commission License Inspection</u></p> <p>This fee covers one inspection and one reinspection in case of failure for one location</p>	<p>This fee is due prior to issuance of a report on the inspection.</p>	<p>The fee is \$208.00 for each annual inspection for each bar, club, or retail establishment.</p>
<p><u>Private School/Instructional Facility Inspection</u></p> <p>This fee covers one inspection and one reinspection in case of failure for one location.</p>	<p>This fee is due within 30 days of issuance of a report on the inspection.</p>	<p>The fee is \$52.00 for each facility for each inspection.</p>

<p><u>Nursing Home and Congregate Care Facility Inspection</u></p> <p>This fee covers one inspection and one reinspection in case of failure for one location.</p>	<p>This fee is due within 30 days of issuance of a report on the inspection.</p>	<p>The fee is:</p> <ul style="list-style-type: none"> •\$104.00 for each facility with a capacity of less than 50 residents. •\$208.00 for each facility with a capacity of 50 residents or more.
<p><u>Group Home and Foster Care Home Inspection</u></p> <p>This fee covers one inspection and one reinspection in case of failure for one location.</p>	<p>This fee is due within 30 days of issuance of a report on the inspection.</p>	<p>The fee is:</p> <ul style="list-style-type: none"> •\$52.00 for each facility with a capacity of more than 3 children •No charge for each home with a capacity of 3 children or fewer
<p><u>Adoption Inspection</u></p> <p>This covers one inspection and one reinspection in case of failure for one location.</p>		<p>No charge for a home inspection</p>
<p><u>Second + Re-inspection</u></p> <p>This fee covers the second and subsequent re-inspections of buildings for which a fire inspection is required as part of state licensing requirements for the intended use when the location failed both the initial inspection and the first re-inspection.</p>	<p>This fee is due within 30 days of issuance of an invoice for the re-inspections.</p>	<p>The fee is \$52.00 per hour or portion of an hour.</p>

<p><u>Fire Watch / Standby</u></p> <p>This fee is per qualified inspector for the purposes of identifying and controlling fire hazards.</p>	<p>This fee is due within 30 days of issuance an invoice for services provided.</p>	<p>The fee is \$52.00 per hour or portion of an hour.</p>
<p><u>Hazardous Materials Permit</u></p> <p>This fee covers the inspection and is remitted once every three years. Any required reinspections will incur additional charges.</p>	<p>This fee is due prior to the issuance of the permit.</p>	<p>The fee is \$300.00. Any required reinspections are \$52.00 per hour or portion of an hour.</p>
<p><u>Annual Permit/Special Permit/Other Permit</u></p> <p>This fee covers the inspection required for the issuance of the appropriate permit.</p>	<p>This fee is due prior to the issuance of the permit.</p>	<p>The fee is \$208.00.</p>
<p><u>Certificate of Occupancy</u></p> <p>This fee covers the review and inspection required for the issuance of the Certificate.</p>	<p>This fee is due prior to the issuance of the Certificate.</p>	<p>The fee is \$52.00 per hour or portion of an hour.</p>



TRAVIS COUNTY PURCHASING OFFICE
Cyd V. Grimes, C.P.M., Purchasing Agent



314 W. 11th, Room 400 Austin, Texas 78701 (512) 473-9700 Fax (512) 473-9185

Approved by: _____

Cyd V. Grimes 12/29/09

Voting Session: Tuesday, January 5, 2010

REQUESTED ACTION: APPROVE MODIFICATION NO. 15 TO CONTRACT NO. 07T00004OJ, WASTE MANAGEMENT OF TEXAS, FOR REFUSE COLLECTION. (COUNTYWIDE)

RECEIVED
COUNTY JUDGE'S OFFICE
09 DEC 30 7 9:22

Points of Contact:

Purchasing: Oralia Jones, 854-4204

Department: Christina Jensen/TNR, 854-9383, John Carr/Fac. Mgmt., 854-4772, Gwen Carroll/Juvenile Court, 854-7002, Maria Wedhorn/Sheriff's Office, 854-3249

County Attorney (when applicable): N/A

County Auditor's Office: Susan Spataro, Auditor and Jose Palacios, Chief Asst. County Auditor I

Other: Joseph Gieselman, Exec. Mgr., 854-9383, Roger El-Khoury, Fac. Mgmt. Director, 854-9661, Estela Medina, Chief Juvenile Probation Officer, Greg Hamilton, Sheriff, 854-9770

➤ **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action met the compliance requirements as outlined by the statutes.

The contract is for Refuse Collection services. The Commissioners Court approved the award of this contract on January 23, 2007.

This modification will extend the contract for an additional twelve (12) months, from February 1, 2010 through January 31, 2011, and will incorporate changes to some locations. There are no price increases this year as in the previous two years. The contract amount will be decreased by \$5,827.36 (estimated).

On November 16, 2009, Jon White of the TNR department was contacted via e-mail on whether Waste Management had received any violations from Feb. 1, 2009 through present. Mr. White forwarded an email to Mr. Jonas Rosenthal/Civil Environmental Enforcement Investigator for TNR, who in turn, sent an email to Kathy Roecker/TCEQ requesting review of WMT's compliance record at TCEQ for 2009. Ms. Roecker responded stating the WMT files did not indicate violations for the 2009 calendar year from January 1st to present.

Modification No. 14 was previously issued to incorporate changes to add a container for a two (2) month period to the Mary Quinlan Park location, effective August 15, 2009. It was approved by the Purchasing Agent on August 19, 2009.

Modification No. 13 was previously issued to do an administrative change to delete Group E - SMART Facility, and add it to Group A - Facilities Management, effective June 1, 2009. It was approved by the Purchasing Agent on June 13, 2009.

Modification No. 12 was previously issued to incorporate changes in the number of pick-up services for the East Side Service Center effective May 1, 2009. It was approved by the Purchasing Agent on May 13, 2009.

Modification No. 11 was previously issued to add service to a new location, the East Side Service Center, and revise the monthly and total amount. It was approved by the Purchasing Agent on March 24, 2009.

Modification No. 10 was previously issued to extend the contract period for an additional twelve (12) months, through January 31, 2010, and to incorporate a 10% price increase to all the service locations. It was approved by the Commissioners Court on January 27, 2009.

Modification No. 9 was previously issued to incorporate changes in the number of pick-up services for the SMART Facility at Del Valle effective January 1, 2009. It was approved by the Purchasing Agent on January 16, 2009.

Modification No. 8 was previously issued to incorporate changes in the number of pick-up services and the container size for the SMART Facility at Del Valle effective December 1, 2008. It was approved by the Purchasing Agent on December 11, 2008.

Modification No. 7 was previously issued to incorporate changes in the number of pick-up services and the container size for the Precinct 2 and the Tax Office locations, effective November 1, 2008. It was approved by the Purchasing Agent on November 25, 2008.

Modification No. 6 was previously issued to incorporate changes in the number of pick-up services for the Precinct 2 location effective June 17, 2008. It was approved by the Purchasing Agent on August 11, 2008.

Modification No. 5 was previously issued to incorporate changes in container size and container quantity for the East Rural Community Center effective May 15, 2008. It was approved by the Purchasing Agent on June 2, 2008.

Modification No. 4 was previously issued to incorporate changes in container size for the Housing Department effective March 10, 2008. It was approved by the Purchasing Agent on May 7, 2008.

PURCHASE REQUISITION NBR: 0000459205

REQUISITION BY: LYNDA LISCANO 854-93833

STATUS: ALL ITEMS ON ORDER
 REASON: ROUTINE PURCHASE

DATE: 12/18/08

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/18/08

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	PACE BEND PARK 8CU YDS 5X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00029	8.00	MO	457.3800	3659.04	
2	PACE BEND PARK 4 CU YDS 11X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00272	8.00	MO	502.1500	4017.20	
3	BOB WENTZ PARK 4CU YDS 4X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00030	8.00	MO	182.7100	1461.68	
4	BOB WENTZ PARK 8CU YDS 2X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00292	8.00	MO	182.7100	1461.68	
5	CYPRESS PARK 4CU YD 3X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00032	8.00	MO	136.7300	1093.84	
6	CYPRESS PARK 8 CU YDS 1X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00529	8.00	MO	91.9600	735.68	
7	HIPPIE HOLLOW PARK 8CU YD2X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00033	8.00	MO	182.7100	1461.68	
8	MANSFIELD DAM 4CU YDS 4X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00034	8.00	MO	182.7100	1461.68	
9	MANSFIELD DAM PARK 8CU YD1X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00530	8.00	MO	91.9600	735.68	
10	ARKANSAS BEND 4CU YDS 2X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00036	8.00	MO	91.9600	735.68	

PURCHASE REQUISITION NBR: 0000459205

REQUISITION BY: LYNDA LISCANO 854-93833

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE PURCHASE

DATE: 12/18/08

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/18/08

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
11	ARKANSAS BEND PARK 8CUYDS1X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00304	8.00	MO	91.9600	735.68	
12	MOYA PARK 8CU YDS 5X8X1 MARCH 16 THRU SEPT 15 FEBRUARY-SEPT 15, 2009 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00294	7.50	MO	457.3800	3430.35	
13	WEBBERVILLE PARK 8 CU YDSNOV 1-FEB 28 (4 MO) 3X8X1 FEBRUARY 2009 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00860	1.00	MO	274.6700	274.67	
14	DEL VALLE SOFTBALL COMPLXFM 973 8CU YDS 1X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00267	8.00	MO	91.9600	735.68	
15	LOOP 360 BOAT RAMP 8CU YD2X8X1, OCT 1- APR 30 FEBRUARY-APRIL 2009 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00532	3.00	MO	182.7100	548.13	
16	SOUTHEAST METRO PARK 8CU YD 3X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00286	8.00	MO	274.6700	2197.36	
17	NORTHEAST METRO PARK 8CU YD 7X8X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00287	8.00	MO	640.0900	5120.72	
18	SANDY CREEK PARK, 9500 LIME CREEK 4CU YD 4X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00288	8.00	MO	319.4400	2555.52	
19	DINK PEARSON PARK 4CU YDSLAGO VISTA 1X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00463	8.00	MO	45.9800	367.84	
20	MARY QUINLAN PARK 8 CU YD1X8X1, OCT 1- APR 30	3.00	MO	91.9600	275.88	

PURCHASE REQUISITION NBR: 0000459205

REQUISITION BY: LYNDA LISCANO 854-93833

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE PURCHASE

DATE: 12/18/08

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/18/08

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
20	MARY QUINLAN PARK 8 CU YD1X8X1, OCT 1- APR 30 FEBRUARY-APRIL 2009 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00533		MO			
21	MILTON REIMER RANCH PARK DRIPPING SPRINGS, 3X4X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00858	8.00	MO	136.7300	1093.84	
22	EAST METRO PARK, 8 CU YD MANOR, TX, 5 X 8X 1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00859	8.00	MO	453.7500	3630.00	
23	BOB WENTZ PARK 4CU YDS 3X4X1 PEAK: 3/1 - 9/30 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00291	7.00	MO	136.7300	957.11	
24	LOOP 360 BOAT RAMP 8CU YDMAY 1 - SEPT 30, 2X8X2 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00295	5.00	MO	365.4200	1827.10	
25	MANSFIELD DAM PARK 4CU YD5X4X1 PEAK SEASN 3/1-9/30 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00531	7.00	MO	228.6900	1600.83	
26	MARY QUINLAN PARK, 1X8X2 8CU YDS, MAY 1 - SEPT 30 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00464	5.00	MO	182.7100	913.55	
27	MOYA PARK 8CU YDS 4X8X1 (SEPT 16-MARCH 15) PRO-RATED FROM SEPT 16-SEPT 30, 2009 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-01021	.50	MO	367.8400	183.92	
28	PACEBEND (PEAK) 24X4X1 ADD'L DUMPSTERS: 3/1-9/30 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00035	7.00	MO	1096.1500	7673.05	
29	WEBBERVILLE PARK 8CU YDS MAR 1-OCT 31 (8 MO) 5X8X1 MARCH-SEPT 2009 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00038	7.00	MO	457.3800	3201.66	

PURCHASE REQUISITION NBR: 0000459205

REQUISITION BY: LYNDA LISCANO 854-93833

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE PURCHASE

DATE: 12/18/08

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/18/08

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
30	COA DUMPSTER FEE (TNR) ***** SERVICES FROM FEBRUARY THROUGH SEPTEMBER 30, 2009 PARTIAL PAYMENTS WILL BE PROCESSED AGAINST THIS PURCHASE ORDER COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: AI STOCK NO: 962-039-00303	240.00	EA	4.0000	960.00	

REQUISITION TOTAL: 55106.73

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPS003 Pace Bend Park	100.00	3659.04
2	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPS003 Pace Bend Park	100.00	4017.20
3	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN003 Bob Wentz @ Windy Point	100.00	1461.68
4	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN003 Bob Wentz @ Windy Point	100.00	1461.68
5	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN004 Cypress Creek Park	100.00	1093.84
6	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN004 Cypress Creek Park	100.00	735.68
7	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN008 Hippie Hollow Park	100.00	1461.68
8	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN010 Mansfield Dam Park	100.00	1461.68
9	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN010 Mansfield Dam Park	100.00	735.68
10	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN002 Arkansas Bend Park	100.00	735.68
11	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPN002 Arkansas Bend Park	100.00	735.68
12	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPE005 Richard Moya Park	100.00	3430.35
13	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPE007 Webberville Park	100.00	274.67
14	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPE003 Del Valle Softball Complx	100.00	735.68
15	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPS002 Loop 360	100.00	548.13
16	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES WPE009 Southeast Metro Park	100.00	2197.36

PURCHASE REQUISITION NBR: 0000459205

REQUISITION BY: LYNDA LISCANO 854-93833

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE PURCHASE

DATE: 12/18/08

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/18/08

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
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A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
17	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Northeast Metro Park	100.00	5120.72
18	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Sandy Creek Park	100.00	2555.52
19	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Dink Pearson Park	100.00	367.84
20	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Mary Quinlan Park	100.00	275.88
21	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Milton Reimers Ranch Park	100.00	1093.84
22	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES East Metro Park	100.00	3630.00
23	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Bob Wentz @ Windy Point	100.00	957.11
24	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Loop 360	100.00	1827.10
25	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Mansfield Dam Park	100.00	1600.83
26	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Mary Quinlan Park	100.00	913.55
27	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Richard Moya Park	100.00	183.92
28	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Pace Bend Park	100.00	7673.05
29	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Webberville Park	100.00	3201.66
30	00149456316014	OTHER PURCHASED SERVICES TRANSPORT SERVICES Multiple Parks	100.00	960.00
				55106.73

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

12/19/08 CONTRACT? EMD LYNDA.GMC
2/9/9 CONVERT TO A CONTRACT REQ.GMC
20090210 RT

PURCHASE REQUISITION NBR: 0000459615

REQUISITION BY: JON PEEPLES 854-9383

STATUS: ALL ITEMS ON ORDER
REASON: ATTN: LOLLY TO EMCUMBER FOR CONTRACT \$ INCREASE

DATE: 12/22/08

SHIP TO LOCATION: AS INDICATED BELOW

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/22/08

1 SOLID WASTE TRANS STATIONFM1431 40CU YD 1X40X1-TUE 32.00 EA 453.7500 14520.00
 COMMODITY: MISCELLANEOUS SERVICES
 SUBCOMMOD: HAULING SERVICES
 INVENTORY BUILDING: AI STOCK NO: 962-039-00289

REQUISITION TOTAL: 14520.00

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00149856216014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	14520.00
				14520.00

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

20081222 RT
JON, RETURNING REQUIS SO YOU CAN PROCESS AGAINST
THE CONTRACT (#07T000040J). THX, LOLLY, 2/3/09

PURCHASE REQUISITION NBR: 0000458286

REQUISITION BY: BARBARA WARREN 854-9536

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE/ATTN:L JONES

DATE: 12/09/08

SHIP TO LOCATION: FACILITIES MANAGEMENT

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/09/08

1	TNR SAT #1 4CU YDS 1X4X2 9301 JOHNNY MORRIS REFUSE COLLECTION SERVICES AT LOCATIONS LISTED IAW CONTRACT FOR PERIOD OF FEB'09 THRU SEPT '09 COUNTY POC:RONY 854-4781 OR 844-3936 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00039	8.00	MO	91.9600	735.68
2	TNR SAT #2 4CU YDS 1X4X2 4501 FM 620 NORTH COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00040	8.00	MO	91.9600	735.68
3	TNR SAT #3 8CU YDS 1X8X1 14624 HAMILTON POOL COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00041	8.00	MO	91.9600	735.68
4	TNR SAT #4 4CU YDS 1X4X2 5412 LOCKHART HWY COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00042	8.00	MO	91.9600	735.68
5	PALM SQ 3CU YDS 1X3X2 100 IH 35 NORTH COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00055	8.00	MO	68.9700	551.76
6	USB/HOLT 4CU YDS 2X4X2 1010 LAVACA COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00056	8.00	MO	182.7100	1461.68
7	COURTHOUSE 6CU YDS (VIP) 1X6X3 1000 GUADALUPE COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00058	8.00	MO	617.1000	4936.80
8	EAST RURAL COMM CTR 6CU 2X6X1 600 CARRIE MANOR COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00060	8.00	MO	136.7300	1093.84
9	PCT 3 BLDG WRCC & CLINIC COMPLEX 6CY 1X6X2 (T & T) COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00695	8.00	MO	136.7300	1093.84
10	STH RURAL COMM CTR 3CU YD1X3X1 3518 FM 973 DELVALL COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00062	8.00	MO	33.8800	271.04

PURCHASE REQUISITION NBR: 0000458286

REQUISITION BY: BARBARA WARREN 854-9536

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE/ATTN:L JONES

DATE: 12/09/08

SHIP TO LOCATION: FACILITIES MANAGEMENT

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/09/08

11	POST RD BLDG 6CU YDS LONG1X6X2 2201 POST RD COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00064	8.00	MO	136.7300	1093.84
12	ADMIN BLDG 6CU YDS 1X6X3 314 W 11TH ST COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00065	8.00	MO	205.7000	1645.60
13	EXEC OFC BLDG 4CU YDS 1X4X2 411 W 13TH ST COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00068	8.00	MO	91.9600	735.68
14	PRECINCT 1 3CU YDS 1X3X1 1811 SPRINGDALE COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00069	8.00	MO	33.8800	271.04
15	PRECINCT 2 4CU YDS 1X4X110409 BURNET RD COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00070	8.00	MO	45.9800	367.84
16	MEDICAL EXAMINER 1X3X2 1213 SABINE STREET COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00261	8.00	MO	68.9700	551.76
17	HOUSING SVCS 10CU YDS 1X10X2 5021E CESAR CHAVEZ COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00264	8.00	MO	182.7100	1461.68
18	SMITH RD BLDG 6CU YD 1600 SMITH ROAD 2X6X1 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00265	8.00	MO	136.7300	1093.84
19	STAR FLIGHT 3CUYD 1X3X1 7800 OLD MANOR RD COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00281	8.00	MO	33.8800	271.04
20	WEST COMMAND CTR 4CU YDS HUDSON BEND RD 1X4X2(M&T) COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00334	8.00	MO	91.9600	735.68
21	CRIMINAL JUSTICE CENTER 509 W 11 ST, 4CU YD 2X4X6 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00460	8.00	MO	548.1300	4385.04

PURCHASE REQUISITION NBR: 0000458286

REQUISITION BY: BARBARA WARREN 854-9536

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE/ATTN:L JONES

DATE: 12/09/08

SHIP TO LOCATION: FACILITIES MANAGEMENT

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/09/08

22	COLLIER LAW ENFORCEMT CTR40CU YD COMP BOX MTH RENT COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00461	8.00	MO	181.5000	1452.00
23	AIRPORT BLVD, 6 CU YDS 5501 AIRPORT BLVD, 1X6X5 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00526	8.00	MO	342.4300	2739.44
24	PRECINCT 4 BLDG, 1 X 6 X24011 MCKINNEY FALLS, 6CY COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00539	8.00	MO	136.7300	1093.84
25	NRCC/CLINIC/TAX OFFICE PFLUGERVILL 1X4X2 (T & T) COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00528	8.00	MO	136.7300	1093.84
26	SO. CONGRESS BLDG, 6 CUYD2501 S CONGRESS, 1X6X2 COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-01014	8.00	MO	136.7300	1093.84
27	5555 AIRPORT BLVD 6 CU YD1X6X2 KEITH RUIZ BLDG COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-01019	8.00	MO	136.7300	1093.84
28	COA DUMPSTER FEE (FAC. MGMT) COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: FE STOCK NO: 962-039-00268	208.00	EA	4.0000	832.00

REQUISITION TOTAL: 34363.52

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00114035256014 OTHER PURCHASED SERVICES TRANSPORT SERVICES		100.00	735.68
2	00114035256014 OTHER PURCHASED SERVICES TRANSPORT SERVICES		100.00	735.68
3	00114035256014 OTHER PURCHASED SERVICES TRANSPORT SERVICES		100.00	735.68
4	00114035256014 OTHER PURCHASED SERVICES TRANSPORT SERVICES		100.00	735.68

PURCHASE REQUISITION NBR: 0000458286

REQUISITION BY: BARBARA WARREN 854-9536

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE/ATTN:L JONES

DATE: 12/09/08

SHIP TO LOCATION: FACILITIES MANAGEMENT

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/09/08

REQUISITION COMMENTS:

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
5	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	551.76
6	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1461.68
7	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	4936.80
8	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
9	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
10	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	271.04
11	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
12	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1645.60
13	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	735.68
14	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	271.04
15	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	367.84
16	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	551.76
17	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1461.68
18	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
19	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	271.04
20	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	735.68
21	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	4385.04
22	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1452.00
23	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	2739.44
24	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
25	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
26	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84
27	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1093.84

PURCHASE REQUISITION NBR: 0000458286

REQUISITION BY: BARBARA WARREN 854-9536

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE/ATTN:L JONES

DATE: 12/09/08

SHIP TO LOCATION: FACILITIES MANAGEMENT

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 12/09/08

REQUISITION COMMENTS:

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
28	00114035256014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	832.00
				34363.52

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

12/29/08 NEED TO CONVERT TO A CONTRACT REQ.GMC
2/12/9 SENT BACK.GMC

PURCHASE REQUISITION NBR: 0000461267

REQUISITION BY: GAILE DAVID 854-9782

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE

DATE: 2/04/09

SHIP TO LOCATION: EXPO CENTER

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 9/30/09

1	EXPO CTR, PER CALL BASIS 40 CY ROLL OFF, DECKER LN	6.00	EA	453.7500	2722.50
	COMMODITY: MISCELLANEOUS SERVICES				
	SUBCOMMOD: HAULING SERVICES				
	INVENTORY BUILDING: EC STOCK NO: 962-039-00067				

REQUISITION TOTAL: 2722.50

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	50114136356014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	2722.50
				2722.50

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

THIS REQ WILL NOT BE PROCESSED UNTIL CONTRACT MOD #10 IS APPROVED BY THE C.C. OJONES, 1/15/09
GAILE, REQUIS RETURNED TO YOU SO IT CAN BE PROCESS AGAINST CONTRACT #07T000040J. THX, LOLLY, 2/4/09

PURCHASE REQUISITION NBR: 0000461280

REQUISITION BY: GAILE DAVID 854-9782

STATUS: ALL ITEMS ON ORDER
REASON: ROUTINE

DATE: 2/04/09

SHIP TO LOCATION: EXPO CENTER

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 9/30/09

1	COMPACTOR, SELF-CONTAINEDCTY OWNED, PER CALL BASIS	3.00	EA	453.7500	1361.25
	COMMODITY: MISCELLANEOUS SERVICES				
	SUBCOMMOD: HAULING SERVICES				
	INVENTORY BUILDING: EC STOCK NO: 962-039-00332				

REQUISITION TOTAL: 1361.25

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	50114136356014	OTHER PURCHASED SERVICES TRANSPORT SERVICES	100.00	1361.25
				1361.25

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

THIS REQ. WILL NOT BE PROCESSED UNTIL CONTRACT MOD #10 IS APPROVED BY C.C. OJONES, 1/15/09
GAILE, REQUIS RETURNED TO YOU SO IT CAN BE PROCESS AGAINST CONTRACT #07T000040J. THX, LOLLY, 2/4/09

PURCHASE REQUISITION NBR: 0000460770

REQUISITION BY: GWEN CARROLL, 854-7002

STATUS: ALL ITEMS ON ORDER
 REASON: ANNUAL PO FOR FY08 FOR 8 MONTHS 02/01/09-09/30/09

DATE: 1/09/09

SHIP TO LOCATION: GARDNER-BETTS JUVEN JUSTI

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 1/09/09

1	JUVENILE CT 8CU YDS 3X8X5(M-F) 2515 SO. CONGRESS	8.00	MO	1370.9300	10967.44
	COMMODITY: MISCELLANEOUS SERVICES				
	SUBCOMMOD: HAULING SERVICES				
	INVENTORY BUILDING: GB STOCK NO: 962-039-00066				
2	COA DUMPSTER FEE (JUV. COURT)	96.00	EA	4.0000	384.00
	COMMODITY: MISCELLANEOUS SERVICES				
	SUBCOMMOD: HAULING SERVICES				
	INVENTORY BUILDING: GB STOCK NO: 962-039-00269				

REQUISITION TOTAL: 11351.44

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00145135936014	OTHER PURCHASED SERVICES	100.00	10967.44
		TRANSPORT SERVICES		
2	00145135936014	OTHER PURCHASED SERVICES	100.00	384.00
		TRANSPORT SERVICES		
				11351.44

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

THIS REQUIS. WILL NOT BE PROCESSED UNTIL THE C.C. APPROVES CONTRACT MOD #10 WHICH EXTENDS THE CONT. EFFECTIVE FEB. 1, 2009. OJONES, 1/20/09
 GWEN, REQUIS. RETURNED TO YOU SO IT CAN BE PROCESS AGAINST THE CONTRACT (#07T000040J). THX, LOLLY, 2/4/09

PURCHASE REQUISITION NBR: 0000461024

REQUISITION BY: SAMANTHA 854-4185

STATUS: ALL ITEMS ON ORDER

REASON: ROUTINE/REFUSE 09 COLLECTION FEB 1-SEPT 31,09

DATE: 1/13/09

SHIP TO LOCATION: CORRECTION COMPLEX

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 2/01/09

1	BLDG #1 10 CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00297	1 X 10 X 3 (M-W-F)	8.00	MO	342.4300	2739.44
2	BLDG #2 10CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00045	1X10X2 (M&F)	8.00	MO	91.9600	735.68
3	BLDG #3 10CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00298	1X10X2 (M & F)	8.00	MO	228.6900	1829.52
4	CHAPEL (DVCC) 4CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00466	1X4X2 (M & F)	8.00	MO	136.7300	1093.84
5	HONORS BLDG 10CU YD COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00299	1X10X3 M-W-F	8.00	MO	342.4300	2739.44
6	ACTIVITIES BLDG, DVCC COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00048	10CU YDS 1X10X2 (M & F)	8.00	MO	228.6900	1829.52
7	BARRACKS BLDG 10CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00049	1X10X2, M & F	8.00	MO	228.6900	1829.52
8	SUPPLY/PROPERTY BLDG DVCC COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00301	4CU YDS 1X4X2, M & F	8.00	MO	228.6900	1829.52
9	BLDG 4 6CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00300	1X6X2 M&F	8.00	MO	136.7300	1093.84
10	TCJ KITCHEN 10CU YDS COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00467	2X10X6 (MON - SAT)	8.00	MO	1370.9300	10967.44
11	MAIN KITCHEN 10 CU YD COMMODITY: MISCELLANEOUS SERVICES SUBCOMMOD: HAULING SERVICES INVENTORY BUILDING: V1 STOCK NO: 962-039-00335	2 X 10 X 3 (M-W-F)	8.00	MO	684.8600	5478.88

PURCHASE REQUISITION NBR: 0000461024

REQUISITION BY: SAMANTHA 854-4185
 STATUS: ALL ITEMS ON ORDER
 REASON: ROUTINE/REFUSE 09 COLLECTION FEB 1-SEPT 31,09
 DATE: 1/13/09
 SHIP TO LOCATION: CORRECTION COMPLEX
 SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS
 DELIVER BY DATE: 2/01/09

12	HEALTH SVCS BLDG 10CU YD 1X10X2 (M&F)	8.00	MO	228.6900	1829.52
	COMMODITY: MISCELLANEOUS SERVICES				
	SUBCOMMOD: HAULING SERVICES				
	INVENTORY BUILDING: V1 STOCK NO: 962-039-00333				
13	COA DUMPSTER FEE - DVCC	64.00	EA	4.0000	256.00
	COMMODITY: MISCELLANEOUS SERVICES				
	SUBCOMMOD: HAULING SERVICES				
	INVENTORY BUILDING: V1 STOCK NO: 962-039-00302				

REQUISITION TOTAL: 34252.16

A C C O U N T I N F O R M A T I O N

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	00137355836014	OTHER PURCHASED SERVICES	100.00	2739.44
		TRANSPORT SERVICES		
2	00137355836014	OTHER PURCHASED SERVICES	100.00	735.68
		TRANSPORT SERVICES		
3	00137355836014	OTHER PURCHASED SERVICES	100.00	1829.52
		TRANSPORT SERVICES		
4	00137355836014	OTHER PURCHASED SERVICES	100.00	1093.84
		TRANSPORT SERVICES		
5	00137355836014	OTHER PURCHASED SERVICES	100.00	2739.44
		TRANSPORT SERVICES		
6	00137355836014	OTHER PURCHASED SERVICES	100.00	1829.52
		TRANSPORT SERVICES		
7	00137355836014	OTHER PURCHASED SERVICES	100.00	1829.52
		TRANSPORT SERVICES		
8	00137355836014	OTHER PURCHASED SERVICES	100.00	1829.52
		TRANSPORT SERVICES		
9	00137355836014	OTHER PURCHASED SERVICES	100.00	1093.84
		TRANSPORT SERVICES		
10	00137355836014	OTHER PURCHASED SERVICES	100.00	10967.44
		TRANSPORT SERVICES		
11	00137355836014	OTHER PURCHASED SERVICES	100.00	5478.88
		TRANSPORT SERVICES		
12	00137355836014	OTHER PURCHASED SERVICES	100.00	1829.52
		TRANSPORT SERVICES		
13	00137355836014	OTHER PURCHASED SERVICES	100.00	256.00
		TRANSPORT SERVICES		
				34252.16

REQUISITION IS IN THE CURRENT FISCAL YEAR.

REQUISITION COMMENTS:

PURCHASE REQUISITION NBR: 0000461024

REQUISITION BY: SAMANTHA 854-4185

STATUS: ALL ITEMS ON ORDER

REASON: ROUTINE/REFUSE 09 COLLECTION FEB 1-SEPT 31,09

DATE: 1/13/09

SHIP TO LOCATION: CORRECTION COMPLEX

SUGGESTED VENDOR: 49780 WASTE MANAGEMENT OF TEXAS

DELIVER BY DATE: 2/01/09

REQUISITION COMMENTS:

2/2/9 CONVERT TO A CONTRACT REQ.GMC

Modification No. 3 was previously issued to extend the contract period for an additional twelve (12) months, through January 31, 2009, and to incorporate a 10% price increase to all the service locations. It was approved by the Commissioners Court on January 29, 2008.

Modification No. 2 was previously issued to add service to a new location and revise the monthly and total amount. It was approved by the Purchasing Agent on July 3, 2007.

Modification No. 1 was previously issued to correct the City of Austin Dumpster Fee per container per month. It was approved by the Commissioners Court on January 30, 2007.

- **Contract Expenditures:** Within the last 12 months \$295,003.24 has been spent against this requirement.

Not applicable

- **Contract Modification Information:**

Modification Amount: \$198,461.01 Annually (Estimated)

Modification Type: N/A

Modification Period: February 1, 2010 through January 31, 2011

- **Funding Information:**

Purchase Requisition in H.T.E.: 459205 (TNR Parks); 459615 (TNR Transfer Station); 458286 (Fac. Mgmt.); 461267, 461280 (Expo Center); 460770 (Juvenile Court) and 461024 (DVCC).

Funding Account(s): 001-4945-631-6014 (Parks) and 001-4985-621-6014 (Transfer Station) (TNR), 001-1403-525-6014 (Fac. Mgmt.), 501-1413-635-6014 (Expo Center), 001-4513-593-6014 (Juvenile Court), and 001-3735-583-6014 (DVCC).

Comments:

- **Statutory Verification of Funding:**

Contract Verification Form: Funds Verified _____ Not Verified _____ by Auditor.



TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT

ESTELA P. MEDINA
Chief Juvenile Probation Officer

ADMINISTRATIVE SERVICES
COURT SERVICES
DETENTION SERVICES
PROBATION SERVICES
RESIDENTIAL SERVICES
SUBSTANCE ABUSE SERVICES
DOMESTIC RELATIONS OFFICE
JUVENILE JUSTICE
ALTERNATIVE EDUCATION
PROGRAM

TO: Cyd Grimes
Purchasing Agent

FROM: *Estela P. Medina*
Estela P. Medina
Chief Juvenile Probation Officer

RE: Contract No. #07T00004OJ Refuse Collection

DATE: November 2, 2009

RECEIVED JUVENILE PROBATION DEPARTMENT TRAVIS COUNTY TEXAS 11-02-09

Travis County Juvenile Probation is currently contracting with Waste Management for refuse collection services. Currently Waste Management is providing satisfactory services and the department would like to exercise the option to extend the contract period for another year until January 31, 2011.

The following details the line item to be used for this contract.

Commodity/Sub-Commodity Codes 962 / 039
Account Number 001-4513-593-6014

If you need additional information in order to proceed, please do not hesitate to contact me.

cc: Britt Canary
Sylvia Mendoza
Mary Nieves
Alan Miller

EPM: gc



JAMES N. SYLVESTER
Chief Deputy

GREG HAMILTON

TRAVIS COUNTY SHERIFF

P.O. Box 1748
Austin, Texas 78767
(512) 854-9770
www.tcsheriff.org

PHYLLIS CLAIR
Major – Law Enforcement

DARREN LONG
Major – Corrections

MARK SAWA
Major - Administration & Support

Date: October 29, 2009

MEMORANDUM

TO: Lolly Jones, Purchasing Agent Assistant

FROM: Samantha Peterman, Accounting Clerk

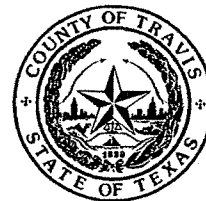
Through: Maria Wedhorn, Financial Analyst

SUBJECT: Contract# 07T000040J, Refuse Collection

The Travis County Sheriff's Office would like to exercise the option to extend the contract listed above for an additional 12 month period.

Expenditures will continue to be funded within General Fund 001-3735-583-6014.

If you have any question please feel free to give me a call at 854-4185.



TRANSPORTATION AND NATURAL RESOURCES
JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P. O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

October 27, 2009

MEMORANDUM

TO: Cyd Grimes, County Purchasing Agent
Carol B. Gieselman for
FROM: Joseph P. Gieselman, Executive Manager
SUBJECT: Option to Extend Contract number **07T000040J**
Refuse Collection for Travis County

RECEIVED
TRAVIS COUNTY
3077
RECEIVED
TRAVIS COUNTY
10-27-09 @ 3:50 PM
PURCHASING

TNR recommends that Travis County exercise its option to extend this contract for an additional year as permitted under the terms of the contract. TNR also requests that the contract schedule be modified as follows:

Bob Wentz	12/MO	4 cu-yds	2x4x1
	12/MO	8 cu-yds	2x8x1
(3/1 – 9/30)	7/MO	4 cu-yds	5x4x1
Hippie Hollow	12/MO	8 cu-yds	1x8x1
(3/1 – 9/30)	7/MO	8 cu-yds	1x8x1

The commodity/sub-commodity codes for Refuse Collection is 962/039 and the budgeted line item is 001-4945-631-6014.

If you need additional information, please contact Christina Jensen at (512) 854-7670.

CJ CJ:JPG:cj

Lolly



FACILITIES MANAGEMENT DEPARTMENT

Roger A. El Khoury, M.S., P.E., Director

1010 Lavaca Street, Suite 400 • P.O. Box 1748, Austin, Texas 78767 • Phone: (512) 854-9661 • Fax: (512) 854-9226

MEMORANDUM

Project No: SVCOT-23-10F-XM

File: 801

TO: Cyd Grimes, C.P.M., Purchasing Agent

VIA: Roger A. El Khoury, M.S., P.E., Director

FROM: Rony Aouad, Service Contract Manager

DATE: October 12, 2009

SUBJECT: Refuse Collection Services
Contract 07T00004OJ
Option to Extend

Roger El Khoury

Rony Aouad

2009 OCT 13 AM 9:05
PURCHASING
OFFICE

RECEIVED
TRAVIS COUNTY

Facilities Management Department (FMD) recommends exercising the option to extend Refuse Collection Services under this contract for an additional year through January 31, 2011. This contract will expire on January 31, 2010. Waste Management has provided acceptable services.

Funding for the Refuse Collection Services is included under line item 001-1403-525-6014. Please direct any questions on this recommendation to Rony at extension 44781.

COPY TO:

- John Carr, Administrative Director, FMD
- Lloyd Evans, Maintenance Division Director, FMD
- Amy Draper, CPA, Financial Manager, FMD
- Lolly Jones, Purchasing Agent Assistant

GRP1500/CONTSTATOJ

12/22/09

12:17:16

Travis County Purchasing Office
 Contract (07T00004OJ) Expenditures
 Expires: 20100131

P.O. VENDOR NUMBER	PURCHASE ORDER NUMBER	CHG ORD NO.	BUYER CODE	CONTRACT NUMBER	CONTRACT DESCRIPTION	Order Date	Total
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090205	1829.5200
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090205	2739.4400
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090205	2739.4400
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090205	5478.8800
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090205	10967.4400
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090522	367.8400
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090601	735.6800
49780	413338	4	SYS	07T00004OJ	REFUSE COLLECTION	20090601	1829.5200
49780	413553		SYS	07T00004OJ	REFUSE COLLECTION	20090209	453.7500
49780	413677		SYS	07T00004OJ	REFUSE COLLECTION	20090210	2722.5000
49780	413678		SYS	07T00004OJ	REFUSE COLLECTION	20090210	1361.2500
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	183.9200
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	274.6700
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	275.8800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	367.8400
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	548.1300
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	735.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	735.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	735.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	735.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	735.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	735.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	913.5500
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	957.1100
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	960.0000
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1093.8400
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1093.8400
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1461.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1461.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1461.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1461.6800
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	1600.8300
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49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	2555.5200
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	3201.6600
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	3430.3500
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	3630.0000
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	3659.0400
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	4017.2000
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	5120.7200
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090211	7673.0500
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090225	367.8400
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090818	156.0000
49780	413800	3	SYS	07T00004OJ	REFUSE COLLECTION	20090925	182.7100
49780	414489	1	SYS	07T00004OJ	REFUSE COLLECTION	20090220	12.0000
49780	414489	1	SYS	07T00004OJ	REFUSE COLLECTION	20090220	28.0000
49780	414489	1	SYS	07T00004OJ	REFUSE COLLECTION	20090220	1372.1400
49780	414489	1	SYS	07T00004OJ	REFUSE COLLECTION	20090220	3201.6600
49780	414628	1	SYS	07T00004OJ	REFUSE COLLECTION	20090223	367.8400
49780	414628	1	SYS	07T00004OJ	REFUSE COLLECTION	20090223	367.8400
49780	415088	1	SYS	07T00004OJ	REFUSE COLLECTION	20090302	271.0400
49780	415088	1	SYS	07T00004OJ	REFUSE COLLECTION	20090302	271.0400
49780	415088	1	SYS	07T00004OJ	REFUSE COLLECTION	20090302	271.0400

GRP1500/CONTSTAT0J

12/22/09

12:17:16

Travis County Purchasing Office
 Contract (07T000040J) Expenditures
 Expires: 20100131

P.O. VENDOR NUMBER	PURCHASE ORDER NUMBER	CHG ORD NO.	BUYER CODE	CONTRACT NUMBER	CONTRACT DESCRIPTION	Order Date	Total
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	1640.7600
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	1640.7600
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	1640.7600
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	2178.0000
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	2192.5200
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	2192.5200
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	2468.4000
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	3281.5200
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	4109.1600
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	5488.5600
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	6577.5600
49780	432267		SYS	07T000040J	REFUSE COLLECTION	20091021	7405.2000
49780	432471		SYS	07T000040J	REFUSE COLLECTION	20091025	18150.0000
49780	433028		SYS	07T000040J	REFUSE COLLECTION	20091102	907.5000
49780	433029		SYS	07T000040J	REFUSE COLLECTION	20091102	1815.0000
49780	433151		SYS	07T000040J	REFUSE COLLECTION	20091103	363.0000
49780	433151		SYS	07T000040J	REFUSE COLLECTION	20091103	363.0000
49780	434763		SYS	07T000040J	REFUSE COLLECTION	20091130	453.7500
REFUSE COLLECTION						SUM	295,003.2400
						SUM	295,003.2400

MODIFICATION OF CONTRACT NUMBER: 07T000040J-Refuse Collection PAGE 1 OF 2 PAGES

ISSUED BY: PURCHASING OFFICE 314 W. 11TH ST., RM 400 AUSTIN, TX 78701	PURCHASING AGENT ASST: Oralia Jones TEL. NO: (512) 854-9700 FAX NO: (512) 854-9185	DATE PREPARED: December 14, 2009
ISSUED TO: Waste Management, Inc. Attn: Mr. Jason Kjar 1777 NE Loop 410, Suite 1001 San Antonio, Texas 78217	MODIFICATION NO.: 15	EXECUTED DATE OF ORIGINAL CONTRACT: February 1, 2007
ORIGINAL CONTRACT TERM DATES: <u>February 1, 2007 through January 31, 2008</u>		CURRENT CONTRACT TERM DATES: <u>February 1, 2010 through January 31, 2011</u>

FOR TRAVIS COUNTY INTERNAL USE ONLY:
Original Contract Amount: \$ 182,892.00 (Estimated) Current Modified Amount \$ 198,461.01 (Estimated)

DESCRIPTION OF CHANGES: Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect. The purpose of this modification is to incorporate changes as shown below, and to exercise the second option to extend the contract term for an additional twelve (12) month period in accordance with Part V- Special Provisions, Paragraph 2.0, of the contract, entitled, "Options to Extend".

1. The contract period is changed from: February 1, 2007 through January 31, 2010, to: February 1, 2007 through January 31, 2011.
2. The attached revised Bid Item Schedule will be effective February 1, 2010 through January 31, 2011.
3. The contract amount is changed from \$204,288.37 (Estimated) (as shown in Mod 10), to: \$198,461.01 (Estimated), a decrease of \$5,827.36.

NOTE: A vertical black line located at the end of a location on the attached list denotes changed or added container sizes and/or services.

Note to Vendor:
[XX] Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.
[] DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: <u>WASTE MANAGEMENT OF TEXAS</u>	<input type="checkbox"/> DBA
BY: <u>[Signature]</u> SIGNATURE	<input type="checkbox"/> CORPORATION
BY: <u>Jimmy Osowski</u> PRINT NAME	<input type="checkbox"/> OTHER
TITLE: <u>Sales Manager</u> ITS DULY AUTHORIZED AGENT	DATE:
TRAVIS COUNTY, TEXAS	DATE: <u>12/29/09</u>
BY: <u>Cyd V. Grimes</u> CYD V. GRIMES, C.P.M., TRAVIS COUNTY PURCHASING AGENT	
TRAVIS COUNTY, TEXAS	DATE:
BY: _____ SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE	

Contract No. 07T00004OJ, Refuse Collection
Contract Modification No. 15

Page 2 of 9 Pages

PART III- SCHEDULE OF ITEMS

Bidder agrees to perform the required Refuse Collection Services at the locations listed in accordance with the specifications, terms and conditions of this Invitation for Bid at the below prices. Firm Fixed Prices are to be offered. Bidder must bid on all locations in order to be considered responsive to this solicitation.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
<u>GROUP - A - FACILITIES MANAGEMENT</u>						
1.	Travis County Courthouse 1000 Guadalupe	12/MO	6 cu-yds – VIP	1 x 6 x 3	\$ 617.10	\$ 7,405.20
2.	Criminal Justice Center 500 West 10th Street	12/MO	4 cu-yds	2 x 4 x 6	\$ 548.13	\$ 6,577.56
3.	Travis County Administration 314 West 11th Street	12/MO	6 cu-yds	1 x 6 x 3	\$ 205.70	\$ 2,468.40
4.	U.S.B./Holt 1010 Lavaca	12/MO	4 cu-yds	2 x 4 x 2	\$ 182.71	\$ 2,192.52
5.	Executive Office Building 411 West 13th Street	12/MO	4 cu-yds	1 x 4 x 2	\$ 91.96	\$ 1,103.52
6.	Medical Examiner 1213 Sabine Street	12/MO	3 cu-yds	1 x 3 x 2	\$ 68.97	\$ 827.64
7.	Palm Square Building 100 IH-35 North	12/MO	3 cu-yds	1 x 3 x 2	\$ 68.97	\$ 827.64
8.	Post Road Building 2201 Post Road	12/MO	6 cu-yds	1 x 6 x 2	\$ 136.73	\$ 1,640.76
9.	Housing Services 5021 East Cesar Chavez	12/MO	8 cu-yds	1 x 8 x 2	\$ 182.71	\$ 2,192.52
10.	Smith Road Building 1600 Smith Road	12/MO	6 cu-yds	1 x 6 x 1	\$ 136.73	\$ 1,640.76
11.	Precinct # 1 1811 Springdale Road	12/MO	3 cu-yds	1 x 3 x 1	\$ 33.88	\$ 406.56
12.	Precinct # 2 10409 Burnet Road	12/MO	4 cu-yds	1 x 4 x 1	\$ 45.98	\$ 551.76
13.	Eastside Service Center 10700 FM 969	12/MO	6 cu-yds	2 x 6 x 2	\$ 273.46	\$ 3,281.52
14.	TNR Satellite # 2 4501 FM 620 North	12/MO	4 cu-yds	1 x 4 x 2	\$ 91.96	\$ 1,103.52

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN "ALL OR NONE" BASIS.

Contract No. 07T000040J, Refuse Collection
 Contract Modification No. 15

Page 3 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
<u>GROUP - A - FACILITIES MANAGEMENT, cont.</u>						
15.	TNR Satellite # 3 14624 Hamilton Pool Road	12/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 1,103.52
16.	TNR Satellite # 4 5412 Lockhart Hwy.	12/MO	4 cu-yds	1 x 4 x 2	\$ 91.96	\$ 1,103.52
17.	East Rural Community Center 600 Carrie Manor Road	12/MO	6 cu-yds	2 x 6 x 1	\$ 136.73	\$ 1,640.76
18.	South Rural Community Center 3518 FM 973, Del Valle, Texas	12/MO	3 cu-yds	1 x 3 x 1	\$ 33.88	\$ 406.56
19.	Star Flight 7800 Old Manor Road	12/MO	3 cu-yds	1 x 3 x 1	\$ 33.88	\$ 406.56
20.	Collier Law Enforcement Center 7811 Burleson – Manor Road	12/MO	40 cu-yds Compactor Box	Monthly Rental Per Call Basis	\$ 181.50 \$ 453.75	\$ 2,178.00 * N/I
21.	West Command Center 3800 Hudson Bend	12/MO	4 cu-yds	1 x 4 x 2 Mon & Thurs	\$ 91.96	\$ 1,103.52
22.	Airport Blvd. 5501 Airport Blvd.	12/MO	6 cu-yds	1 x 6 x 5	\$ 342.43	\$ 4,109.16
23.	Precinct 4 Office Bldg 4011 McKinney Falls	12/MO	6 cu-yds	1 x 6 x 2	\$ 136.73	\$ 1,640.76
24.	NRCC/Clinic/Tax Office 15822Football Farms Lp Pflugerville	12/MO	6 cu-yds	1 x 6 x 2 Tues & Thurs	\$ 136.73	\$ 1,640.76
25.	Precinct 3 Office Complex 8656-B Hwy 71 West	12/MO	6 cu-yds	1 x 6 x 2 Tues & Thurs	\$ 136.73	\$ 1,640.76
26.	South Congress Bldg 2501 South Congress	12/MO	6 cu-yds	1 x 6 x 2	\$ 136.73	\$ 1,640.76
27.	Exposition Center 7311 Decker Lane	12/MO	40 cu-yds Roll-Off	Per Call Basis	\$ 453.75	*N/I
28.	City of Austin Dumpster Fee Per Container per Month	12/MO			\$ 4.00	Based on No. of Containers
29.	Compactor, self-contained (County owned)	12/MO		Per Call Basis	\$ 453.75	* N/I Per Pull
30.	Excess tonage rate over 10 tons, as needed			Per Ton	\$ 24.20	* N/I
31.	Keith Ruiz Bldg. 5555 Airport Blvd.	12/MO	6 cu-yds	1 x 6 x 2	\$ 136.73	\$ 1,640.76

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN "ALL OR NONE" BASIS.

Contract No. 07T00004OJ, Refuse Collection
 Contract Modification No. 15

Page 4 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
32.	Rusk Bldg. 910 Lavaca	12/MO	4 cu-yds	1 x 4 x 2	\$ 91.96	\$ 1,103.52
33.	SMART Facility FM 973, Del Valle, TX	12/MO	8 cu-yds	1 x 8 x 5	\$ 457.38	\$ 5,488.56

**TOTAL AMOUNT GROUP - A - FACILITIES MANAGEMENT
 ITEM 1 THROUGH 33**

\$ 59,067.36

* N/I - Not included in total amount.

NOTE: The VIP containers are Compactors - 6 cubic yard front - end Loading Marathon Vari - Pack at 1000 Guadalupe.
 The 40 Cubic Yard Compactor is a roll off receiving box at 7811 Burleson-Manor Road, with an estimated six (6) pick-ups January through December.

Contract No. 07T00004OJ, Refuse Collection
Contract Modification No. 15

Page 5 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
<u>GROUP – B – TRANSPORTATION & NATURAL RESOURCES PARKS DEPARTMENT (TNR)</u>						
1.	Pace Bend Park	12/MO	8 cu-yds	5 x 8 x 1	\$ 457.38	\$ 5,488.56
2.	Pace Bend Park	12/MO	4 cu-yds	11 x 4 x 1	\$ 502.15	\$ 6,025.80
3.	Pace Bend Park During peak season March 1 through September 30	7/MO	4 cu-yds	24 x 4 x 1	\$ 1,096.15	\$ 7,673.05
4.	Bob Wentz Park	12/MO	4 cu-yds	2 x 4 x 1	\$ 91.96	\$ 1,103.52
5.	Bob Wentz Park During peak season March 1 Through September 30	12/MO 7/MO	8 cu-yds 4 cu-yds	2 x 8 x 1 5 x 4 x 1	\$ 182.71 \$ 228.69	\$ 2,192.52 \$ 1,600.83
6.	Cypress Park	12/MO	4 cu-yds	3 x 4 x 1	\$ 136.73	\$ 1,640.76
7.	Cypress Park	12/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 1,103.52
8.	Hippie Hollow Park	12/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 1,103.52
9.	Mansfield Dam Park	12/MO	4 cu-yds	4 x 4 x 1	\$ 182.71	\$ 2,192.52
10.	Mansfield Dam Park	12/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 1,103.52
11.	Mansfield Dam Park During peak season March 1 Through September 30	7/MO	4 cu-yds	5 x 4 x 1	\$ 228.69	\$ 1,600.83
12.	Arkansas Bend Park (2 size containers)	12/MO 12/MO	4 cu-yds 8 cu-yds	2 x 4 x 1 1 x 8 x 1	\$ 91.96 \$ 91.96	\$ 1,103.52 \$ 1,103.52
13.	Moya Park (March 16- Sept 15)	6/MO	8 cu-yds	5 x 8 x 1	\$ 457.38	\$ 2,744.28
14.	Webberville Park During peak season March 1 Through October 31	8/MO	8 cu-yds	5 x 8 x 1	\$ 457.38	\$ 3,659.04
15.	Webberville Park During non-peak season November 1 through February 28	4/MO	8 cu-yds	3 x 8 x 1	\$ 274.67	\$ 1,098.68
16.	Loop 360 Boat Ramp May through September	5/MO	8 cu-yds	2 x 8 x 2	\$ 365.42	\$ 1,827.10
17.	Loop 360 Boat Ramp October through April	7/MO	8 cu-yds	2 x 8 x 1	\$ 182.71	\$ 1,278.97
18.	Southeast Metro Park	12/MO	8 cu-yds	3 x 8 x 1	\$ 274.67	\$ 3,296.04
19.	Northeast Metro Park	12/MO	8 cu-yds	7 x 8 x 1	\$ 640.09	\$ 7,681.08

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN "ALL OR NONE" BASIS.

Contract No. 07T000040J, Refuse Collection
 Contract Modification No. 15

Page 6 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
<u>GROUP – B – TRANSPORTATION & NATURAL RESOURCES PARKS DEPARTMENT (TNR), cont.</u>						
20.	Sandy Creek Park 9500 Lime Creek Rd, Leander, Tx	12/MO	4 cu-yds	4 x 4 x 1	\$ 182.71	\$ 2,192.52
21.	Milton Reimer Ranch Park 23610 Hamilton Pool Road Dripping Springs, Tx 78620	12/MO	4 cu-yds	3 x 4 x 1	\$ 136.73	\$ 1,640.76
22.	Dink Pearson Park 301 Lohmans Ford Lago Vista	12/MO	4 cu-yds	1 x 4 x 1	\$ 45.98	\$ 551.76
23.	Mary Quinlan Park May through September	5/MO	8 cu-yds	1 x 8 x 2	\$ 182.71	\$ 913.55
24.	Mary Quinlan Park October through April	7/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 643.72
25.	Solid Waste Transfer Station FM 1431, 1.5 miles West of 183	12/MO	*40 cu-yds	1 x 40 x 1 (Tues.)	\$ 453.75	\$ 5,445.00
26.	Del Valle Softball Complex 3614 FM 973	12/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 1,103.52
27.	East Metro Park 18701 Blake Manor Road Manor, TX 78635	12/MO	8 cu-yds	5 x 8 x 1	\$ 457.38	\$ 5,488.56
28.	City of Austin Dumpster Fee per Container	12/MO			\$ 4.00	Based on the No. of Containers *N/I
29.	Moya Park (Sept 16 – March 15)	6/MO	8 cu-yds	4 x 8 x 1	\$ 367.84	\$ 2,207.04
30.	Mary Quinlan Park	12/MO	4 cu-yds	1 x 4 x 1	\$ 45.98	\$ 551.76
31.	Hippie Hollow (During Peak season, March 1 thru Sept 30)	7/MO	8 cu-yds	1 x 8 x 1	\$ 91.96	\$ 643.72
TOTAL AMOUNT GROUP- B – TNR PARKS ITEM 1 THROUGH 31						\$ 78,003.09

*N/I – Not included in total amount.

NOTE: In observance of holidays during peak season at TNR Parks, the weekly pick-up of container's should be made on the Monday of or after the holiday:

- | | | | |
|----|--------------------------------|----|--|
| a. | Easter pick-up on Monday | c. | July 4 th pick-up on Monday |
| b. | Memorial Day pick-up on Sunday | d. | Labor Day pick-up on Monday |

* NOTE: This is an enclosed 40 yard container to be connected to Travis County's compactor.

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN "ALL OR NONE" BASIS.

Contract No. 07T000040J, Refuse Collection
Contract Modification No. 15

Page 7 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
GROUP - C - CORRECTIONAL COMPLEX						
3614 BILL PRICE ROAD - FM 973						
DEL VALLE, TEXAS						
1.	Building # 1	12/MO	10 cu - yds	1 x 10 x 1	\$ 113.74	\$ 1,364.88
2.	Building # 2	12/MO	10 cu - yds	1 x 10 x 2 (Mon & Fri)	\$ 228.69	\$ 2,744.28
3.	Building # 3	12/MO	10 cu - yds	1 x 10 x 2 (Mon & Fri)	\$ 228.69	\$ 2,744.28
4.	Maintenance	12/MO	6 cu - yds	1 x 6 x 2 (Mon & Fri)	\$ 136.73	\$ 1,640.76
5.	Building 12	12/MO	10 cu - yds	1 x 10 x 3 (M - W - F)	\$ 342.43	\$ 4,109.16
6.	Fiscal	12/MO	10 cu - yds	1 x 10 x 1	\$ 113.74	\$ 1,364.88
7.	Property	12/MO	10 cu - yds	1 x 10 x 1	\$ 113.74	\$ 1,364.88
8.	Training	12/MO	6 cu - yds	1 x 6 x 2 (Mon & Fri)	\$ 136.73	\$ 1,640.76
9.	TCJ Kitchen 500 W. 11 th Street	12/MO	10 cu - yds	2 x 10 x 6 (Mon thru Sat)	\$ 1,370.93	\$16,451.16
10.	Evidence Warehouse Collier Bldg. 7811 Burleson Manor Rd.	12/MO	4 cu - yds	1 x 4 x 1 (Friday)	\$ 45.98	\$ 551.76
11.	Main Kitchen	12/MO	10 cu - yds	2 x 10 x 3 (M - W - F)	\$ 684.86	\$ 8,218.32
12.	Health Services Building	12/MO	10 cu - yds	1 x 10 x 2 (Mon & Fri)	\$ 228.69	\$ 2,744.28

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN "ALL OR NONE" BASIS.

Contract No. 07T000040J, Refuse Collection
 Contract Modification No. 15

Page 8 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	LOCATION	QTY. UNIT	SIZE OF CONTAINER	*PICK-UP SERVICES	MONTHLY AMOUNT	ANNUAL AMOUNT
<u>GROUP - C - CORRECTIONAL COMPLEX, cont.</u>						
13.	City of Austin Dumpster Fee Per Container per month	12/MO			\$ 4.00	Based on the No. Of Containers * N/I
TOTAL AMOUNT GROUP- C - CORRECTIONAL COMPLEX ITEM 1 THROUGH 13						\$ 44,939.40

*N/I - Not included in total amount.

NOTE: Pick-up for item's 1, 3, 5, 6 are on Monday, Wednesday and Friday
 Pick-up for item's 2, 4, 7, 8, 9, are on Monday and Friday
 Pick-up for item 10 is Monday through Saturday
 Pick-up for item 11 is Friday only

GROUP - D - GARDNER BETTS JUVENILE JUSTICE COMPLEX

1.	Juvenile Court 2515 S. Congress	12/MO	8 cu - yds	3 x 8 x 5 (Mon. thru Fri.)	\$ 1,370.93	\$ 16,451.16
2.	City of Austin Dumpster Fee Per Container per month	12/MO			\$ 4.00 Per Container	Based on the No. Of Containers *N/I
TOTAL AMOUNT GROUP- D - JUVENILE COURT ITEM 1 THROUGH 2						\$ 16,451.16

*N/I - Not included in total amount.

NOTE: * Pick-up services column means: Number of Containers at the location X Container size X Number of pick-ups per week.

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN "ALL OR NONE" BASIS.

Contract No. 07T00004OJ, Refuse Collection
 Contract Modification No. 15

Page 9 of 9 Pages

PART III - SCHEDULE OF ITEMS cont.

ITEM NO.	SIZE CONTAINER	ADDITIONAL PICK-UPS PER UNIT
-------------	----------------	---------------------------------

GROUP - F - UNIT PRICE FOR ADDITIONAL PICK - UPS:

1.	3 Cubic Yards	\$ 55.00
2.	4 Cubic Yards	\$ 66.00
3.	6 Cubic Yards	\$ 88.00
4.	6 Cubic Yards VIP	\$ 110.00
5.	8 Cubic Yards	\$ 88.00
6.	10 Cubic Yards	\$ 110.00
7.	20 Cubic Yards Roll Off	\$ 363.00
8.	30 Cubic Yards Roll Off	\$ 417.45
9.	40 Cubic Yards Roll Off	\$ 453.75
10.	40 Cubic Yards Roll Off Receiver Box	\$ 453.75
11.	Excess tonnage rate over 10 tons, as needed	\$ 24.20

NOTE: Group F will be used for Bid Evaluation purposes. Groups A – E will be included in the Grand Total amount.

NOTE: The VIP containers are Compactors – 6 cubic yard front – end Loading Marathon Vari – Pack.
 The 40 Cubic Yard Compactor is a roll off receiving box.
 Each additional pick-up will require a purchase order from the using department, issued by the Purchasing Office.

TRAVIS COUNTY RESERVES THE RIGHT TO AWARD ON AN “ALL OR NONE” BASIS

7

Travis County Commissioners Court Agenda Request

Voting Session 1 / 5 / 10
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman, TNR Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

Consider and take appropriate action on requests for installation of wood privacy fencing between residential single-family lots and the Anderson Mill Road right-of-way in Precinct Three. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

C. Approved by: Karen Huber
Commissioner Karen Huber, Precinct 3

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

<u>Joseph P. Gieselman, TNR</u>	<u>854-9383</u>	<u>Greg Chico, TNR</u>	<u>854-4659</u>
<u>Steve Manilla, P.E., TNR</u>	<u>854-9429</u>	<u>Dee Heap, TNR</u>	<u>854-7646</u>
<u>Steve Sun, P.E., TNR</u>	<u>854-4659</u>	<u>Donna Williams-Jones, TNR</u>	<u>854-9383</u>
<u>Chiddi N'Jie, P.E., TNR</u>	<u>854-4659</u>	<u>Chris Gilmore, Asst. CA</u>	<u>854-9455</u>

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant

Human Resources Department (854-9165)

- A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGE'S OFFICE
09 DEC 28 PM 3:03

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 5:00 p.m. on Monday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

EXECUTIVE SESSION

COURT DATE: 1 / 5 / 10

ATTORNEY – CLIENT PRIVILEGE

AGENDA ITEM #

MEMORANDUM

DATE: December 18, 2009
TO: Members of the Commissioners' Court
THROUGH: Chris Gilmore, Assistant County Attorney
FROM: Steve Manilla, P.E., Public Works Director
SUBJECT: Requests for installation of wood privacy fencing along the property line between the Anderson Mill Road right-of-way and three residential lots in the Anderson Mill Estates subdivision

SUMMARY OF BRIEFING AND STAFF RECOMMENDATION

In early 2003, Travis County TNR staff initiated contact with property owners along Anderson Mill Road (see Exhibit "A" for location), to advise the local community of plans for widening of the roadway as part of a voter-approved, County Bond Program. Plans for the Anderson Mill Road project dictated the acquisitions of numerous parcels of land for additional right-of-way. Many property owners were involved, and TNR staff worked to minimize disruption and hardships to all interested parties.

As part of the right-of-way acquisition process, the parcels to be acquired were appraised by an independent appraiser. Mr. John Coleman, MAI, of the Aegis Group, Inc. performed many of the appraisals for this project, to include appraisal of Parcel #15 (Lavery), #16 (Wenzlaff), and #17 (Porter). In his appraisals, and with regard to wood privacy fencing, he set forth that "The existing privacy fence is to be replaced by Travis County to the new right-of-way line". Because of this underlying assumption, no compensation was included or recommended in the appraisal for the property owner, for any aspects of their fencing improvements.

All three of these owners retained the legal services of the Barron and Adler law firm. In discussions and negotiations for the purchase of right-of-way, the parties were able to reach an agreement regarding acceptable compensation for the land and improvements being obtained via purchase under the threat of condemnation. The current disputes (or claims) center around responsibility for fencing, and the three purchase contracts addressed this matter differently. Since the time period when the construction phase was nearing completion, the three property owners have asserted that they expected the County to replace their fences at the County's cost. Today, this is likely why none of them have replaced their fences.

Travis County Commissioners' Court
 December 18, 2009
 Page 2 of 3

FISCAL AND BUDGETARY IMPACT

Projected costs, as estimated by TNR Engineering staff, for the various fencing requests are shown in the following table.

Fence replacement cost estimates per H&H Fence unit prices. *			
Item	Lavery (130 l.f. of fence)	Wenzlaff (328 l.f. of fence)	Porter (225 l.f. of fence)
Remove exist 6' wood fence @ \$2/lf	\$260	\$656	\$450

Travis County Commissioners' Court
 December 18, 2009
 Page 3 of 3

Item	Lavery (130 l.f. of fence)	Wenzlaff (328 l.f. of fence)	Porter (225 l.f. of fence)
Install new 6' wood fence @\$19.95/lf	\$2,593.50	\$6,544	\$4,489
Total	\$2,854 say \$2,860	\$7,200	\$4,939 Say \$4,940

* Although H & H Fencing provided these numbers, and did fencing-related work on the Anderson Mill Road Project, this firm is no longer the County's primary fence contractor.

The combined total for all three claims is \$15,000. The combined total for the two claims that TNR considers valid total \$12,140. Funds for all of these items are available within the project budget, as part of the 2001 County Bond Program, and are located within account # 473 – 4931 – 808 – 8115; Com/Sub 968 / 051; Requisition No. – 489794.

ISSUES AND OPPORTUNITIES

REQUIRED AUTHORIZATIONS Chris Gilmore, Asst. County Attorney

EXHIBITS

- (A) Area location map
- (B) E-mails from Lavery (referencing a letter never received by TNR)
- (C) Letter from Wenzlaff
- (D) Letter from Porter

copy: Steve Manilla, P.E., Public Works Director
 Chiddi N'Jie, P.E., Project Manager
 Greg Chico, Right-of-Way Manager
 Dee Heap, Right-of-Way Negotiator
 Donna Williams-Jones, TNR, Senior Financial Analyst
 Chris Gilmore, Assistant County Attorney

EXHIBIT "A"

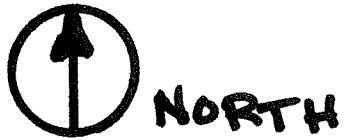
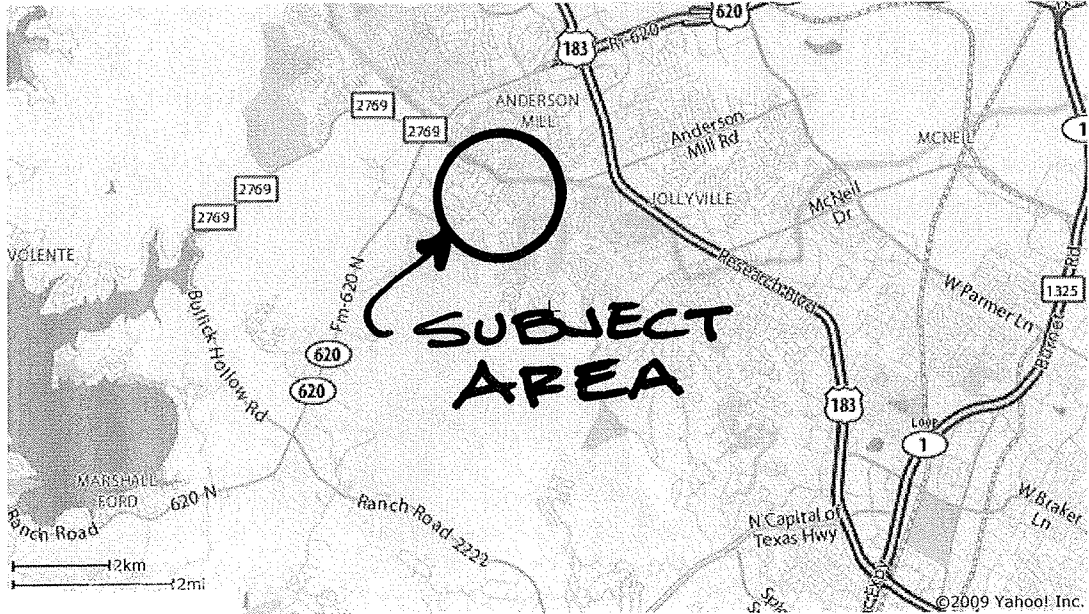


EXHIBIT "B"

Dee Heap - Anderson Mill Road Project

From: Michael Lavery <mfl11502@hotmail.com>
To: <steven.manilla@co.travis.tx.us>
Date: 11/6/2009 11:35 AM
Subject: Anderson Mill Road Project
Attachments: AME-Fence letter to Manilla (110509).doc

Hi Steve,

Attached is our request for our permanent privacy fence (at the right-of-way), with references to the appropriate contract and to the appraisal summary.

If you have any questions, please call or email me:

(512) 257-1679

mfl11502@hotmail.com

Thank you for your help in resolving this matter.

Sincerely,
Michael Lavery

Windows 7: Unclutter your desktop. [Learn more.](#)

Dee Heap - Re:

From: Steven Manilla
To: Michael Lavery
Date: 11/6/2009 11:47 AM
Subject: Re:
CC: Chico, Gregory; Heap, Dee; N'Jie, Chiddi

thanks

>>> Michael Lavery <mfl11502@hotmail.com> 11/6/2009 11:46 AM >>>

Hi Steve,

I forgot to add that the removal of the current temporary fence is my responsibility, and so I have attached a corrected letter requesting our permanent fence at the right-of-way.

Thanks again,

Michael Lavery

Hotmail: Trusted email with Microsoft's powerful SPAM protection. [Sign up now.](#)

November 5, 2009

Steve Manilla
Travis County
Transportation and Natural Resources
P.O. Box 1748
Austin, TX 78767

RE: Anderson Mill Road Project

Dear Mr. Manilla,

This letter is regarding the completion of the above referenced project. When the Anderson Mill Road project was completed, I believed that Travis County was to install a permanent privacy fence at the right-of-way line of my property for the following reasons:

1. As per page 3-36 of that appraisal report, "The existing privacy fence is to be replaced by Travis County to the new right-of-way line."
2. As per the License Agreement for the temporary Construction Area, signed 1-18-2006, "The temporary construction Area will be restored to substantially the same condition which existed prior to the construction activities."

As mentioned above, I believe that Travis County was to install a permanent privacy fence at the right-of-way line of my property and I am therefore requesting that Travis County do so. Additionally, we would prefer to use Randy Hamilton with H&H Fencing as the contractor since he is familiar with the area and installed the temporary fencing and the permanent fence for two nearby properties. I believe that the fence should match that of the one built by the county on the properties on the corner (the Hernandez's and Gott's properties). If this is not possible, I understand that if I want to have a taller privacy fence installed, I may negotiate any additional costs with the fence construction company separately.

Your consideration and cooperation is greatly appreciated. If you need more information from me or have any questions, please contact me at (512) 257-1679.

Sincerely,

Michael Lavery
11502 Sawatch Circle
Austin, TX 78726-1425

Dee Heap - Re: Fencing Request as per License agreement.

From: Steven Manilla
To: Michael Lavery
Date: 11/13/2009 3:56 PM
Subject: Re: Fencing Request as per License agreement.

I will discuss your response with staff and get back to you next week.

>>> Michael Lavery <mfl11502@hotmail.com> 11/13/2009 2:41 PM >>>

Attached is the License Agreement that your people had our group sign in order for the construction crews to enter our property and perform the road work.

This license is date 1-18-2006. It was negotiated in good faith with your people. It specifically states that our land "will be restored to substantially the same condition which existed prior to the construction."

As explained by your people, prior to anyone signing, this included, among other things, the fence that was already at our property lines and that the construction crew tore down after the License Agreement was signed.

We negotiated in good faith to allow your crews onto our land; in consideration of this License, they installed a "temporary" fence to protect our property, and agreed to the condition that our lands were to be restored to what they were prior to construction. This included our permanent fence being restored at our property lines.

This contractual agreement supersedes any previous documents, including the Purchase Agreement to which you refer and, as such, takes precedence over them.

I hope that you will abide by this contractual obligation. Since the construction crews have already benefitted from this contract, the remainder of it is legally binding on the County to fulfill the rest of the contract.

Michael Lavery

Date: Tue, 10 Nov 2009 09:41:10 -0600
From: Steven.Manilla@co.travis.tx.us
To: mfl11502@hotmail.com
CC: Chiddi.N'Jie@co.travis.tx.us; Dee.Heap@co.travis.tx.us; Gregory.Chico@co.travis.tx.us
Subject: Fencing Request

Per your request, we've given consideration to your claim and attached is the result of our investigation.

>>> Michael Lavery <mfl11502@hotmail.com> 11/6/2009 11:46 AM >>>

Hi Steve,

I forgot to add that the removal of the current temporary fence is my responsibility, and so I have attached a corrected letter requesting our permanent fence at the right-of-way.

Thanks again,

Dec

RECEIVED
NOV 05 2009
TNR

EXHIBIT "C"

November 2, 2009

Greg Chico
Travis County
Transportation and Natural Resources
P.O. Box 1748
Austin, TX 78767

RE: Anderson Mill Road Project

Dear Mr. Chico,

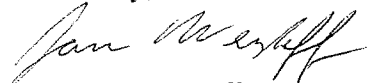
My neighbor, Patricia Porter, recently requested the installation of a privacy fence following the completion of the above referenced project. My situation is exactly the same as hers. I am requesting that Travis County install a permanent privacy fence at the right-of-way line of my property to replace the temporary fence that was installed during construction of the road. I prefer that the county use Randy Hamilton with H&H Fencing, who installed the temporary fence.

My reasons for believing that Travis County was to remove the temporary fence and install a permanent fence are as follows:

1. As per page 3-27 the appraisal report, which was issued by The Aegis Group, Inc., "Representatives of Travis County have indicated the portion of the privacy fence located within the proposed acquisition area will be replaced by the contractor hired for the construction of Anderson Mill Road."
2. As per page 3-36 of that appraisal report, "The existing privacy fence is to be replaced by Travis County to the new right-of-way line."

Thank you for your assistance in this matter.

Sincerely,



James Wenzlaff
11503 Sawatch Circle
Austin, TX 78726
Home phone: 512-996-9618
Work (daytime) phone: 512-424-5707

Dee's Copy

CODE 3191

RECEIVED

NOV 03 2009

TNR

EXHIBIT "D"

October 22, 2009

Greg Chico
Travis County
Transportation and National Resources
P.O. Box 1748
Austin, TX 78767

RE: Anderson Mill Road Project

Dear Mr. Chico,

This letter is regarding the completion of the above referenced project. When the Anderson Mill Road project was completed, I believed that Travis County was to remove the temporary fence and install a permanent six-foot privacy fence at the right-of-way line of my property for the following reasons:

1. As per page 3-27 the appraisal report, which was issued by The Aegis Group, Inc., "Representatives of Travis County have indicated the portion of the privacy fence located within the proposed acquisition area will be replaced by the contractor hired for the construction of Anderson Mill Road."
2. As per page 3-36 of that appraisal report, "The existing privacy fence is to be replaced by Travis County to the new right-of-way line."

My sister, Elizabeth Porter, has been in contact with Travis County Transportation and Natural Resources (TNR) staff inquiring as to when Travis County will be installing the new six-foot fence. Due to ambiguities within the acquisition documents, there is concern as to whether Travis County will be installing a new six-foot privacy fence at the right-of-way line of my property.

As mentioned above, I believe that Travis County was to remove the temporary fence and then install a permanent six-foot privacy fence at the right-of-way line of my property and I am therefore requesting that Travis County do so. Additionally, we would prefer to use Randy Hamilton with H&H Fencing as the contractor since he is familiar with the area and installed the temporary fencing and the permanent fence for the two adjacent properties. I understand that if I want to have a taller privacy fence installed, I may negotiate any additional costs with the fence construction company separately.

Your consideration and cooperation is greatly appreciated. My sister, Elizabeth Porter, will continue to coordinate this effort for me. If you need more information from me or have any questions, please contact Elizabeth Porter at (512) 335-8711.

Sincerely,

A handwritten signature in cursive script that reads "Patricia A. Porter".

Patricia A. Porter
11412 Sierra Blanca
Austin, TX 78726

8

Travis County Commissioners Court Agenda Request

Voting Session 1/5/10
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

A. Consider and take appropriate action on a preliminary plan in Precinct 3: Ammaron Hills Subdivision Preliminary Plan – 15 lots on 42.57 acres – 14500 FM 2769 Rd. – Water and wastewater service to be provided by on-site septic and well– City of Austin ETJ).

C. Approved by: Karen Huber
Commissioner Karen Huber, Precinct 3

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

- Joe Arriaga: 854-7562
- Anna Bowlin: 854-7561
- Don Perryman: 974-2786

III. Required Authorizations: Please check if applicable:

- Planning and Budget Office (854-9106)
- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant
- Human Resources Department (854-9165)
- A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (854-9700)
- Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (854-9415)
- Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGE'S OFFICE
09 DEC 28 PM 3:55

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits **MUST** be submitted to the County Judge's Office no later than 5:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

MEMORANDUM

December 8, 2009

TO: Members of the Commissioners Court

THROUGH: Joseph P. Gieselman, Executive Manager

FROM: *AB* Anna Bowlin, Division Director, Development Services Division

SUBJECT: Ammaron Hills Subdivision Preliminary Plan

PROPOSED MOTION:

- A. Consider and take appropriate action on a preliminary plan in Precinct 3: Ammaron Hills Subdivision Preliminary Plan – 15 lots on 42.57 acres – 14500 FM 2769 Rd. – Water and wastewater service to be provided by on-site septic and well– City of Austin ETJ).**

SUMMARY AND STAFF RECOMMENDATION:

This subdivision preliminary plan consists of lots 15 total lots (14 single-family and (1) drainage, and public utility easement lot). There are 1,368 linear feet of proposed for the extension and improvement of Navajo Pass associated with the plan. The lots will take access from Navajo Pass and Lake Mountain Lane. The preliminary plan was approved by the City of Austin Zoning and Platting Commission on October 19, 2009.

As this preliminary plan meets all Travis County standards and has been approved by the City of Austin, TNR staff recommends approval of the plan.

ISSUES:

During the public hearing at the Zoning and Platting Commission no one spoke in opposition, however, a gentleman did show up with concerns regarding the potential loss of parking for the existing church at Navajo Pass and FM 2769 Rd. Also, two citizens, Mr. Roger Tyler and Ms. Holly O’Conner returned written letters of protest (attached) with concerns focusing on the availability of water in the area and their troubles with their existing water wells.

Travis County Interim Rules does require a developer to provide a ground water availability study done prior to final plat approval, however, the current existing regulations within Title 30 do not require a study. While staff acknowledges that residents of this part of western Travis County have raised the issue of some of their wells going dry, there is nothing in the code that requires the applicant to address this issue at this stage of the preliminary plan process.

The applicant proposes private water wells for each of the 14 residential lots proposed. Staff has discussed TCEQ permitting requirements with Ms. Teresa Rogers of the TCEQ. Ms. Rogers explained that no TCEQ permit would be required for individual private water wells; however, private water wells are subject to the rules of the Texas Water Well Drillers Association which is regulated by the Texas Department of Licensing and Regulations. All private water wells must be installed by a licensed Texas Water Well Driller and all associated rules will apply. A TCEQ permit is only required when a person, or entity, becomes a seller of water.

BUDGETARY AND FISCAL IMPACT:

None.

REQUIRED AUTHORIZATIONS:

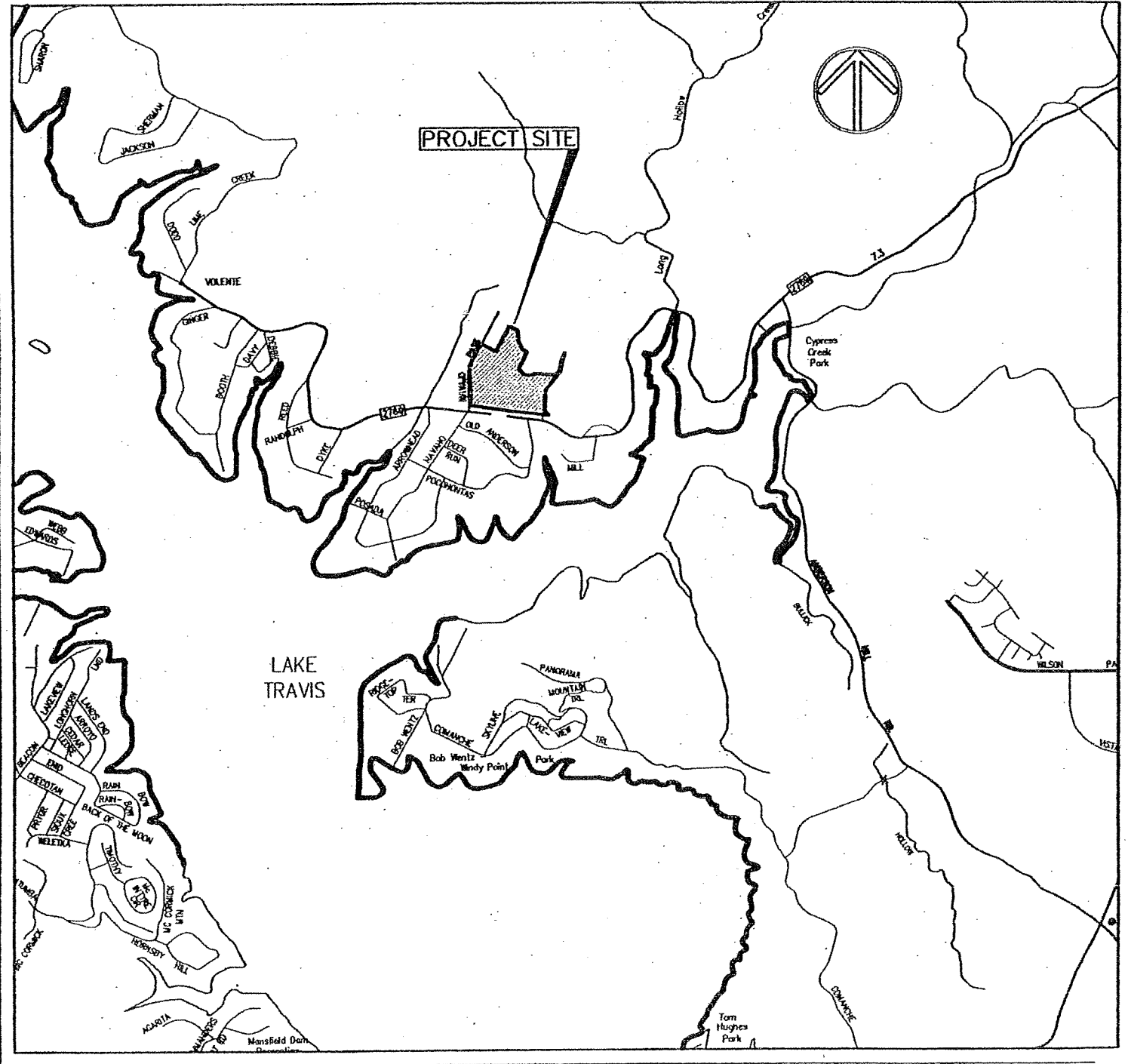
None.

EXHIBITS:

Location map, Proposed plan

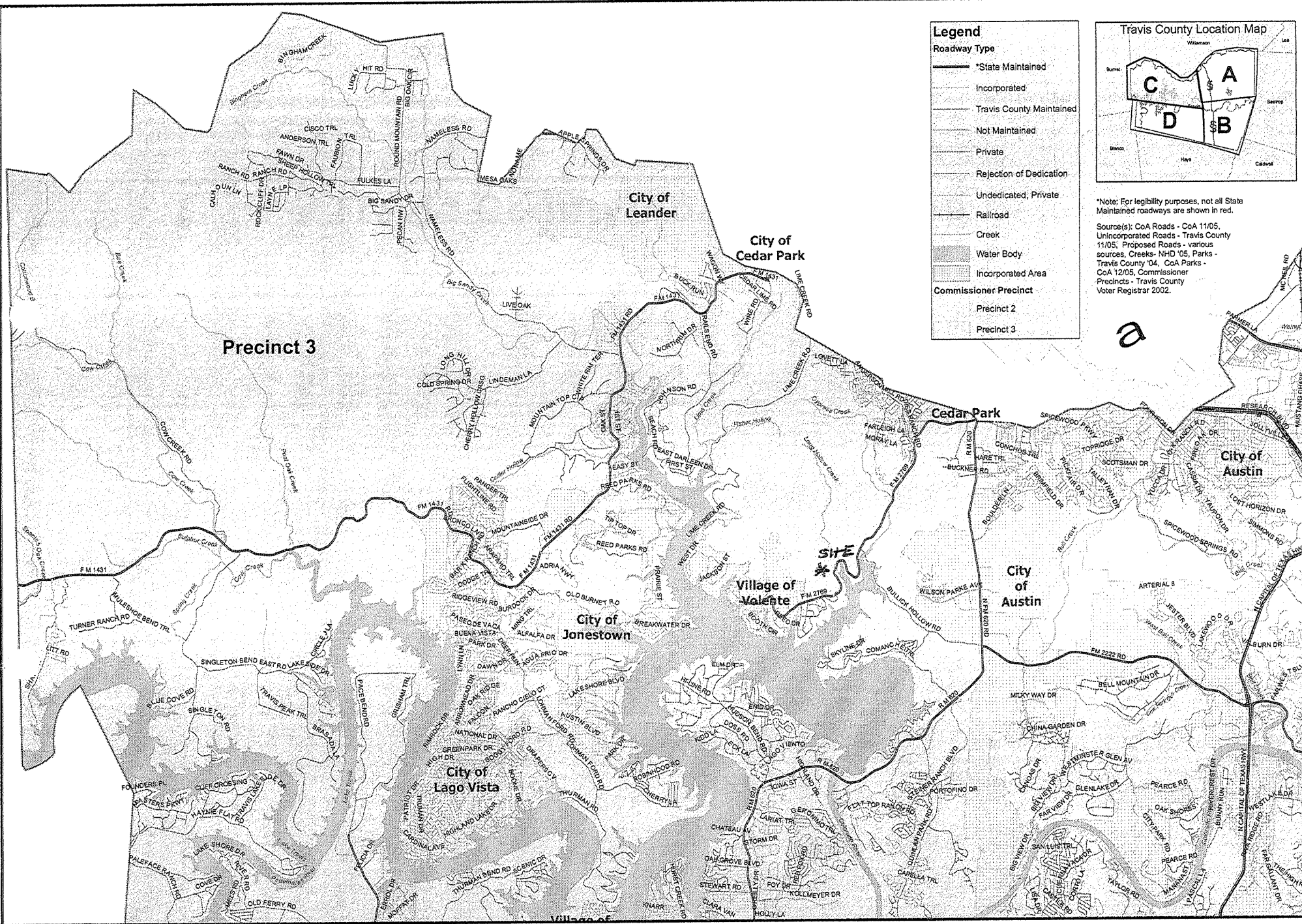
AMB: dp

1105



LOCATION MAP

SCALE : 1" = 3000'



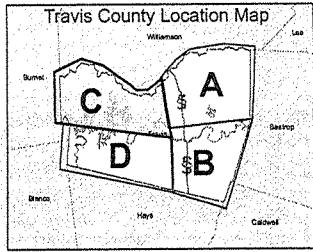
Legend

Roadway Type

- *State Maintained
- Incorporated
- - - - - Travis County Maintained
- Not Maintained
- Private
- Rejection of Dedication
- Undedicated, Private
- Railroad
- ~~~~~ Creek
- Water Body
- Incorporated Area

Commissioner Precinct

- Precinct 2
- Precinct 3



*Note: For legibility purposes, not all State Maintained roadways are shown in red.

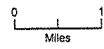
Source(s): CoA Roads - CoA 11/05, Unincorporated Roads - Travis County 11/05, Proposed Roads - various sources, Creeks- NHD '05, Parks - Travis County '04, CoA Parks - CoA 12/05, Commissioner Precincts - Travis County Voter Registrar 2002.

a

Map Disclaimer: This map was created for the Travis County Sign Crew for identifying Travis County's maintained roadways. The data is provided "as is" with no warranties of any kind. For questions, contact the Travis County GIS Coordinator at (512) 854-9363.

Text Scale:
 1 Inch equals 1,002 miles
 1 Inch equals 5,292 feet

Travis County Roadways, Map C



Map Prepared by: Travis County, Dept. of Transportation & Natural Resources. Date: 01/04/2006
<http://www.co.travis.tx.us/maps>

9

Travis County Commissioners Court Agenda Request

Voting Session 1/5/10
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:
Consider and take appropriate action on a plat for recording in Precinct 3: Palomino Ranch Subdivision (Long Form plat – 9 total lots: 8 single family lots and 1 private street lot – 109.5 Acres – Nameless Road – Fiscal posted with the County – Sewage service to be provided by on-site septic – Leander ETJ).

C. Approved by:

Karen Huber
Commissioner Karen Huber, Precinct 3

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

Joe Arriaga: 854-7562
Anna Bowlin: 854-7561
Dennis Wilson: 854-4217

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant

Human Resources Department (854-9165)

A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGE'S OFFICE
09 DEC 28 PM 3:56

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 5:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

MEMORANDUM

December 8, 2009

TO: Members of the Commissioners Court

THROUGH: Joseph P. Gieselman, Executive Manager

FROM:  Anna Bowlin, Director, Development Services 

SUBJECT: Palomino Ranch Final Plat

PROPOSED MOTION:

Consider and take appropriate action on a plat for recording in Precinct 3: Palomino Ranch Subdivision (Long Form plat – 9 total lots: 8 single family lots and 1 private street lot – 109.5 Acres – Nameless Road – Fiscal posted with the County – Sewage service to be provided by on-site septic – Leander ETJ).

SUMMARY AND STAFF RECOMMENDATION:

This subdivision consists of nine lots on 109.15 acres: eight single-family lots and one private street lot. There would be 3,210 linear feet of private streets proposed with this plat. Parkland dedication fees in the amount of \$850.66 were paid to the County. Access to the proposed private street (Palomino Ranch Drive) would be off of Nameless Road. The applicant wishes to come out of alternative fiscal as the developer has built all necessary infrastructure and all required inspections have been completed and approved by TNR staff.

This subdivision is not subject to Interim Rules because it was filed prior to the effective date of the ordinance. The applicant proposes private water wells for each of the 8 residential lots. Each lot in this proposed subdivision averages more than 10 acre each and will be served by individual water wells. TCEQ regulations regarding wells is that no TCEQ permit would be required for individual private water wells, however, a TCEQ permit is only required when a person, or entity, becomes a seller of water.

The Commissioner's Court approved the Preliminary Plan for this subdivision on February 8, 2005.

As this application meets all Travis County standards, TNR staff recommends approval of the proposed plat.

ISSUES:

The staff has not received any inquiries from any association or residents of the area.

BUDGETARY AND FISCAL IMPACT:

None.

REQUIRED AUTHORIZATIONS:

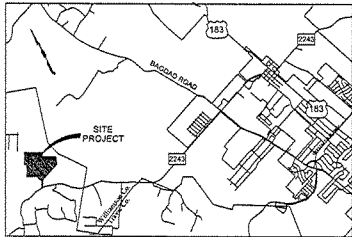
None.

EXHIBITS:

Location map, Proposed Plat

AMB: jla 120809

VICINITY MAP



CURVE TABLE

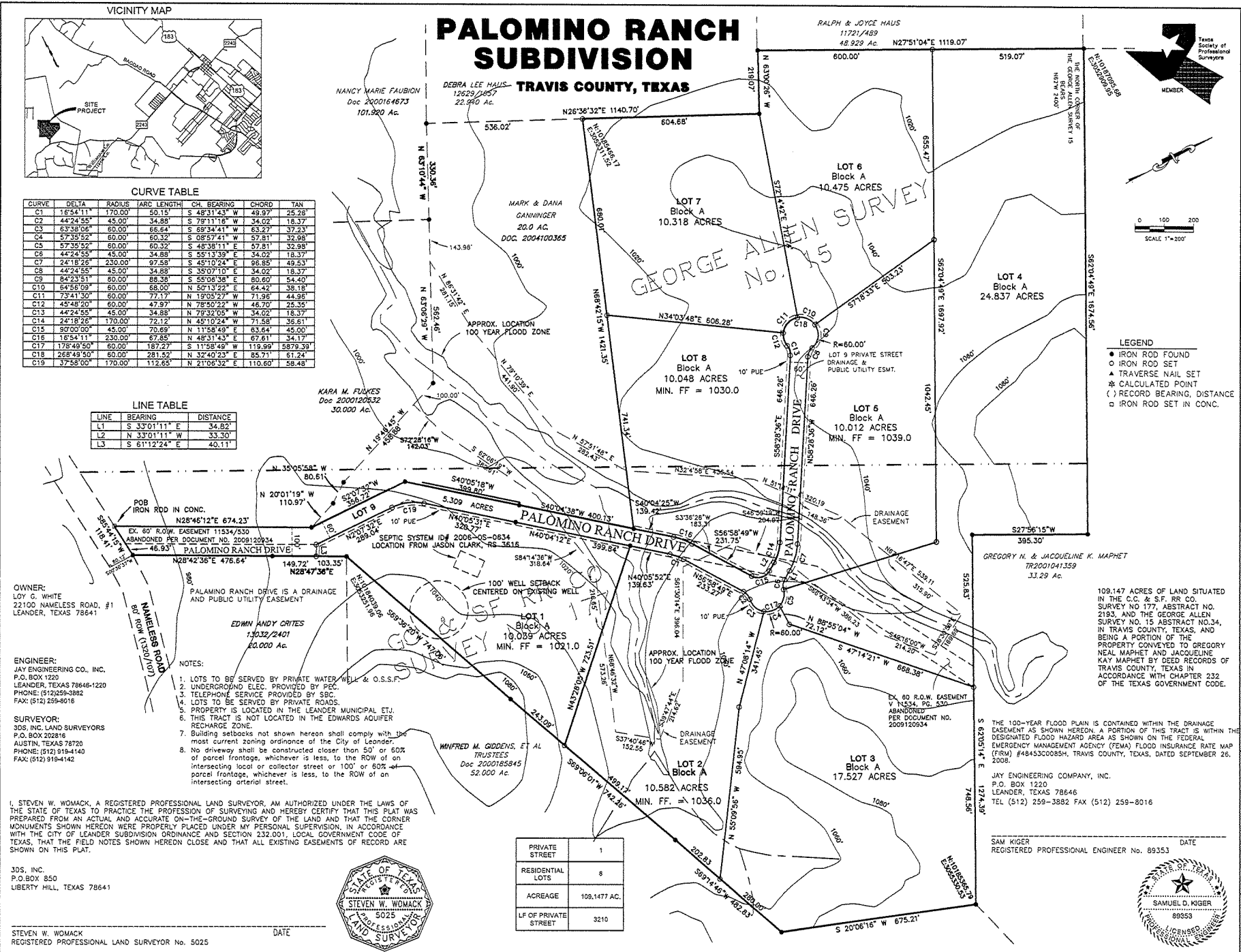
CURVE	DELTA	RADIUS	ARC LENGTH	CH. BEARING	CHORD	TAN
C1	16°54'11"	170.00	50.15'	S 48°31'43" W	49.97'	25.26'
C2	44°24'55"	45.00	34.88'	S 79°11'18" W	34.02'	18.37'
C3	63°38'06"	80.00	68.64'	S 68°34'41" W	63.27'	37.23'
C4	57°35'52"	60.00	60.32'	S 08°57'41" W	57.81'	32.98'
C5	57°35'52"	60.00	60.32'	S 48°38'11" E	57.81'	32.98'
C6	44°24'55"	45.00	34.88'	S 55°13'59" E	34.02'	18.37'
C7	24°18'26"	230.00	97.58'	S 45°10'24" W	96.85'	49.53'
C8	44°24'55"	45.00	34.88'	S 35°07'10" E	34.02'	18.37'
C9	84°23'51"	80.00	88.38'	S 55°05'38" E	80.60'	54.40'
C10	84°24'55"	80.00	88.38'	N 50°13'22" E	84.42'	38.18'
C11	73°41'30"	60.00	77.17'	N 13°05'47" W	71.86'	44.98'
C12	45°48'20"	60.00	47.97'	N 78°50'22" W	46.70'	25.35'
C13	44°24'55"	45.00	34.88'	N 79°32'05" W	34.02'	18.37'
C14	24°18'26"	170.00	72.12'	N 45°10'24" W	71.58'	36.61'
C15	93°00'00"	45.00	70.69'	N 11°58'49" E	63.64'	45.00'
C16	16°54'11"	230.00	67.85'	N 48°31'43" E	67.61'	34.17'
C17	178°49'50"	60.00	187.27'	S 11°58'49" W	115.99'	5879.39'
C18	268°49'50"	60.00	281.52'	N 32°40'23" E	85.71'	61.24'
C19	37°58'00"	170.00	112.65'	N 21°06'32" E	110.60'	58.48'

LINE TABLE

LINE	BEARING	DISTANCE
L1	S 33°01'11" E	34.82'
L2	N 33°01'11" W	33.30'
L3	S 81°12'24" E	40.11'

PALOMINO RANCH SUBDIVISION

TRAVIS COUNTY, TEXAS



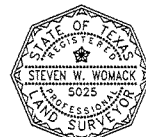
OWNER:
LOY C. WHITE
22100 NAMELESS ROAD, #1
LEANDER, TEXAS 78641

ENGINEER:
JAY ENGINEERING CO., INC.
P.O. BOX 1220
LEANDER, TEXAS 78646-1220
PHONE: (512) 259-3882
FAX: (512) 259-8016

SURVEYOR:
JDS, INC. LAND SURVEYORS
P.O. BOX 202816
AUSTIN, TEXAS 78720
PHONE: (512) 919-4140
FAX: (512) 919-4142

- NOTES:
- LOTS TO BE SERVED BY PRIVATE WATER WELL & O.S.S.F.
 - UNDERGROUND ELEC. PROVIDED BY PEC
 - TELEPHONE SERVICE PROVIDED BY SBC
 - LOTS TO BE SERVED BY PRIVATE ROADS
 - PROPERTY IS LOCATED IN THE LEANDER MUNICIPAL ETJ.
 - THIS TRACT IS NOT LOCATED IN THE EDWARDS AQUIFER RECHARGE ZONE.
 - Building setbacks not shown herein shall comply with the most current zoning ordinance of the City of Leander.
 - No driveway shall be constructed closer than 50' or 60% of parcel frontage, whichever is less, to the ROW of an intersecting local or collector street or 100' or 50% of parcel frontage, whichever is less, to the ROW of an intersecting arterial street.

PRIVATE STREET	1
RESIDENTIAL LOTS	6
ACREAGE	109.1477 AC.
LF OF PRIVATE STREET	3210



JDS, INC.
P.O. BOX 850
LIBERTY HILL, TEXAS 78641

STEVEN W. WOMACK
REGISTERED PROFESSIONAL LAND SURVEYOR No. 5025

DATE

RALPH & JOYCE HAUS
11721/1489
48.929 Ac. N27°51'04"E 1119.07'

NANCY MARIE FAUBION
Doc 2000164873
101.920 Ac.

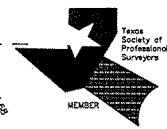
DEBRA LEE HAUS
12629/2057
22.940 Ac.

MARK & DANA
GANNINGER
20.0 AC.
DOC. 2004100365

KARA M. FULKES
Doc 2000120632
30.000 Ac.

GREGORY N. & JACQUELINE K. MAPHET
TR2001041359
3.329 Ac.

WINFRED M. GIDDENS, ET AL
TRUSTEES
Doc 200165845
52.000 Ac.



- LEGEND
- IRON ROD FOUND
 - IRON ROD SET
 - ▲ TRAVERSE NAIL SET
 - ⊗ CALCULATED POINT
 - () RECORD BEARING, DISTANCE
 - IRON ROD SET IN CONC.

JDS, Inc.
Land Surveyors
Subdivisions • Topographic
Construction • Commercial • Roadways
P.O. Box 202816
Austin, Texas 78720
Tel: (512) 919-4140
Fax: (512) 919-4142
E-MAIL: jds@jdsinc.com

Jay Engineering Company, Inc.
P.O. Box 1220
Leander, Texas 78646-1220
Tel: (512) 259-3882 Fax: (512) 259-8016

PALOMINO RANCH SUBDIVISION

TRAVIS COUNTY, TEXAS

109.147 ACRES OF LAND SITUATED IN THE C.C. & S.F. RR CO. SURVEY NO. 177, ABSTRACT NO. 2193, AND THE GEORGE ALLEN SURVEY NO. 15 ABSTRACT NO. 34, IN TRAVIS COUNTY, TEXAS, AND BEING A PORTION OF THE PROPERTY CONVEYED TO GREGORY NEAL MAPHET AND JACQUELINE KAY MAPHET BY DEED RECORDS OF TRAVIS COUNTY, TEXAS IN ACCORDANCE WITH CHAPTER 232 OF THE TEXAS GOVERNMENT CODE.

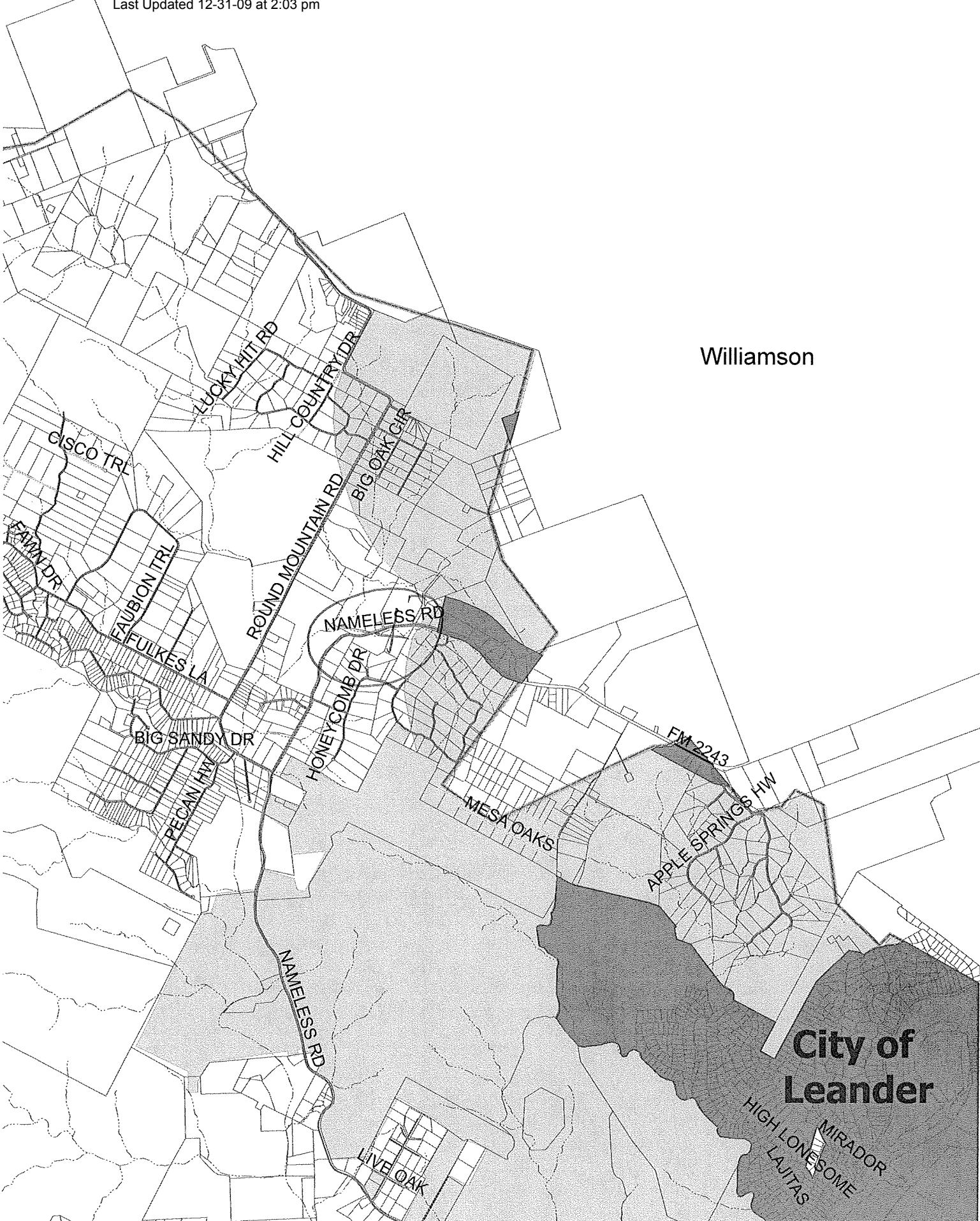
THE 100-YEAR FLOOD PLAIN IS CONTAINED WITHIN THE DRAINAGE EASEMENT AS SHOWN HEREIN. A PORTION OF THIS TRACT IS WITHIN THE DESIGNATED FLOOD HAZARD AREA AS SHOWN ON THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FLOOD INSURANCE RATE MAP (FIRM) #4845300658, TRAVIS COUNTY, TEXAS, DATED SEPTEMBER 26, 2008.

JAY ENGINEERING COMPANY, INC.
P.O. BOX 1220
LEANDER, TEXAS 78646
TEL (512) 259-3882 FAX (512) 259-8016

SAM KIGER
REGISTERED PROFESSIONAL ENGINEER No. 89353 DATE



Scale: 1" = 200' Date: 12/03/09
Field Book: Disk
Drawn by: S.C.W.
File Name: 05-031 PALOMINO FLPL
Approved by: S.W.
Project No.: 05-031
SHEET 1 OF 2



Williamson

**City of
Leander**

Precinct 3, Huber

Travis County Commissioners Court Agenda Request

Meeting Date: January 5, 2010

I. A. Requestor: Judge Biscoe Phone # 854-9555

B. Specific Agenda Language:

CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR TRAVIS COUNTY TO TAKE A POSITION BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) REGARDING GROUNDWATER CONSERVATION DISTRICTS AUTHORIZED BY CHAPTERS 35 AND 36 OF THE TEXAS WATER CODE.

C. Sponsor: _____
County Commissioner or County Judge

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request.

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request

--	--

RECEIVED
COUNTY PROBATE'S OFFICE
09 DEC 30 PM 5:07

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant

Human Resources Department (854-9165)

- A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- Contract, Agreement, Travis County Code - Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to County Judge's office, Room 520, in writing by Tuesdays at 12:00 p.m. for the next week's meeting. Late or incomplete requests may be deferred to the following week's meeting.

From: Liz Sumter <lizsumter@co.hays.tx.us>
To: "Scheel, Danny" <cctdrs@co.comal.tx.us>, "sam.biscoe@co.travis.tx.us" <s...
Date: 12/23/2009 12:48 PM
Subject: TCEQ Groundwater (Trinity) District Draft Proposal
Attachments: TCEQ Groundwater Resolution.doc; map.pdf

Judges, First Merry Christmas!

I am sending you the resolution Hays County passed yesterday and has sent on to TCEQ. Their comment period for the draft report (Groundwater Conservation District Recommendation for Hill Country Priority Groundwater Management Area - Western Comal and Southwestern Travis Counties) is open until January 11th. Also attached is the TCEQ letter for comment period and the map with the proposed configurations of the groundwater districts. I do believe that the best solution is TCEQ's alternate suggestion of combining the three counties over the Trinity into one district. Regional water management rather than political lines - also cheapest for our constituents.

I will be calling to talk with you after the Christmas holidays to discuss this issue, but I wanted you to have this in your hands before I called. Have a Merry Christmas and I hope Santa brings you everything you asked for and then some. Liz



111 E. San Antonio Street
San Marcos, Texas 78666

RESOLUTION

A RESOLUTION OF HAYS COUNTY SUPPORTING THE JOINING OF THE AREAS OF THE HAYS TRINITY GROUNDWATER CONSERVATION DISTRICT WITH THE AREAS OF SOUTHWEST TRAVIS AND WESTERN COMAL COUNTIES THAT ARE ALSO WITHIN THE HILL COUNTRY PRIORITY GROUNDWATER MANAGEMENT AREA BUT DO NOT HAVE GROUNDWATER CONSERVATION DISTRICTS AS REQUIRED UNDER TWC CHAPTER 36

WHEREAS, Groundwater Conservation Districts (GCDs), as created by Chapter 35 & 36 of the Texas Water Code (TWC 35 & 36) are the State's preferred method of groundwater management through local control; and

WHEREAS, the Priority Groundwater Management Area (PGMA) process of the TCEQ, defines a priority groundwater management area as a region that is experiencing critical groundwater problems or is expected to have such problems within the next 25 years; and

WHEREAS, in recognition of the groundwater supply limitations of the Trinity aquifer; the Texas Water Commission designated the Hill Country PGMA in June 1990 to include Bandera, Blanco, Gillespie, Kendall, and Kerr, parts of northwestern Comal, western Hays, and southwestern Travis counties,

WHEREAS, the Hays Trinity Groundwater Conservation District (HTGCD) was the last GCD created within the Hill Country PGMA, being confirmed by popular election on May 3, 2003 and northwestern Comal and southwestern Travis have remained without GCDs since the designation of the Hill Country PGMA; and

WHEREAS, in accordance with Texas Water Code (TWC), Chapters 35 and 36, and Title 30 Texas Administrative Code (30 TAC) §293.19(b), and §294.44, TCEQ staff has prepared a report ("Groundwater Conservation District Recommendation for Hill Country Priority Groundwater Management Area.") that conveys the Executive Director's petition to the Commission for actions to establish groundwater management in Hill Country PGMA territories that are not part of a GCD; and,

WHEREAS, the report considers various alternative approaches for creating a single multi-county GCD or multiple GCD's for southwest Travis, western Hays and northwestern Comal counties; and,

WHEREAS, the multi county GCD including for southwest Travis, western Hays and northwestern Comal counties accomplishes the state's preferred approach to new GCD creation is for multi-county GCDs managed by locally elected boards, with greater administrative efficiency and greater capacity to fund operations at lower cost to rate payers; and

WHEREAS, clear, flowing surface waters of creeks, streams sourced by spring flows from the Trinity aquifer, give Hill County counties along the Balcones escarpment (or I-35 corridor) part of their unique sense of place, as well as increasing property values and driving eco-tourism; and

WHEREAS, the Hays Trinity Groundwater Conservation District's board endorses the report's recommendation to create a new multi-county Trinity GCD to include both southwest Travis and northwestern Comal and the PGMA Portion of Hays County because this approach will provide effective and efficient management of the Trinity aquifer along the I-35 corridor growth drivers.

NOW, therefore be it resolved that the Hays County Commissioners Court respectfully requests the TCEQ to support effective groundwater management authority and regulation for all portions of the Trinity within the Hill Country PIGMA, including western Hays County, western Comal County, and southwestern Travis County; that the Court go on record as supporting regional solutions to water challenges in Hays County and the adjoining counties; and that the TCEQ, in cooperation with local stakeholders and/or legislators work to implement a solution that will address local needs within a regional context while maintaining locally elected boards, including the options and alternatives discussed in the TCEQ director's draft report.

ADOPTED THIS THE 22nd DAY OF DECEMBER 2009.

Elizabeth Sumter, Hays County Judge

Debbie Gonzales-Ingalsbe
Commissioner Precinct 1

Jefferson W. Barton
Commissioner Precinct 2

Will Conley
Commissioner Precinct 3

Karen Ford
Commissioner Precinct 4

ATTEST:

Linda C. Fritsche, County Clerk

Hays County Judge Liz Sumter

Debbie Ingalsbie
Commissioner Precinct 1

Jeff Barton
Commissioner Precinct 2

Will Conley
Commissioner Precinct 3

Karen Ford
Commissioner Precinct 4

Linda Fritsche, County Clerk

Bryan W. Shaw, Ph.D, *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

November 12, 2009



UPDATE: The Texas Commission on Environmental Quality has extended the comment period on the draft report and will now accept written comments until the close of business on January 11, 2010.

To: The governing body of each county, regional water planning group, adjacent groundwater conservation district, municipality, river authority, water district, or other entity that supplies public drinking water, including each holder of a certificate of convenience and necessity, and each irrigation district, located either in whole or in part in the Hill Country Priority Groundwater Management Area (PGMA) in Comal and Travis counties.

NOTICE OF REPORT AVAILABILITY AND REQUEST FOR COMMENTS

The Executive Director of the Texas Commission on Environmental Quality (TCEQ) has completed a draft report (*Groundwater Conservation District Recommendation for Hill Country Priority Groundwater Management Area —Western Comal and Southwestern Travis Counties —*) to address groundwater management in the Hill Country PGMA. This notice is to announce the availability of the draft report and the opportunity to provide comments on the draft report. The TCEQ draft report may be accessed on the agency's PGMA webpage at: http://www.tceq.state.tx.us/permitting/water_supply/groundwater/pgma.html and staff will provide a hard copy of the draft report if requested.

With this notice, the Executive Director of TCEQ respectfully requests you review and consider the draft report. The Executive Director will welcome written comments received before close of business January 11, 2010, and the report will be finalized after all written comments have been considered. Written comments regarding the draft report may be directed to Mr. Leon Byrd at TCEQ, MC-147, P.O. Box 13087, Austin, Texas 78711-3087, or via email at cbyrd@tceq.state.tx.us. All written comments received will be placed in the TCEQ's official files.

The purpose of this report is to identify and evaluate the areas in the Hill Country PGMA not included in a groundwater conservation district (GCD) and evaluate and recommend whether one or more GCDs be created, whether the identified areas be added to an existing GCD, or whether a combination of these actions be taken. The TCEQ draft report identifies two areas in the Hill Country PGMA that are not currently part of a groundwater conservation district (GCD). The two areas are the western Comal and southwestern Travis territories. The Executive Director concludes and recommends that the western Comal County territory be added to the Trinity Glen

Rose GCD and the southwestern Travis County territory be added to the Barton Springs/Edwards Aquifer Conservation District (BS/EACD) in accordance with 30 TAC Chapters 293 and 294. The Executive Director concludes that this recommended action will provide for effective boundaries for the management of the groundwater resources under the authorities of the Trinity Glen Rose GCD and the BS/EACD, and adequate funding to finance required or authorized groundwater management planning, regulatory, and district operation functions under the authorities of the Trinity Glen Rose GCD and the BS/EACD.

Subsequent Actions. When the final report is completed, the Executive Director will file the report with the Chief Clerk of the TCEQ, mail copies of the report to county clerks and public libraries in the county, and post the report on the agency's Internet homepage. Within 30 days of filing the report, the Executive Director will prepare a summary of report findings and recommendations, and note report availability. The summary will be mailed to the stakeholders who have received this notice. The Executive Director will refer the report to the State Office of Administrative Hearings (SOAH), and request a contested case hearing be conducted in the Hill Country PGMA. Notice of the SOAH hearing will be published in at least one newspaper with general circulation in the area and mailed to stakeholders at least 30 days before the date chosen for the hearing.

After the hearing, the SOAH administrative law judge will file a proposal for decision with the Chief Clerk of the TCEQ, and the Chief Clerk will set the issue for the three-member Commission of TCEQ to consider at a regularly scheduled public meeting in Austin. If the TCEQ recommends that the areas in the Hill Country PGMA that are not in a GCD be added to the Trinity Glen Rose GCD and the BS/EACD, respectively, it will issue an Order and provide the Order to the Commissioners Courts of Comal and Travis counties, the Trinity Glen Rose GCD, and the BS/EACD for additional consideration and action.

Questions. Questions regarding this draft report and the TCEQ's Priority Groundwater Management Area program may be directed to the Water Supply Division, Water Rights Permitting and Availability Section. The TCEQ staff contacts for this report are Kelly Mills, P.G., Leader, Groundwater Planning and Assessment Team at 512.239.4512 or kmills@tceq.state.tx.us, and C. Leon Byrd, P.G., Senior Staff Geologist, Groundwater Planning and Assessment Team at 512.239.0540 or cbyrd@tceq.state.tx.us.

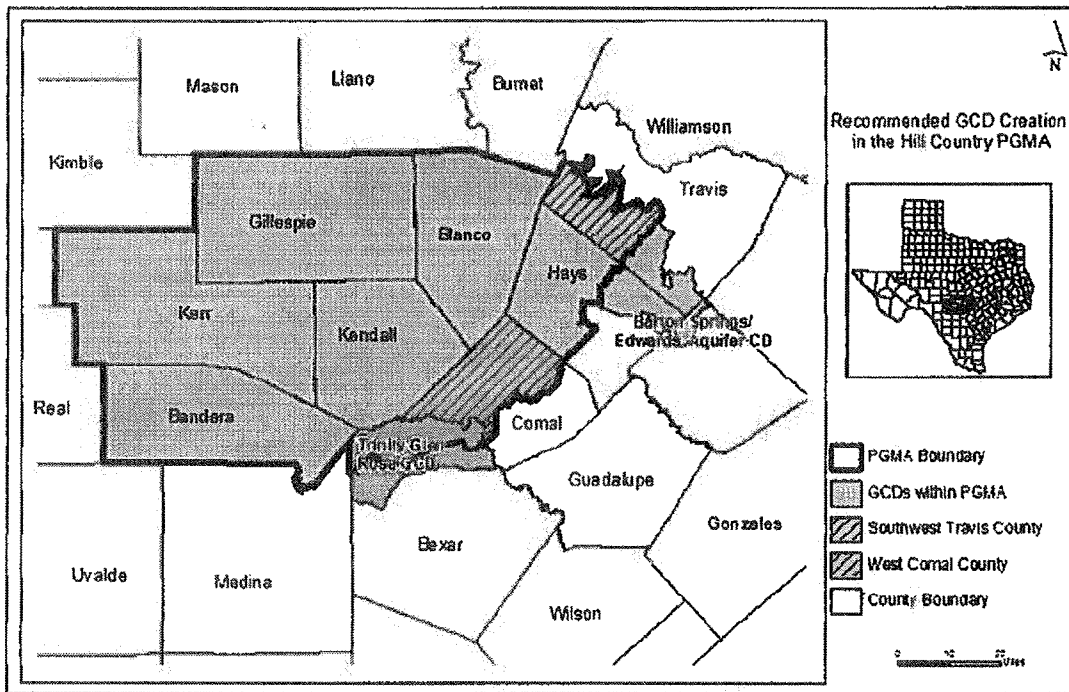


Figure 7. Recommended GCD Creation in the Hill Country PGMA.

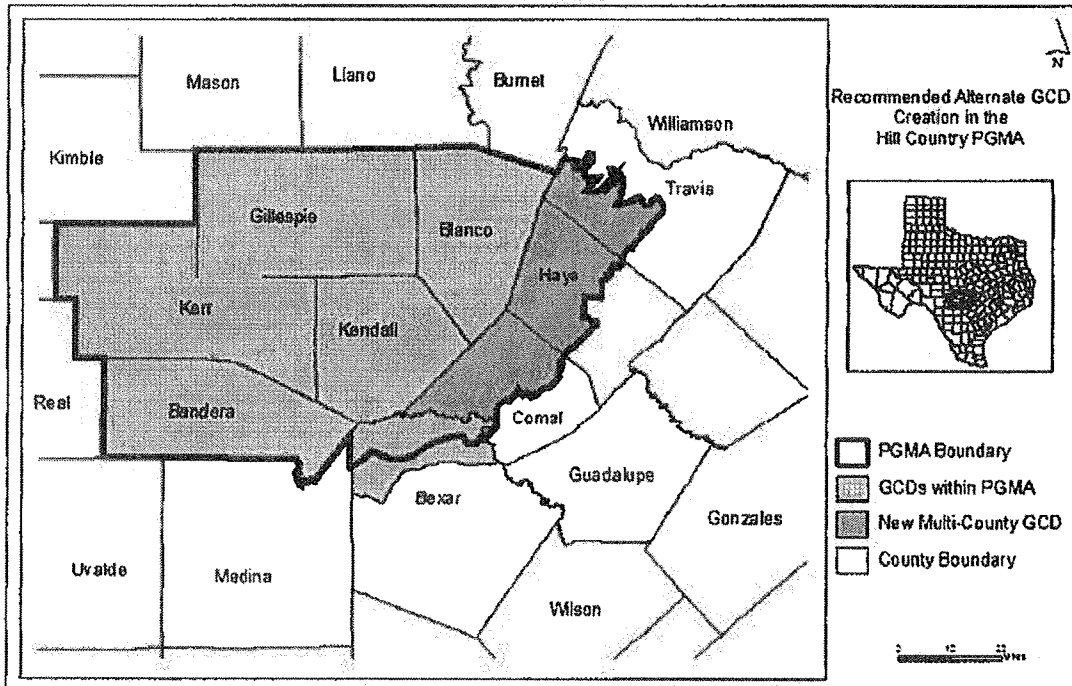


Figure 8. Recommended Alternate GCD Creation in the Hill Country PGMA.

14

✓

EXECUTIVE SESSION

Travis County Commissioners Court Agenda Request

Voting Session 1 / 5 / 10
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman, TNR Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

Consider and take appropriate action on the possible disposition of a 0.0031 acre (135 square feet) triangular tract of unused, excess right-of-way adjacent to Lot 113 on Lakeplace Lane in Precinct Three, and appointment of a Commissioner of Sale. (Executive Session 1 & 2)

C. Approved by: Karen Huber
Commissioner Karen Huber, Precinct 3

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

<u>Joseph P. Gieselman, TNR</u> 854-9383	<u>Donna Williams-Jones TNR</u> 854-9383
<u>Steve Manilla, P.E., TNR</u> 854-9429	<u>John Hille, Asst. CA</u> 854-9513
<u>Greg Chico, TNR</u> 854-4659	<u>Chris Gilmore, Asst. CA</u> 854-9455
<u>Dee Heap, TNR</u> 854-7647	

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- ___ Additional funding for any department or for any purpose
- ___ Transfer of existing funds within or between any line item budget
- ___ Grant

Human Resources Department (854-9165)

- ___ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- ___ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGE'S OFFICE
09 DEC 29 PM 3:12

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 5:00 p.m. on Monday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

COURT DATE: 1 / 5 / 10

EXECUTIVE SESSION

AGENDA ITEM #

MEMORANDUM

DATE: December 16, 2009
TO: Members of the Commissioners' Court
FROM: Joseph P. Gieselman, Executive Manager
SUBJECT: Request from owner of property on Lakeplace Lane to purchase a 0.0031 acre (135 square feet) parcel of unused, excess right-of-way from Travis County

SUMMARY OF BRIEFING AND STAFF RECOMMENDATION

Adjoining property owners of lots on Lakeplace Lane have been involved in a property boundary dispute for more than five years. The various issues and points of disagreement between these owners (Dr. O'Connell and Dr. Stassen – Mr. John and Ms. Leah Lloyd) have finally been resolved. One component central to the former dispute was future ownership and use of a very small, pie-shaped wedge of land held by Travis County. This land area is 0.0031 of an acre, or 135 square feet, and is depicted in the sketch attached hereto as Exhibit "A".

The subject tract was conveyed to the County as part of a right-of-way vacation within the original 1915 Plat of Lakeshore Addition. Today, this land area is not needed for any public use, and is considered excess / surplus right-of-way. Additionally, TNR staff can not envision a plausible scenario in which this property would be needed for any public purpose. Consequently, TNR believes that the disposition (sale) of this ROW is prudent, warranted, and in the public's best interest. For a copy of the written request to purchase this ROW, please see the letter dated September 1, 2009, from the attorney representing the proposed buyers (O'Connell and Stassen), and attached as Exhibit "B". The owners have completed all the necessary and required steps and actions required for the purchase of excess, unused ROW, and are willing to pay the \$4,100 appraised value for the 135 square feet. This value is equivalent to just over \$30 per square foot, or \$1.3 million per acre, and was provided in an appraisal of the subject tract by W.F. Smith Company.

TNR recommends approval of this proposed sale. Through this agenda item, staff is asking the Commissioners' Court to consider the matter, and if a sale is approved by the Court at the appraised value, to direct a Commissioner of Sale. Typically, this individual is the County Commissioner for the precinct in which the property is located.

FISCAL AND BUDGETARY IMPACT

The proposed sales price for the requested transaction is \$4,100. If consummated, these funds would go to the County's General Fund. No other direct financial considerations are associated with this proposed action.

Commissioners' Court
December 16, 2009
Page 2 of 2

ISSUES AND OPPORTUNITIES

TNR staff views this proposed sale as appropriate and in the best interest of the general public, and as an opportunity to facilitate – at private property owner's expense – a “clean up” of right of way boundaries.

REQUIRED AUTHORIZATION County Attorney – John Hille, Chris Gilmore

- EXHIBITS**
- (A) Surveyor's sketch and plat map depicting the subject tract sought
 - (B) Written request from William P. Johnson, attorney, to allow for his client's purchase of the tract
 - (C) Area map identifying approximate location of subject site

copy: Steve Manilla, P.E., Public Works Director
Greg Chico, Right-of-Way Manager
Dee Heap, Right-of-Way Negotiator
Donna Williams-Jones, TNR, Senior Financial Analyst
John Hille, Assistant County Attorney
Chris Gilmore, Assistant County Attorney

JPG/gc

c:\alldocs\ccmm165.doc

EXHIBIT "A"

EXHIBIT "___"

SKETCH TO ACCOMPANY LEGAL DESCRIPTION
RIGHT-OF-WAY VACATION, LAKEPLACE LANE
DAVID THOMAS SURVEY NO. 1, ABSTRACT NO. 772
TRAVIS COUNTY, TEXAS

SCALE 1" = 10'



LAKEPLACE SUBDIVISION
PLAT BOOK 86, PAGES 58D, 59A

5

SURVEY NO. 72

WILLIAM N. STASSEN AND
DEBORAH M. O'CONNELL
TRACT III - 0.1177 ACRE

11493
734

STASSEN AND
O'CONNELL
TRACT IV

11493
734

135 SQUARE FEET
OR
0.0031 ACRE
(TO BE VACATED)

AMENDED
RIGHT-OF-WAY
EASEMENT
0.0095 ACRE

11493
1

4

BROWN
ABSTRACT

C5C

SURVEY NO. 772

THOMAS
ABSTRACT

WM.

POINT OF BEGINNING
0.0031 ACRE

TRAVIS COUNTY, TEXAS
0.0062 ACRE
(CORRECTION GENERAL WARRANTY DEED)
DN 2006013712

DAVID

LAKEPLACE
LANE

JOB NO. 06300.01

PLAN 2446 SHEET 1 OF 3

EXHIBIT "B"

CLARK, THOMAS & WINTERS

A PROFESSIONAL CORPORATION

TELEPHONE (512) 472-8800

POST OFFICE BOX 1148
AUSTIN, TEXAS 78767

FAX (512) 474-1129

300 WEST 6TH STREET, 15TH FLOOR
AUSTIN, TEXAS 78701

September 1, 2009

VIA HAND DELIVERY

Ms. Dee Heap
Right of Way Negotiator
Travis County Transportation and Natural Resources Dept.
411 West 13th Street, 11th Floor
Austin, Texas 78701

RE: Disposition of Right-of-Way
Lakeplace Lane, Austin, Travis County, Texas

Dear Ms. Heap:

The law firm of Clark, Thomas & Winters, a Professional Corporation represents Drs. Deborah O'Connell and William Stassen ("Clients"), owners of the property located at 4109 Lakeplace Lane, Lot 113 Lakeshore Addition in Austin, Travis County, Texas. Our Clients request the disposition of excess right-of-way for one parcel of land that is adjacent to their residence. The parcel of land is 0.0031 acres (triangle A-D-G-A), more particularly described under Tab 1 ("Property").

The Property was originally obtained by Travis County as a condition for the vacation of Lakeshore Drive; a dedication of right-of-way by the 1915 Plat of Lakeshore Addition. The right-of-way was never built or opened to the general public. We have included copies of the tax map and the Correction General Warranty Deed related to the Property under Tab 2. The appraisal of the property is attached under Tab 3 for review by Travis County's Transportation and Natural Resources Department's appraiser.

Pursuant to the Transportation and Natural Resources Department's Disposition of Excess R.O.W. Process Steps and Procedures, we request that an item be placed on the first available Commissioner's Court agenda to consider the abandonment and vacation of the public right-of-way. We have notified the adjacent property owners, John and Leah Lloyd, by certified mail and email through their attorney, Terrence L. Irion. A copy of the letter is attached under Tab 4. The Lloyds are not opposed to the disposition. In fact, the Lloyds – to the extent they retained any ownership interest in the Property – conveyed the Property to my Clients as part of an overall resolution of disputed matters between my Clients and the Lloyds. The deed is attached as Tab 5. Finally, my Clients have entered into a License Agreement and Amended Easement with Austin Energy resolving all issues concerning an underground electric utility line crossing the Property. Attached as Tab 6 is the Amended Easement, Tab 7 is the License Agreement, and Tab 8 is a statement confirming that the Property is not required for transportation purposes.

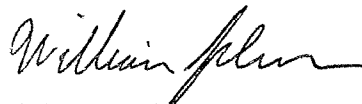
CLARK, THOMAS & WINTERS
A PROFESSIONAL CORPORATION

September 1, 2009

Page 2

Because the public use has been abandoned, the Property should be vacated and conveyed to our Clients. Our Clients are the only interested adjacent property owners. We look forward to working with you on this matter.

Sincerely,

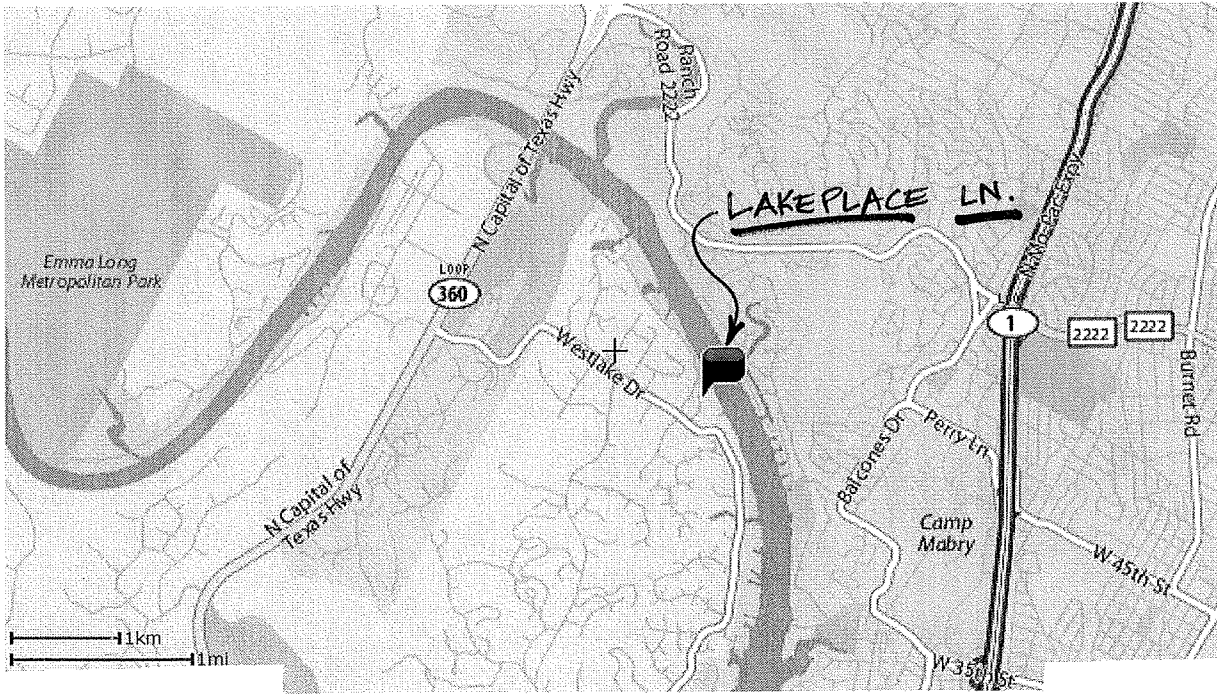


William P. Johnson

Enclosures

cc: Karen Huber, Travis County Commissioner Precinct 3, w/o enclosures
Greg Chico, Right-Of-Way Manager, Travis County, w/o enclosures

EXHIBIT "C"



15

EXECUTIVE SESSION

Travis County Commissioners Court Agenda Request

Voting Session 1 / 5 / 10
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman, TNR Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

Consider and take appropriate action on a proposed fourth amendment to the existing purchase contract for the sale of County-owned property located on Johnny Morris Road in Precinct One, to Balcones Resources, Inc. (Executive Session 1 & 2)

C. Approved by: [Signature]
Commissioner Ron Davis, Precinct 1

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

- | | |
|--|--|
| <u>Joseph P. Gieselman, TNR</u> 854-9383 | <u>Donna Williams-Jones TNR</u> 854-9383 |
| <u>Steve Manilla, P.E., TNR</u> 854-9429 | <u>John Hille, Asst. CA</u> 854-9513 |
| <u>Greg Chico, TNR</u> 854-4659 | <u>Chris Gilmore, Asst. CA</u> 854-9455 |
| <u>Dee Heap, TNR</u> 854-7647 | |

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant

Human Resources Department (854-9165)

- A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 5:00 p.m. on Monday for the following week's meeting. Late or incomplete requests will be deferred.

2009 DEC 23 PM 3:05
COMMISSIONER'S OFFICE
TRAVIS COUNTY
RECEIVED
COUNTY JUDGE'S OFFICE

C3

Travis County Commissioners Court Agenda Request

Voting Session 1/5/10
12/29/09
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman Phone # 473-9383
Executive Manager, TNR

B. Requested text: ²⁶ **Consider and take appropriate action on approving the setting of a Public Hearing on January 19, 2010, to receive comments regarding a request to authorize the filing of an instrument to Reject the Dedication of Paseo Sur in Arroyo Doble Section Four, a subdivision in Precinct 3.**

C. Approved by: Karen Huber
Commissioner Karen Huber, Precinct Three

II. A. Is backup material attached*: Yes X No
*Any backup material to be presented to the court must be submitted with this Agenda Request (original and 8 copies).

B. Have the agencies affected by this request been invited to attend the Work Session?
Yes X No _____
Please list those contacted and their phone numbers:

MB Christopher Gilmore - 854-9415
Austin American Statesman

Anna Bowlin - 854-9383

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (473-9106)

- ___ Additional funding for any department or for any purpose
- ___ Transfer of existing funds within or between any line item budget
- ___ Grant

Human Resources Department (473-9165)

- ___ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (473-9700)

- ___ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (473-9415)

- ___ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.

Page 2

December 16, 2009

Required Authorizations:

Assistant County Attorney, Christopher Gilmore

Exhibits:

Letter of request

Order

Field notes and exhibit

Statements from utility companies

Statements from neighbors

Map

DV:JPG:dv

1105 Arroyo Doble Sec 4

Attachments

09-ROW-04

VS 08-29-00



#C.8

TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P.O. Box 1748
Austin, Texas 78767
(512) 473-9383
FAX (512) 708-4697

FILED
00 SEP 15 AM 11:30
DANA DEBEAUVOR
COUNTY CLERK
TRAVIS COUNTY, TEXAS

MEMORANDUM

DATE: July 27, 2000
TO: Members of the Commissioners' Court
FROM: Joseph P. Gieselman, Executive Manager
SUBJECT: Approve setting a Public Hearing date of August 29, 2000, to consider Rejecting the Dedication of Paseo Sur that is plated to run between Lot 1, Block B and Lot 12 Block A, Arroyo Doble Section Four, in Precinct 3. Precinct 3

Proposed Motion:

Approve setting a Public Hearing date of August 29, 2000, to consider Rejecting the Dedication of Paseo Sur in Arroyo Doble Section Four, a subdivision in Precinct 3.

Summary and Staff Recommendation:

The right of way of Paseo Sur was dedicated by the plat of Arroyo Doble Section Four as recorded at Vol. 74 Page 67 of the Plat Records of Travis County, Texas. Paseo Sur was never constructed or maintained by Travis County. The current owners of Lot 12, Block A and Lot 1, Block B have requested that the right-of-way be rejected and revert back to their adjacent lots. The utility companies have indicated that they have no need for the right-of-way. Travis County has inspected the area and does not need it to be retained as a drainage easement. The applicants have collected signatures from many of their neighbors who indicate that they have no objection to the rejection. TNR recommends that the court approve this Order of Rejecting the Dedication of Paseo Sur.

Budgetary and Fiscal Impact:

There is no budgetary impact.

Issues and Opportunities:

This is an opportunity to correct a right-of-way issue caused by one of the roads in an older subdivision not being built.

Required Authorizations:

Assistant County Attorney, Tom Nuckols

I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on

SEP 15 2000



Dana DeBeauvoir, County Clerk
By Deputy:

M. Velasquez

M. Velasquez

Page 2
July 27, 2000

Exhibits:

- Letter of request
- Order
- Field notes and exhibit
- Statements from utility companies
- Statements from neighbors
- Map

UPDATE: Additional research has shown that there is a 7.5' Public Utility Easement, dedicated by the plat and running along the back of this row of lots, that needs to remain on this tract. There is also a 15' Drainage Easement, dedicated by Vol. 6098 Pg. 259 and running across the back of this row of lots, that needs to remain. The applicant has also supplied a sign off from the City of Austin Transportation Department stating that they have no need for this right-of-way.

DV:JPG:dv

1105 Arroyo Doble Sec 4

Attachments

00-ROW-05

I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on **SEP 15 2000**



Dana DeBeauvoir, County Clerk
By Deputy:

M. Velasquez

M. Velasquez

00517 0432

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

**ORDER REJECTING THE DEDICATION OF AND ABANDONING
RIGHT OF WAY FOR PASEO SUR**

WHEREAS, streets in the Arroyo Doble Section 4 Subdivision ("the Subdivision") were dedicated to the public pursuant to a plat recorded at Volume 74, Page 67, Plat Records of Travis County, Texas ("the Plat"); and

WHEREAS, among the streets dedicated was Paseo Sur, which lies between Lot 1, Block B, and Lot 12, Block A, Arroyo Doble Section 4 Subdivision, and which was intended to provide for adequate traffic circulation if adjacent property was densely developed;

WHEREAS, Travis County has not accepted the dedication of Paseo Sur and does not intend to construct a public street in the Paseo Sur right-of-way; and

WHEREAS, adjacent lot owners object to construction of Paseo Sur as a public street and have requested Travis County to formally forego the right to construct a public street there; and

WHEREAS, rejection of the dedication of and abandonment of Paseo Sur will not deny access or utility service to adjacent land within or outside the Subdivision; and


WHEREAS, the Travis County Commissioners Court ("the Court") has scheduled an agenda item for this date to consider and provide an opportunity for public comment on this matter;

NOW, THEREFORE, THE COURT FINDS AND ORDERS THAT:

1. The recitals to this Order are true and correct and are incorporated in this Order for all purposes.
2. Rejection of the dedication of, and the abandonment of the public's interest in, Paseo Sur will not interfere with the established legal rights of any person.
3. The dedication of Paseo Sur, as described in Exhibit A, which is attached to and incorporated in this Order, is hereby rejected and abandoned and the public's interest in the right-of-way is relinquished, with the exception of the 7.5' public utility easement dedicated by the Plat and the 15' drainage easement dedicated by instrument filed at Vol. 6098, Page 259, Travis County Real Property Records, the public's interest in both being hereby reserved.

i. Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on SEP 15 2000

Dana DeBeauvoir, County Clerk
By Deputy: *M. Velasquez*
M. Velasquez



00517 0484

4. This Order shall be filed in the Travis County Real Property Records.

ORDERED on August 28, 2000.

Samuel T. Biscoe
Samuel T. Biscoe
Travis County Judge

Ron Davis
Ron Davis
Commissioner, Precinct 1

Karen Sonleitner
Karen Sonleitner
Commissioner, Precinct 2

Todd Baxter
Todd Baxter
Commissioner, Precinct 3

Margaret J. Gomez
Margaret Gomez
Commissioner, Precinct 4

I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on _____

SEP 15 2000



Dana DeBeauvoir, County Clerk
By Deputy:

M. Velasquez

M. Velasquez



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

MEMORANDUM

DATE: December 16, 2009

TO: Members of the Commissioners' Court

FROM: Joseph P. Gieselman, Executive Manager

SUBJECT: Approve setting a Public Hearing date of January 19, 2010, to consider Rejecting the Dedication of Paseo Sur that is platted to run between Lot 1, Block B and Lot 12 Block A, Arroyo Doble Section Four, in Precinct 3. Precinct 3

Summary and Staff Recommendation:

When this was last considered in Commissioners Court the order negelected to include Exhibit "B". Therefore the applicant wanted a corrected Order. We were advised by an Assistant County Attorney to redo the whole process.

The right of way of Paseo Sur was dedicated by the plat of Arroyo Doble Section Four as recorded at Vol. 74 Page 67 of the Plat Records of Travis County, Texas. Paseo Sur was never constructed or maintained by Travis County. The current owners of Lot 12, Block A and Lot 1, Block B have requested that the right-of-way be rejected and revert back to their adjacent lots. The utility companies have indicated that they have no need for the right-of-way. Travis County has inspected the area and does not need it to be retained as a drainage easement. The applicants have collected signatures from many of their neighbors who indicate that they have no objection to the rejection. TNR recommends that the court approve this Order of Rejecting the Dedication of Paseo Sur.

Additional research has shown that there is a 7.5' Public Utility Easement, dedicated by the plat and running along the back of this row of lots, that needs to remain on this tract. There is also a 15' Drainage Easement, dedicated by Vol. 6098 Pg. 259 and running across the back of this row of lots, that needs to remain. The applicant has also supplied a sign off from the City of Austin Transportation Department stating that they have no need for this right-of-way.

Budgetary and Fiscal Impact:

There is no budgetary impact.

Issues and Opportunities:

This is an opportunity to correct the fact that one of the Exhibits was not specifically noted in the Order.

EXHIBIT "A"

FIELD NOTES DESCRIBING THE NORTH 1/2 OF PASEO SUR A STREET IN THE ARROYO DOBLE, SECTION 4, A SUBDIVISION OF RECORD IN BOOK 74, PAGE 67, PLAT RECORDS TRAVIS COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2 inch rebar found at the southwest corner of Lot 12, Block A, of said subdivision being the northwest corner of said Paseo Sur Street for the northwest corner hereof;

THENCE with the north line of said Paseo Sur Street, and the south line of said Lot 12, North 89°33'10" East 174.86 feet to a 1/2 inch rebar found at the point-of-curvature of a curve to the left;

THENCE with said curve to the left whose radius is 25 feet and whose chord bears, North 44°57'20" East 35.27 feet to a 1 inch pipe found at the point of tangency in the west line of Viento Del Sur Street for the northeast corner hereof;

THENCE with the west line of said Viento Del Sur Street, South 00°16'10" East 49.70 feet to a 1/2 inch rebar set in the centerline of said Paseo Sur Street for the southeast corner hereof;

THENCE with the centerline of said Paseo Sur Street, South 89°33'10" West 199.96 feet to a 1/2 inch rebar set in the east line of the Missouri Pacific Railroad right-of-way for the southwest corner hereof;

THENCE with the east line of said Missouri Pacific Railroad r-o-w North 00°07'20" West 24.94 to the PLACE OF BEGINNING and containing 0.12 acres of land, more or less.

FIELD NOTES ONLY TO BE USED WITH ATTACHED PLAT

R0512300A
07-06-00



I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on _____



Dana DeBeauvoir, County Clerk
By Deputy:

SEP 15 2000

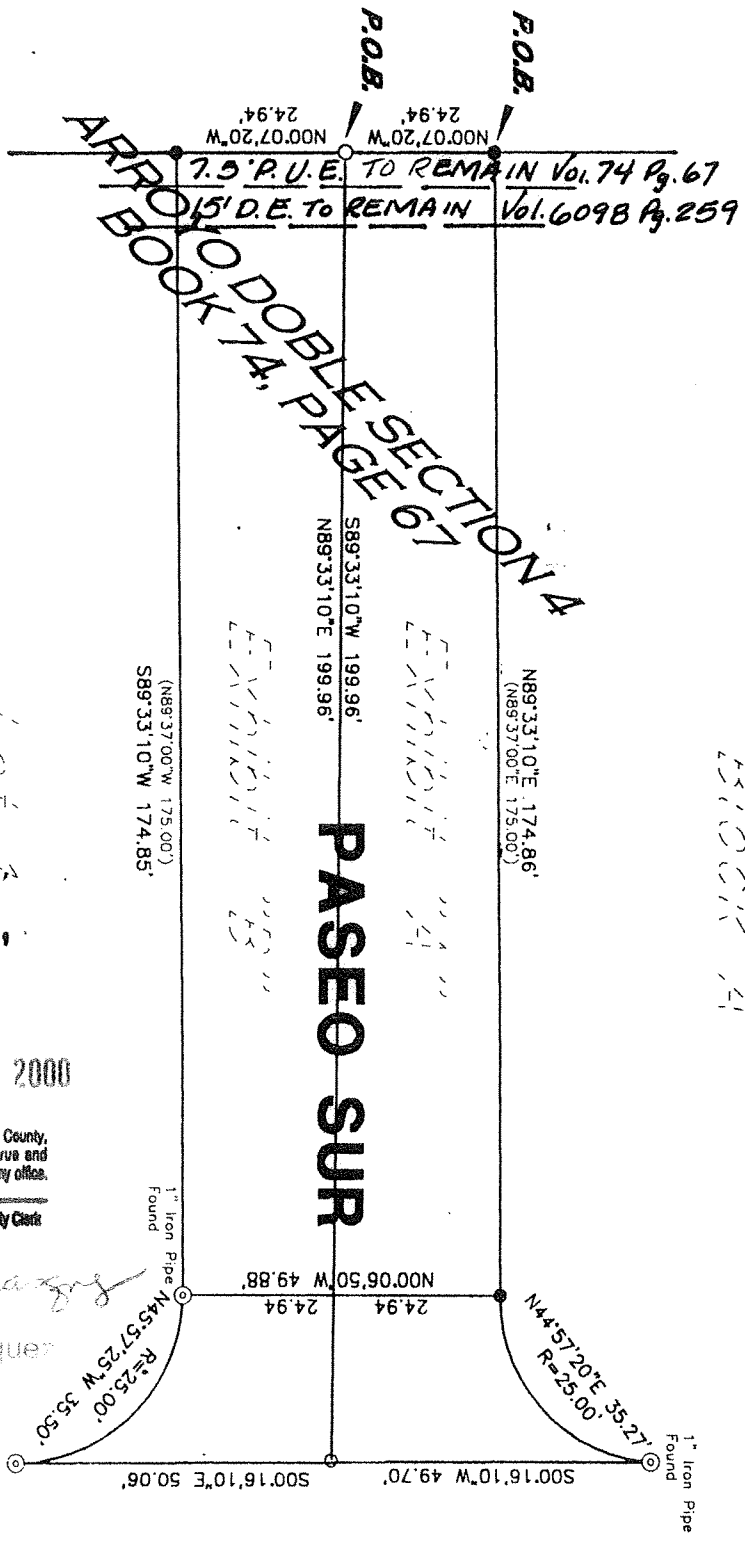
Travis County

00517 0486

PLOT
PLOT

- LEGEND**
- 1/2" IRON PIPE FOUND
 - 1/2" REBAR FOUND
 - 1/2" REBAR SET
 - BARB WIRE FENCE
 - CHAIN LINK FENCE
 - WOOD FENCE
 - METAL FENCE
 - BUILDING LINE
 - PUBLIC UTILITY EASEMENT
 - DRAINAGE EASEMENT
 - ELECTRIC EASEMENT
 - S.D.E.
 - SURFACE DRAINAGE EASEMENT
 - WATER/WASTEWATER EASEMENT
 - RECORD INFORMATION
 - POWER POLE
 - OVERHEAD UTILITIES

SURVEY MAP OF PASO SUR STREET
ARROYO DOBLE SEC. 4



LOT 11
ARROYO A

LOT 12
ARROYO A

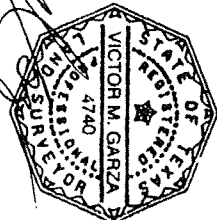
I, Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office.

Witness my hand and seal of office on _____
Dana DeBeauvoir, County Clerk
By Deputy:



M. Velasquez
M. Velasquez

[Signature]



VIENTO DEL SUR



00517 0487

Dawey H. Burris & Associates
Land Surveying Services
1404 West North Loop Blvd. Austin, Texas 78756
512-458-6869
Fax 512-458-5845

JOB# R0609400_1A
DATE 07-07-00



Hejl

Hopkins

25' Wide Access Easement

Paseo Sur
50' ROW

LeDoux
DOVER

Sorrells

50' Access Easement

100' Railroad ROW

ARROYO DOB
VENTURA SUBDIVISION

Easement

Horsethief Trail

Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on

SEP 15 2000



Dana DeBeauvoir, County Clerk
By Deputy:

M. Velasquez

M. Velasquez

00517

0488

EXHIBIT "B"

FIELD NOTES DESCRIBING THE SOUTH 1/2 OF PASEO SUR A STREET IN THE ARROYO DOBLE, SECTION 4, A SUBDIVISION OF RECORD IN BOOK 74, PAGE 67, PLAT RECORDS TRAVIS COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2 inch rebar set at the intersection of the centerline of said Paseo Sur Street and the east line of the Missouri Pacific Railroad right-of-way for the northwest corner hereof;

THENCE with the centerline of said Paseo Sur Street, North 89°33'10" East 199.96 feet to a 1/2 inch rebar set in the west line of Viento Del Sur Street for the northeast corner hereof;

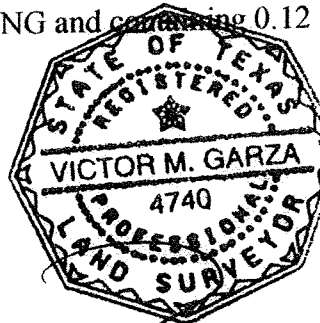
THENCE with the west line of said Viento Del Sur Street, South 00°16'10" East 50.06 feet to a 1 inch pipe found at the southeast corner of said Paseo Sur Street for the southeast corner hereof;

THENCE with the south line of said Paseo Sur Street and the north line of Lot 1, Block B, of said subdivision along a curve to the left whose radius is 25 feet and whose chord bears North 45°57'25" West 35.50 feet to a 1 inch pipe found at the point-of-tangency;

THENCE South 89°33'10" West 174.85 feet to a 1/2 inch rebar set for the at the north west corner of said Lot 1, for the southwest corner hereof;

THENCE with the east line of said Missouri Pacific Railroad r-o-w, North 00°07'20" West 24.94 feet to the PLACE OF BEGINNING and containing 0.12 acres of land, more or less.

R0512300B
07-06-00



Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on

SEP 15 2000



Dana DeBeauvoir, County Clerk
By Deputy:

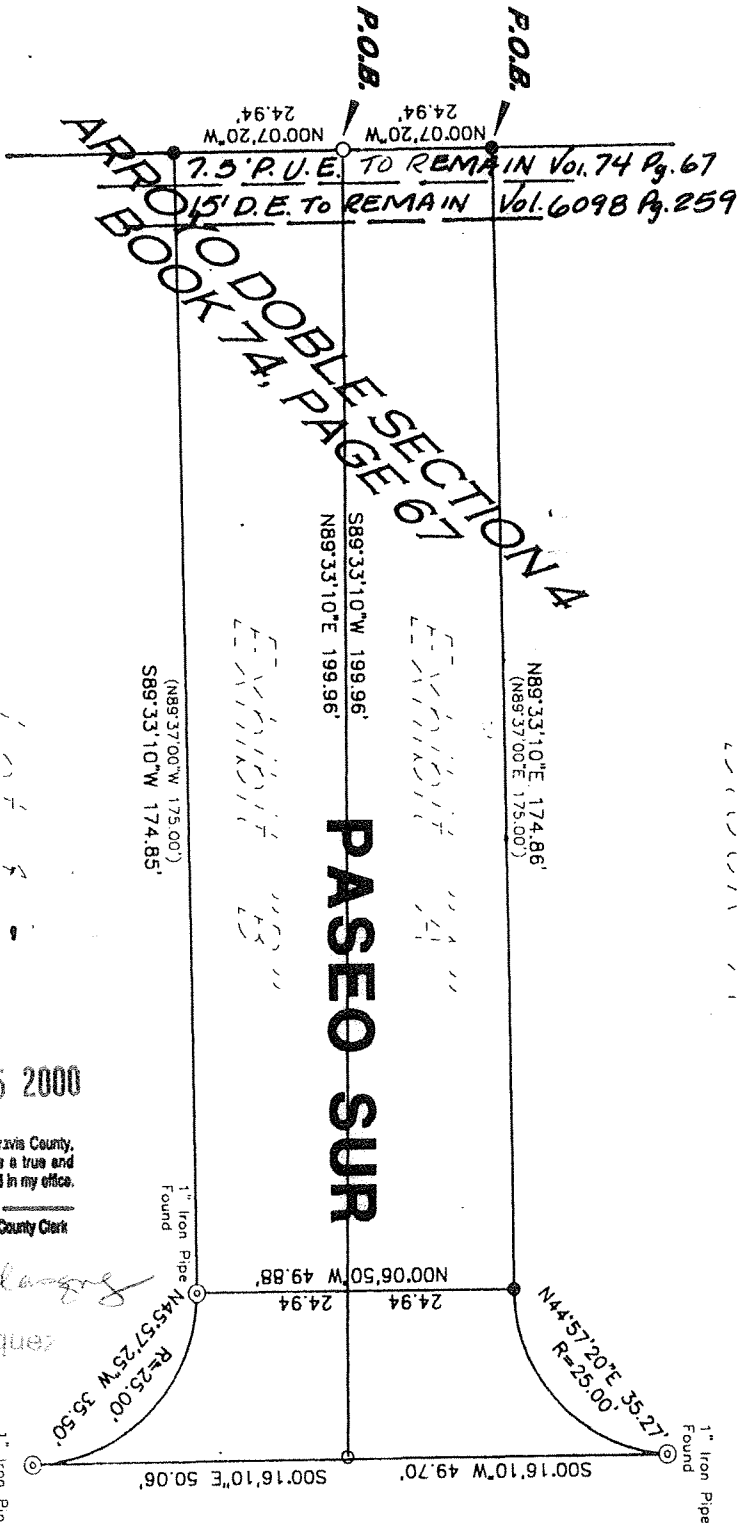
M. Velasquez

00517 0489

PLOT
PLOT

- LEGEND**
- 1/2" IRON PIPE FOUND
 - 1/2" REBAR FOUND
 - 1/2" REBAR SET
 - BARB WIRE FENCE
 - CHAIN LINK FENCE
 - WOOD FENCE
 - METAL FENCE
 - BUILDING LINE
 - PUBLIC UTILITY EASEMENT
 - DRAINAGE EASEMENT
 - ELECTRIC EASEMENT
 - SURFACE DRAINAGE EASEMENT
 - WATER/WASTEWATER EASEMENT
 - RECORD INFORMATION
 - POWER POLE
 - OVERHEAD UTILITIES

LEGEND



SURVEY MAP OF PASEO SUR STREET
ARROYO DOBLE SEC. 4

SEP 15 2000

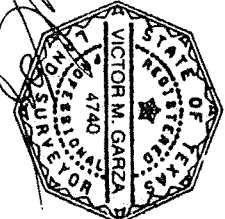
Dana DeBeauvoir, County Clerk, Travis County, Texas, do hereby certify that this is a true and correct copy as same appears of record in my office. Witness my hand and seal of office on



Dana DeBeauvoir, County Clerk
By Deputy:

[Signature]
Velasquez

[Signature]



VIENTO DEL SUR

Dewey H. Burris & Associates
Land Surveying Services

1404 West North Loop Blvd.
Austin, Texas 78756

512-458-8969
Fax 512-458-9845

JOB# R0609400_TA
DATE 07-07-00

0490 11507



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT THE COMMISSIONERS COURT OF TRAVIS COUNTY, TEXAS WILL HOLD A PUBLIC HEARING ON TUESDAY, JANUARY 19, 2010, AT 9:00 A.M. TO APPROVE THE REJECTION OF DEDICATION OF PASEO SUR, IN THE SUBDIVISION ARROYO DOBLE SECTION FOUR, IN PRECINCT THREE.

A PUBLIC HEARING WILL BE HELD IN THE COMMISSIONERS COURTROOM, TRAVIS COUNTY ADMINISTRATION BUILDING, 314 WEST 11TH STREET, FIRST FLOOR, AUSTIN, TEXAS AT 9:00 A. M.

TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT
DEVELOPMENT SERVICES 854-9383

C4

Travis County Commissioners Court Agenda Request

Voting Session Tuesday, January 5, 2010 Work Session _____
(Date) (Date)

I. A. Request made by: Gillian Porter Phone: 854-4722
Commissioners Court Specialist
Commissioners Court Minutes/County Clerk's Office

B. Requested Text: **Approve the Commissioners Court Minutes for the
Voting Session of December 22, 2009**

C. Approved By: 
Dana DeBeauvoir, Travis County Clerk

II. A. Backup memorandum and exhibits should be attached and submitted with this
Agenda Request (Original and eight copies)

B. Please list all of the agencies or officials' names and telephone numbers that might
be affected or be involved with the request. Send a copy of this Agenda Request
and backup to them.

III. Is back-up material attached? YES

AGENDA REQUEST DEADLINE: This Agenda Request, complete with backup memorandum
and exhibits, should be submitted to the County Judge's Office no later than 12:00 PM on
Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the
next meeting.

MINUTES OF MEETING DECEMBER 22, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 22nd day of December 2009, the Commissioners' Court convened the Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court retired to Executive Session at 11:30 AM.

The Commissioners Court reconvened the Voting Session at 12:52 PM.

The Commissioners Court recessed the Voting Session at 12:57 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 2:10 PM and adjourned at 2:11 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 2:11 PM and adjourned at 2:11 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 2:12 PM and adjourned at 2:12 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 2:12 PM and adjourned at 2:12 PM.

The Commissioners Court reconvened the Voting Session at 2:12 PM.

The Commissioners Court retired to Executive Session at 2:26 PM.

The Commissioners Court reconvened the Voting Session at 3:22 PM.

The Commissioners Court adjourned the Voting Session at 3:25 PM.

CONSENT ITEMS

Members of the Court heard from: Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez and seconded by Commissioner Huber to approve the following Consent Items: C1-C6 and Items 2, 3, 4, 5, 6, 7, 8, 9, 10.A&B, 12, 14.A&B, 17, 18, 21, 22, 23, 24, 25, 26, 27, A3, and A4. (9:21 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE MINUTES FOR VOTING SESSION OF DECEMBER 8, 2009.
- C3. REAPPOINT DR. CARLA EMERY-CULBERSON AS FIRE COMMISSIONER TO THE EMERGENCY SERVICES DISTRICT NO. 4 BOARD, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2011. (COMMISSIONER DAVIS)
- C4. REAPPOINT MAIZE HAMILTON TO SERVE AS COMMISSIONER TO THE EMERGENCY SERVICES DISTRICT NO. 2 BOARD, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2011. (COMMISSIONER ECKHARDT)
- C5. REAPPOINT MIKE HOWE TO SERVE AS COMMISSIONER TO THE EMERGENCY SERVICES DISTRICT NO. 2 BOARD, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2011. (COMMISSIONER ECKHARDT)
- C6. APPROVE SETTING A PUBLIC HEARING ON JANUARY 12, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE THE 10 FOOT PUBLIC UTILITY EASEMENT LOCATED ALONG THE REAR LOT LINES OF LOTS 37, 38, 42, 52, 53, 55-65, 67, 68, 71, 73-77, 108, 121, 124 AND 125 OF CARDINAL HILLS, UNIT THREE SUBDIVISION. (COMMISSIONER HUBER)

PURCHASING OFFICE ITEMS

2. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. PS090135RE, CARITAS OF AUSTIN, FOR COMPREHENSIVE ENERGY ASSISTANCE PROGRAM. (9:21 AM)

Clerk's Note: Item 2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

3. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS090071VR, YOUTH ADVOCATE PROGRAM, FOR MENTOR PROGRAM SERVICES. (9:21 AM)

Clerk's Note: Item 3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

4. APPROVE CONTRACT AWARD FOR RENTAL OF CARGO VANS, IFB NO. B100031-RG, TO THE SOLE BIDDER, ENTERPRISE RENT A CAR. (9:21 AM)

Clerk's Note: Item 4 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

5. APPROVE CONTRACT AWARD FOR JANITORIAL SERVICES, PRECINCT 4 OFFICE BUILDING, IFB NO. B100059-LD, TO THE LOWEST RESPONSIVE BIDDER, INTERNATIONAL BUILDING SERVICES. (9:21 AM)

Clerk's Note: Item 5 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

6. APPROVE CONTRACT AWARD FOR PROFESSIONAL ENGINEERING SERVICES, DESIGN OF HOWARD LANE EXTENSION, PHASE II, RFQ NO. Q090251-JW, TO THE HIGHEST QUALIFIED RESPONDENT, JACOBS ENGINEERING GROUP, INC. (9:21 AM)

Clerk's Note: Item 6 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

DECEMBER 22, 2009 VOTING SESSION

PAGE 5

7. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. PS020064JW, SOUTHWEST KEY PROGRAM, FOR FEE SCHEDULE ADJUSTMENT. (9:21 AM)

Clerk's Note: Item 7 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

8. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS070382VR, GEORGE MASON UNIVERSITY, FOR EVALUATION PROGRAM SERVICES. (9:21 AM)

Clerk's Note: Item 8 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. APPROVE INTERLOCAL COOPERATIVE PURCHASING AGREEMENT WITH THE TRAVIS COUNTY HEALTHCARE DISTRICT. (9:21 AM)

Clerk's Note: Item 9 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

10. CONSIDER AND TAKE APPROPRIATE ACTIONS RELATED TO PROPERTY AND BOILER/MACHINERY INSURANCE: (9:21 AM)
 - A. APPROVE OR REJECT PURCHASE OF TERRORISM INSURANCE COVERAGE; AND
 - B. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 8) TO CONTRACT NO. 07T00007OJ, KEY & PISKURAN INSURANCE, FOR THE PROPERTY AND BOILER/MACHINERY INSURANCE TRAVIS COUNTY.

Clerk's Note: Items 10.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

Clerk's Note: The County Judge noted that by approving items 10.A&B the Court rejects the purchase of terrorism insurance and approves the twelve month extension of contract 07T00007OJ.

11. APPROVE CONTRACT NO. PS100076RE FOR EMPLOYMENT SERVICES OF AN INTERIM HUMAN RESOURCES DIRECTOR. (9:14 AM)

Item 11 postponed until December 29, 2009.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

12. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 21 AND 22, BLOCK B, ANGEL BAY SUBDIVISION (1 TOTAL LOT). (COMMISSIONER HUBER) (9:21 AM)

Clerk's Note: Item 12 is the action item for the public hearing on Agenda Item 1.

Clerk's Note: Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

13. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED CORRECTIONS TO TRAVIS COUNTY CODE CHAPTER 64, TRAVIS COUNTY REGULATIONS FOR FLOODPLAIN MANAGEMENT AND GUIDELINES AND PROCEDURES FOR DEVELOPMENT PERMITS REGARDING LAND USE. (COMMISSIONER DAVIS) (9:26 AM) (11:30 AM) (12:52 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Stacey Scheffel, Flood Plain Manager, TNR; Diane Crumley-Dee, Travis County Resident; Susan Brown, Travis County Resident; Richard MacDonald, Travis County Resident; Maurice Priest, Travis County Resident; Judy Holden, Travis County Resident; and Ronnie Gjemre, Travis County Resident.

Clerk's Note: Judge Biscoe announced that Item 13 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 13 to be reposted January 5, 2010.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:21 AM)
- A. PROVIDER/FIRST RESPONDER AGREEMENT BETWEEN CITY OF AUSTIN THROUGH ITS AUSTIN/TRAVIS COUNTY EMS AND TRAVIS COUNTY FOR FIRST RESPONDERS IN COUNTY PARKS; AND
 - B. AUTHORIZE ADMINISTRATOR OF COUNTY FIRST RESPONDER PROGRAM TO SIGN APPLICATION TO RENEW FIRST RESPONDER ORGANIZATION REGISTRATION AT TEXAS DEPARTMENT OF STATE HEALTH SERVICES.

Clerk's Note: Items 14.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

THIS ITEM AT 10:00 A.M.

15. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:06 AM) (11:30 AM) (12:53 PM) (2:13 PM)
- A. APPLICATIONS FOR SITE DEVELOPMENT PERMITS FOR TXI HORNSBY BEND EAST AND TXI HORNSBY BEND WEST MINING SITES (PERMIT APPLICATION NOS. 08-2430 AND 08-2431, RESPECTIVELY); AND
 - B. ROADWAY IMPROVEMENT AGREEMENT WITH TXI OPERATIONS, L.P. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

Clerk's Note: Items 15.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, TNR; Teresa Calkins, Engineer, TNR; Tom Weber, Environmental Quality Program Manager, TNR; Tony Alexander, Austin Colony Resident; Ryan Metz, Travis County Resident; Ralph Newman, Travis County Resident; Maurice Priest, Travis County Resident; Richard McDonald, Travis County Resident; Dr. Elizabeth Jones, Travis County Resident; Judy Holden, Travis County Resident; Kenneth Koym, Imperial Valley Homeowners Association; Ronnie Gjemre, Travis County Resident; Mr. Carpenter, Travis County Landowner; Melia O'Dell, President, Austin Colony Homeowners Association; and Dr. Don Holden, Travis County Resident.

Clerk's Note: Judge Biscoe announced that Items 15.A&B would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

ITEM 15 CONTINUED

Motion by Commissioner Davis and seconded by Commissioner Huber that we deny the application permit for TXI – 08-2430, East, and also the adjoining permit application from TXI – 08-2431, West .

Motion failed:

County Judge Samuel T. Biscoe	no
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	no
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	no

Motion by Commissioner Eckhardt and seconded by Commissioner Gómez that we direct Staff to pursue agreements with TXI; and any additional agreements that we may need with homeowners associations and neighbors to facilitate the establishing of baselines of water quality and availability, air quality and noise level; and to further acquire agreements to monitor all four of those on an ongoing basis throughout the mining, if the permit is approved.

Motion carried:

County Judge Samuel T. Biscoe	no
Precinct 1, Commissioner Ron Davis	no
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Items 15.A&B were revisited at 2:13 PM.

Members of the Court heard from: Julie Joe, Assistant County Attorney; Henry Gilmore, Partner, DuBois, Bryant, and Campbell, LLP, Representing TXI Operations, LP; David Perkins, Director, Communications and Government Affairs, TXI Operations, LP; Ronnie Gjemre, Travis County Resident; Maurice Priest, Travis County Resident; and James W. Collins, Executive Assistant, Travis County Attorney's Office.

Discussion only. No formal action taken.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 16. CONSIDER AND TAKE APPROPRIATE ACTION ON ITEMS RELATED TO THE PROGRAM YEAR 2008 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROVIDED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:04 AM)
 - A. RECEIVE NOTIFICATION THAT NO COMMENTS WERE RECEIVED DURING THE PUBLIC COMMENT PERIOD;
 - B. APPROVE THE FINAL DRAFT OF THE REPORT; AND
 - C. APPROVE SUBMISSION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SAN ANTONIO FIELD OFFICE, REGION VI.

Clerk's Note: Items 16.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS).

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to receive the notification that no comments were received, and that we approve the final draft, and that we submit it to the U.S. Department of Housing and Urban Development, San Antonio Field Office.

Motion carried:

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

PLANNING AND BUDGET DEPT. ITEMS

- 17. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:21 AM)

Clerk's Note: Item 17 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR PERMISSION TO CONTINUE THE CASEY FAMILY PROGRAMS COMMUNITY AND FAMILY REINTEGRATION PROJECT IN HEALTH AND HUMAN SERVICES UNTIL THE CONTRACT AGREEMENT IS FULLY EXECUTED. (9:21 AM)

Clerk's Note: Item 18 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 19. CONSIDER AND TAKE APPROPRIATE ACTION ON BROKER/DEALER APPLICANTS FOR CONDUCTING INVESTMENT BUSINESS WITH TRAVIS COUNTY. (9:25 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve Item 19.

Motion carried:

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

- 20. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY DEBT MODEL OBLIGATIONS, IMPACT ON DEBT CAPACITY AND FUTURE CASH-FLOW ASSUMPTIONS. (9:14 AM)

Item 20 postponed until January 12, 2010.

ADMINISTRATIVE OPERATIONS ITEMS

- 21. 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 \$897,384.47 FOR THE PERIOD OF DECEMBER 4 TO 10, 2009. (9:21 AM)

Clerk's Note: Item 21 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

22. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:21 AM)

Clerk's Note: Item 22 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PARKING LEASE BETWEEN TRAVIS COUNTY AND CENTRAL PARKING SYSTEM OF TEXAS, INC. FOR PARKING AT THE 812 SAN ANTONIO PARKING GARAGE. (9:21 AM)

Clerk's Note: Item 23 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PARKING LEASE BETWEEN TRAVIS COUNTY AND CENTRAL PARKING SYSTEM OF TEXAS, INC. FOR PARKING AT 1250 GUADALUPE. (9:21 AM)

Clerk's Note: Item 24 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

25. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PARKING LEASE BETWEEN TRAVIS COUNTY AND TEXAS OIL AND GAS ASSOCIATION FOR PARKING AT 1300 GUADALUPE. (9:21 AM)

Clerk's Note: Item 25 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:21 AM)

Clerk's Note: Item 26 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

27. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST BY TRAVIS COUNTY SHERIFF'S OFFICE TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE TRAVIS COUNTY SHERIFF'S OFFICE AND THE TEXAS ATTORNEY GENERAL'S OFFICE FOR PARTICIPATION IN THE INTERNET CRIMES AGAINST CHILDREN TASK FORCE. (9:21 AM)

Clerk's Note: Item 27 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

28. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE TRAVIS COUNTY APPOINTMENT TO THE CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY BOARD OF DIRECTORS. (2:25 PM)

Motion by Commissioner Gómez and seconded by Commissioner Eckhardt that we appoint Beverly Silas.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	no
Precinct 4, Commissioner Margaret J. Gómez	yes

- 29. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE TRAVIS COUNTY APPOINTMENT TO FILL A VACANCY ON THE BOARD OF DIRECTORS OF THE CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY. (2:22 PM)

Motion by Commissioner Gómez and seconded by Commissioner Davis that we nominate John Hernandez.

Clerk's Note: The Court did not take a vote on the Standing Motion and Second.

A Substitute Motion was made by Commissioner Eckhardt and seconded by Commissioner Huber to appoint Charles Heimsath to the Central Texas Regional Mobility Authority (CTRMA) Board.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	no
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	no

Clerk's Note: The County Judge noted that the Court will extend the invitation to Charles Heimsath to join the CTRA Board of Directors.

- 30. CONSIDER AND TAKE APPROPRIATE ACTION ON AMENDMENTS TO CONTINUE THE TRUANCY COURT PILOT PROJECT FOR FISCAL YEAR 2010: (2:21 PM)

- A. AMENDMENT NUMBER EIGHT WITH THE AUSTIN INDEPENDENT SCHOOL DISTRICT; AND

- B. AMENDMENT NUMBER NINE WITH THE CITY OF AUSTIN.

Clerk's Note: Items 30.A&B are associated with one another and were called for concurrent discussion.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Items 30.A&B.

Motion carried:

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

EXECUTIVE SESSION ITEMS

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

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.

31. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE MCKINNEY FALLS PARKWAY ROAD IMPROVEMENT PROJECT AND THE CONDEMNATION CASE INVOLVING PARCELS NO. 6 AND NO. 6E OWNED BY RKS TEXAS INVESTMENTS, LP. ¹AND² (9:15 AM)

Clerk's Note: Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Item 31 postponed until December 29, 2009.

32. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE SETTLEMENT OFFER REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO LAURA SMITH. ¹ (2:26 PM) (3:22 PM)

Clerk's Note: Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

- 33. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. DAVID JOHNS, JR. (RHONI LAHN RESALE DEED). ¹ (2:26 PM) (3:23 PM)

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

Clerk's Note: The Court discussed an offer from Rhoni Lahn of \$2,563.87, in exchange for the tax resale deed.

Motion by Judge Biscoe and seconded by Commissioner Huber that we approve the transaction.

Motion carried:

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

- 34. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON REVISION OF POLICY RELATED TO FAMILY AND MEDICAL LEAVE BASED ON FINAL REGULATION PROMULGATED BY DEPARTMENT OF LABOR AND RECENT REVISIONS TO LAW. ¹ (9:26 AM)

Clerk's Note: Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 34 postponed until January 5, 2010.

- 35. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN AREA. ¹ AND ² (2:26 PM) (3:23 PM)

Clerk's Note: Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Discussion only. No formal action taken.

ADDED ITEMS

A1. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POSSIBLE SALE OF COUNTY-OWNED LAND OFF FM 969 IN EAST AUSTIN. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY, AND GOV'T CODE ANN. 551.072, REAL PROPERTY) ^{1 AND 2} (2:26 PM) (3:23 PM)

Clerk's Note: Judge Biscoe announced that Item A1 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis that we ratify Judge Biscoe's signature on the document extending the deadline in this matter to February 5, 2010.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

A2. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR JUVENILE PROBATION EMPLOYEE, SLOT 335. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY, AND GOV'T CODE ANN. 551.074, PERSONNEL MATTERS)) ^{1 AND 3} (2:26 PM) (3:24 PM)

Clerk's Note: Judge Biscoe announced that Item A2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we approve up to four additional days for this employee.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- A3. APPROVE THE SETTING OF A PUBLIC HEARING ON JANUARY 12, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE-FOOT WIDE PUBLIC UTILITY EASEMENTS ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 3 AND 4, BLOCK 3, AUSTIN LAKE ESTATES, SECTION ONE SUBDIVISION; AND A DRAINAGE EASEMENT OF UNDEFINED WIDTH, WHICH TRAVERSES LOTS 3 AND 4, BLOCK 3, AUSTIN LAKE ESTATES, SECTION ONE SUBDIVISION. (COMMISSIONER HUBER) (9:21 AM)

Clerk's Note: Item A3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- A4. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO RATIFY AN AMENDED GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, STOP VIOLENCE AGAINST WOMEN GRANT PROGRAM. (9:21 AM)

Clerk's Note: Item A4 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Davis and seconded by Commissioner Gómez to adjourn the Voting Session. (3:25 PM)

Motion carried:

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

Item #

Northwest Travis County Road District No. 3 Agenda Request

Voting Session: January 5, 2010

(Date)

I. A. Requested Text:
Approve payment of claims.

B. Sponsored by: County Judge
County Commissioner or County Judge

II. A. Points of Contact and Phone Numbers:
Department: County Judge's Office, Melissa Velasquez 49555
County Attorney (when applicable): N/A
County Planning and Budget Office: N/A
Purchasing: N/A
County Auditor's Office: Mary Reyna, x49125
Human Resources: N/A
Other: N/A

III. A. BACKGROUND/SUMMARY OF REQUEST: Request to approve the check to the Travis Central Appraisal District for the Road District.

B. STAFF RECOMMENDATIONS:

C. BUDGETARY AND FISCAL IMPACT:

D. ISSUES AND OPPORTUNITIES:

E. REQUIRED AUTHORIZATIONS:

Backup memorandum and exhibits should be attached and submitted with the Agenda Request (original and eight (8) copies of agenda request and backup).

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 12:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.

Supplemental

On this date, January 5, 2010, Commissioner _____ made a motion, which was seconded by Commissioner _____, that the following claims, which have been funded through approved budget transfers, be paid:

FUND	INCLUSIVE OF CLAIM NUMBER	AMOUNT
Operating		
General Fund		
Northwest Travis Co Rd District #3	877868	\$740.89
Cancels & Reissues included in above claim numbers		\$ -
Subtotal		\$740.89
Payroll		
Payroll Liabilities wire/ACH Direct Deposit Payroll		
Subtotal		\$0.00
Other Wire Transfers		
State Fees		
Subtotal		\$0.00
Total		\$740.89

RECEIVED
 COUNTY JUDGE'S OFFICE
 09 DEC 28 PM 2:09

PREPARED 12/28/09, 9:44:24
 PROGRAM GM347U
 TRAVIS COUNTY

BANK TRANSFER LIST

FUND 395 NWTCRD #3 RFDG BDS 1995 .							
BANK	ACCOUNT	** CHECK/PAYMENT **	**** VOUCHER ****		DISBURSEMENT	VENDOR	
DESCRIPTION	NO	NO	DATE	NO	AMOUNT	REFERENCE	

00 JPMORGAN CHASE							
	395-0000-721.40-02	877868	12/28/2009	113009	12/01/2009	740.89	0006695 TRAVIS CENTRAL APPRAISAL
					ACCOUNT TOTAL	740.89	*
	JPMORGAN CHASE				TOTAL	740.89	**
					TOTAL DUE FROM THIS FUND FOR THIS PERIOD	740.89	***

BOARD OF DIRECTORS
NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

2

Voting Session Tuesday, January 5, 2010
(Date)

I. A. Request made by: Gillian Porter Phone: 854-4722
Commissioners Court Specialist
Commissioners Court Minutes/County Clerk's Office

B. Requested Text: **Approve the Northwest Travis County
Road District No. 3 Minutes for the
Voting Sessions of October 13, December 22,
and December 29, 2009**

C. Approved By: 
Dana DeBeauvoir, Travis County Clerk

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight copies)

B. Please list all of the agencies or officials' names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them.

III. Is back-up material attached? YES

AGENDA REQUEST DEADLINE: This Agenda Request, complete with backup memorandum and exhibits, should be submitted to the County Judge's Office no later than 12:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.

MINUTES OF MEETING – OCTOBER 13, 2009

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 13th day of October 2009, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:39 PM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 1:40 PM.

1. APPROVE NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3 MINUTES FOR VOTING SESSIONS OF APRIL 7, SEPTEMBER 8 AND 29, 2009.
(1:39 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Huber approve Item 1.

Motion carried:

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

MINUTES OF MEETING – DECEMBER 22, 2009

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 22nd day of December, 2009, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 2:10 PM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 2:11 PM.

1. AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS.
(2:10 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the investments in Item 1.

Motion carried:

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

2. APPROVE NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3 MINUTES FOR THE VOTING SESSION OF NOVEMBER 24, 2009. (2:10 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 1.

Motion carried:

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

MINUTES OF MEETING – DECEMBER 29, 2009

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 29th day of December, 2009, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 11:43 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 11:43 AM.

1. AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS.
(11:43 AM)

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve the investments in Item 1.

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Gómez and seconded by Commissioner Huber to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (11:43 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

MINUTES APPROVED BY THE ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge

Item # 1

Travis County Bee Cave Road District No. 1 Agenda Request

Voting Session: January 5, 2010

(Date)

I. A. Requested Text:
Approve payment of claims.

B. Sponsored by: County Judge
County Commissioner or County Judge

II. A. Points of Contact and Phone Numbers:
Department: County Judge's Office, Melissa Velasquez 49555
County Attorney (when applicable): N/A
County Planning and Budget Office: N/A
Purchasing: N/A
County Auditor's Office: Mary Reyna, x49125
Human Resources: N/A
Other: N/A

III. A. BACKGROUND/SUMMARY OF REQUEST: Request to approve the check to the Travis Central Appraisal District for the Road District.

B. STAFF RECOMMENDATIONS:

C. BUDGETARY AND FISCAL IMPACT:

D. ISSUES AND OPPORTUNITIES:

E. REQUIRED AUTHORIZATIONS:

Backup memorandum and exhibits should be attached and submitted with the Agenda Request (original and eight (8) copies of agenda request and backup).

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits **MUST** be submitted to the County Judge's Office no later than 12:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.

Supplemental

On this date, January 5, 2010 Commissioner _____ made a motion, which was seconded by Commissioner _____, that the following claims, which have been funded through approved budget transfers, be paid:

FUND	INCLUSIVE OF CLAIM NUMBER	AMOUNT
Operating		
General Fund		
Bee Cave Road District Fund 396	877868	\$1,496.17
Cancels & Reissues included in above claim numbers		\$ -
Subtotal		\$1,496.17
Payroll		
Payroll Liabilities wire/ACH Direct Deposit Payroll		
Subtotal		\$0.00
Other Wire Transfers		
State Fees		
Subtotal		\$0.00
Total		\$1,496.17

09 DEC 28 PM 2:09

RECEIVED
COUNTY JUDGE'S OFFICE

PREPARED 12/28/09, 9:44:24
 PROGRAM GM347U
 TRAVIS COUNTY

BANK TRANSFER LIST

FUND 396 TRAVIS CNTY BEE CAVE RD 1							
BANK	ACCOUNT	** CHECK/PAYMENT **	**** VOUCHER ****		DISBURSEMENT	VENDOR	
DESCRIPTION	NO	NO	DATE	NO	DATE	AMOUNT	REFERENCE

00 JPMORGAN CHASE							
	396-0000-739.40-02	877868	12/28/2009	121009	12/01/2009	1,496.17	0006695 TRAVIS CENTRAL APPRAISAL
					ACCOUNT TOTAL	1,496.17	*
	JPMORGAN CHASE				TOTAL	1,496.17	**
					TOTAL DUE FROM THIS FUND FOR THIS PERIOD	1,496.17	***

2

Board of Directors
Travis County Bee Cave Road District No. 1 Agenda Request

Voting Session Tuesday, January 5, 2010
(Date)

Work Session _____
(Date)

I. A. Request made by: Gillian Porter Phone: 854-4722
Commissioners Court Specialist
Commissioners Court Minutes/County Clerk's Office

B. Requested Text: **Approve the Travis County Bee Cave
Road District No. 1 Minutes for the

Voting Sessions of October 13, December 22,
and December 29, 2009**

C. Approved By: 
Dana DeBeauvoir, Travis County Clerk

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight copies)

B. Please list all of the agencies or officials' names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them.

III. Is back-up material attached? YES

AGENDA REQUEST DEADLINE: This Agenda Request, complete with backup memorandum and exhibits, should be submitted to the County Judge's Office no later than 12:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.

MINUTES OF MEETING – OCTOBER 13, 2009

TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1

On Tuesday, the 13th day of October, 2009, the Commissioners' Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 1:40 PM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 1:41 PM.

1. APPROVE TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 MINUTES FOR VOTING SESSIONS OF OCTOBER 14, 2008, APRIL 7, MAY 12, SEPTEMBER 8 AND 29, 2009. (1:40 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve Item 1.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

MINUTES OF MEETING – DECEMBER 22, 2009

TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1

On Tuesday, the 22nd day of December, 2009, the Commissioners' Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 2:12 PM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 2:12 PM.

1. AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS.
(2:12 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve the investments in Item 1.

Motion carried:

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

TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION.
TRAVIS COUNTY HOUSING FINANCE CORPORATION
CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION
CAPITAL HEALTH FACILITIES DEVELOPMENT CORPORATION
TRAVIS COUNTY DEVELOPMENT AUTHORITY
TRAVIS COUNTY CULTURAL EDUCATION FACILITIES FINANCE CORPORATION

AGENDA REQUEST

Work Session _____ Voting Session January 5, 2010 Executive Session _____
 Date Date Date

- I. A. Request made by: Samuel T. Biscoe, President
Elected Official
- B. Requested Text: Consider and take appropriate action on request to elect officers of the Corporation.

Approved by: _____
 Signature of Samuel T. Biscoe, President

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

- Planning and Budget Office (473-9106)
- ___ Additional funding for any department or for any purpose
- ___ Transfer of existing funds within or between any line item
- ___ Grant
- Human Resources Department (473-9165)
- ___ A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (473-9700)
- ___ Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (473-9415)
- ___ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 5:00 PM on Tuesdays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.

TRAVIS COUNTY HOUSING FINANCE CORPORATION
AGENDA REQUEST

Work Session _____ Voting Session January 5, 2010 Executive Session _____
Date Date Date

- I. A. Request made by: Samuel T. Biscoe, President
Elected Official
- B. Requested Text: Consider and take appropriate action on request to approve minutes of Board of Directors meeting of December 22, 2009.

Approved by: _____
Signature of Samuel T. Biscoe, President

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

- Planning and Budget Office (473-9106)
- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item
- Grant
- Human Resources Department (473-9165)
- A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (473-9700)
- Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (473-9415)
- Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 5:00 PM on Tuesdays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.

**MINUTES OF THE MEETING
OF THE BOARD OF DIRECTORS OF
TRAVIS COUNTY HOUSING FINANCE CORPORATION
HELD ON TUESDAY, DECEMBER 22, 2009**

A regular meeting of the TRAVIS COUNTY HOUSING FINANCE CORPORATION Board of Directors was held on Tuesday, December 22, 2009, at 2:11 p.m. at Travis County Commissioners' Court Room, 314 W. 11th St., Austin, Texas pursuant to proper notice and call of said meeting.

Members of the Board of Directors in attendance were Samuel T. Biscoe, President; Sarah Eckhardt, Vice President; Karen Huber, Treasurer; Margaret Gomez, Secretary; and Ron Davis, Assistant Secretary.

1. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE MINUTES OF BOARD OF DIRECTORS MEETING OF DECEMBER 8, 2009.

The Board heard from: Miguel Gonzalez, Sr. Financial Analyst

Motion: Director Gomez moved to approve the request.
Director Huber seconded the motion.

Motion carried: Director Biscoe yes
Director Eckhardt yes
Director Huber yes
Director Gomez yes
Director Davis yes

2. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE AN INVOICE FROM KROLL FACTUAL DATA.

The Board heard from: Miguel Gonzalez, Sr. Financial Analyst

Motion: Director Gomez moved to approve the request
Director Davis seconded the motion.

Motion carried: Director Biscoe yes
Director Eckhardt yes
Director Huber yes
Director Gomez yes
Director Davis yes

Staff Note: The invoice is for \$165.08

ADJOURN

The meeting was adjourned at 2:12 p.m.

Margaret Gomez, Secretary

TRAVIS COUNTY HOUSING FINANCE CORPORATION
AGENDA REQUEST

Work Session _____ Voting Session January 5, 2010 Executive Session _____
Date Date Date

- I. A. Request made by: Samuel T. Biscoe, President
Elected Official
- B. Requested Text: Consider and take appropriate action on request to approve membership invoice from Texas Association of Local Housing Finance Agencies.

Approved by: _____
Signature of Samuel T. Biscoe, President

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

- _____ Planning and Budget Office (473-9106)
Additional funding for any department or for any purpose
- _____ Transfer of existing funds within or between any line item
- _____ Grant
- _____ Human Resources Department (473-9165)
A change in your department's personnel (reclassifications, etc.)
- _____ Purchasing Office (473-9700)
Bid, Purchase Contract, Request for Proposal, Procurement
- _____ County Attorney's Office (473-9415)
Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 5:00 PM on Tuesdays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.

TRAVIS COUNTY HOUSING FINANCE CORPORATION

DATE: January 5, 2010
TO: Board of Directors
FROM: Harvey L. Davis, Manager
SUBJECT: Membership Dues - Texas Association of Local Housing Finance Agencies (TALHFA)

Proposed Motion:

Approve payment of \$600.00 for annual memberships in TALHFA.

Summary and Background Information:

We request permission to allocate \$600 for Leroy Nellis, Harvey Davis and Mike Gonzalez to be TALHFA members.

The Corporation's budget includes funds for membership in TALHFA.

TALHFA is a non-profit corporation established in 1989 for the purposes of informing, planning and supporting the needs of local housing finance agencies in their delivery of affordable housing to the citizens of Texas.

Harvey Davis joined TALHFA in 1998 to represent Travis County HFC. Three years ago two additional staff became members.

The resources (newsletters, membership directory, state conference, technical assistance, etc.) offered by TALHFA are well worth the membership dues. TALHFA's executive director, Jeanne Talerico, the former Program Administrator for the Texas Bond Review Board, is a valuable resource for technical questions.

TALHFA is very active as an advocate for housing finance corporations during the legislative session. The website tracks important bills affecting affordable housing issues.

cc: Rodney Rhoades, Executive Manager, Planning and Budget
Leroy Nellis, Budget Director
Mary Mayes, Assistant Manager
Mike Gonzalez, Sr. Financial Analyst



Texas Association of Local Housing Finance Agencies

5766 Balcones Drive • Suite 102 • Austin, TX 78731-4201

Phone 512.481.9933 • FAX 512.535.0593 • Jeanne@TALHFA

www.TALHFA.org

Dear TALHFA Member:

The TALHFA Board of Directors has voted to raise the membership fees for the first time since 2003. The slight increase is only \$25 per individual and is truly necessary for the operation of your association. The membership fee remains lower than most associations and we are actively searching for even more member benefits to offer you.

Invoices are enclosed for the TALHFA members you had in 2009. **We ask that you please consider investing in a Sponsorship this year** a The investment in YOUR association will continue to allow TALHFA to provide the networking, educational, and advocacy opportunities that have proven to help TALHFA Members and the communities they serve. PLUS - You will be able to advertise at a very low price.

- ❖ Please check the information on EACH member carefully. The newsletter and other correspondence are mailed to the address on the form. This is also the address that appears in the TALHFA online and print Membership Directories.
- ❖ If there are any corrections, please make the changes on the form, or fill out a new form for that member.
- ❖ Receive a \$25.00 discount on your membership fee for each additional NEW member you bring to TALHFA. This does not apply to returning members or replacements for existing members. For each new member, copy and fill out the enclosed application form.
- ❖ Return ALL FORMS (amended or not) with your Membership & Sponsorship fees by January 15, 2010.

Your 2010 TALHFA membership & sponsorship are more important than ever!

The financial support you give TALHFA through your membership and sponsorship comes back to you in the following ways:

Affiliation with Housing Professionals Throughout Texas and the U.S.

- ❖ TALHFA is the only statewide association for local HFCs and professionals who work with them.
- ❖ The TALHFA website, www.TALHFA.org, provides membership contact information.
- ❖ The TALHFA membership is a dynamic group of people who have historically created successful affordable housing programs and developments over the last 25+ years.

A Quarterly Newsletter, *TALHFA Talk*, which features:

- ❖ Reports on housing news that affect TALHFA membership.
- ❖ Descriptions and photographs of projects by TALHFA Members.
- ❖ Articles about current state or federal legislation.
- ❖ A schedule of upcoming events of interest to housing professionals.

NEW! Discounted rates of \$115. at the Sheraton Austin for TALHFA Members Only + added perks at the hotel.

An Effective Advocacy Effort on Behalf of LOCAL HFCs and the Programs Needed to Serve Local Communities in Texas.

A Strong Voice at the Capitol!

TALHFA's Annual Educational Conference

- ❖ Members enjoy reduced registration fees.
- ❖ Sponsors receive one or more free registrations.
- ❖ Comprehensive informative sessions are varied, pertinent and up-to-date.
- ❖ Networking opportunities are offered throughout the conference.

Research Program

TALHFA will collect and report on data regarding local HFC programs, services offered, clients served, and partnerships formed.

Customized Training Workshops available upon request!

Help TALHFA help you! Renew Your Membership & Sponsorship Today!



**TEXAS ASSOCIATION OF
LOCAL HOUSING FINANCE AGENCIES**

INVOICE

INVOICE DATE: DECEMBER 10, 2009
PAYMENT DUE DATE: JANUARY 15, 2010

Harvey Davis
Travis County HFC
314 W 11th Street Ste 540
Austin, TX 78701-2112

DESCRIPTION	AMOUNT
<p>2010 Issuer Membership Housing Finance Corporations—Local Government Entity Only HFC Staff and Board Members ONLY - Issuer members do NOT include counsel or advisors</p> <ul style="list-style-type: none"> ▪ \$200 per Individual Member for Calendar Year ▪ One Vote per Member <p>Your 2009 Issuer Membership included 3 Members: Harvey Davis Miguel Gonzalez Leroy Nellis</p> <p>Please review the attached Information Form for each member and return to TALHFA. Confirm that all information is correct and/or make any appropriate changes. Fill out a 2010 Issuer Membership Application for each new member. <u>Return ALL Information Forms (including those without changes)</u> along with your payment to TALHFA.</p> <div style="border: 2px solid black; padding: 5px; width: fit-content;"> <p>Receive a \$25.00 discount on your Membership Fee for every additional <i>NEW*</i> member you bring to TALHFA! (Note: Does not apply to replacement members)</p> </div> <p>New Member (-\$25)_____ (_____)</p> <p>New Member (-\$25)_____ (_____)</p> <p>New Member (-\$25)_____ (_____)</p>	<p style="text-align: right;">\$600.00</p>
TOTAL	

The Texas Association of Local Housing Finance Agencies (TALHFA) is a Texas Non Profit corporation with a 501(c)(6) designation from the Internal Revenue Service.

Return all Issuer Member Information Forms with your check made payable to

Texas Association of Local Housing Finance Agencies or TALHFA

5766 Balcones Drive, Suite 102

Austin, TX 78731-4201

Phone 512.481.9933 • Fax 512.535.0593 • hildreth@TALHFA.org

THANK YOU FOR YOUR PAST AND CONTINUED SUPPORT!



2010 Issuer Member Information Form

TEXAS ASSOCIATION OF LOCAL HOUSING FINANCE AGENCIES

Please review your information and let us know if anything has changed or if our data is incomplete.
Please return this form even if there are no changes.

MEMBER:

Harvey Davis

Name _____

Manager

Title _____

Travis County HFC

Organization _____

314 W 11th Street Ste 540

Address _____

Austin, TX 78701-2112

City _____ St _____ ZIP _____

(512) 854-4743

Phone Number _____

(512) 854-4210

FAX _____

harvey.davis@co.travis.tx.us

Email _____

Website _____

Type of Business _____

Please check one:

Send me *TALHFA Talk* via email.

Send me *TALHFA Talk* via USPS.

On which Committee(s) would you like to serve?

2010 Conference Planning Committee

Awards Committee

Legislative Committee

Membership Committee

Nominating Committee

Return this form with your check made payable to
Texas Association of Local Housing Finance Agencies or TALHFA
5766 Balcones Drive, Suite 102
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Phone 512.481.9933 • Fax 512.535.0593 • hildreth@TALHFA.org

THANK YOU FOR YOUR SUPPORT



2010 Issuer Member Information Form

TEXAS ASSOCIATION OF LOCAL HOUSING FINANCE AGENCIES

Please review your information and let us know if anything has changed or if our data is incomplete.
Please return this form even if there are no changes.

MEMBER:

Miguel Gonzalez

Name _____

Sr. Financial Advisor

Title _____

Travis County HFC

Organization _____

314 W. 11th Street Ste 540

Address _____

Austin, TX 78701-2112

City _____ St _____ ZIP _____

(512) 854-4399

Phone Number _____

(512) 854-4210

FAX _____

miguel.gonzalez@co.travis.tx.us

Email _____

Website _____

Type of Business _____

Please check one:

Send me *TALHFA Talk* via email.

Send me *TALHFA Talk* via USPS.

On which Committee(s) would you like to serve?

2010 Conference Planning Committee

Awards Committee

Legislative Committee

Membership Committee

Nominating Committee

Return this form with your check made payable to
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THANK YOU FOR YOUR SUPPORT



2010 Issuer Member Information Form

TEXAS ASSOCIATION OF LOCAL HOUSING FINANCE AGENCIES

Please review your information and let us know if anything has changed or if our data is incomplete.
Please return this form even if there are no changes.

MEMBER:

Leroy Nellis Name _____
 Budget Manager Title _____
 Travis County HFC Organization _____
 314 W 11th Street Ste 540 Address _____
 Austin, TX 78701-2112 City _____ St _____ ZIP _____
 (512) 854-9066 Phone Number _____
 (512) 854-4718 FAX _____
 leroy.nellis@co.travis.tx.us Email _____
 Website _____
 Type of Business _____

Please check one:

- Send me *TALHFA Talk* via email.
- Send me *TALHFA Talk* via USPS.

On which Committee(s) would you like to serve?

- 2010 Conference Planning Committee
- Awards Committee
- Legislative Committee
- Membership Committee
- Nominating Committee

Return this form with your check made payable to
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THANK YOU FOR YOUR SUPPORT

TEXAS ASSOCIATION OF LOCAL HOUSING FINANCE AGENCIES ISSUER – 2010 MEMBERSHIP APPLICATION



An Issuer Member is an HFC employee or HFC Board Member Only (does not include counsel or advisors)

Please complete this form for EACH NEW MEMBER for entry in the online membership directory

MEMBER Name: _____ Title with HFC: _____

HFC/Issuer: _____ Website: _____

MEMBER Address: _____ City: _____ St: _____ Zip: _____

Phone: _____ Fax: _____ Email: _____

Please check one: _____ I prefer to receive *TALHFA Talk* via email _____ I prefer to receive *TALHFA Talk* via USPS

MEMBERSHIP

ISSUER MEMBERSHIP:

\$200 per Individual Member for calendar year 2010
– One vote per member

- | | |
|--|---|
| <input type="checkbox"/> Issue Bonds for Single-Family Housing | <input type="checkbox"/> Administer Federal Funds |
| <input type="checkbox"/> MCC Program | <input type="checkbox"/> HFC Staff How Many? |
| <input type="checkbox"/> Issue Bonds for Multi-Family Housing | <input type="checkbox"/> Need Staff Training |
| <input type="checkbox"/> 501(c)3 Bonds | <input type="checkbox"/> Need Board Member Training |
| <input type="checkbox"/> Down Payment Assistance Program | <input type="checkbox"/> Own Properties |
| | <input type="checkbox"/> Other: _____ |

On which Committee(s) would you like to serve: _____ Conference Planning _____ Awards _____ Legislative _____ Membership _____ Nominating

PAYMENT

1. Payment by Check/Credit Card \rightleftarrows 2. Application Submission with Payment/Proof of Payment \rightleftarrows 3. Confirmation of Receipt

Membership Dues: \$ _____
TOTAL DUE: \$ _____

By Mail:
TALHFA
5766 Balcones Drive, Suite 102
Austin, TX 78731-4201

An email will confirm receipt of your payment and membership.

WELCOME!

- Check made payable to 'TALHFA'
- Credit Card: <http://TALHFA.org/payments.htm>



By Fax: 512.535.0593 Fax
By Email: hildreth@talhfa.org

Questions
512.481.9933
hildreth@TALHFA.org

Notice: TALHFA is a Non-Profit Corporation with a 501(c)(6) designation from the Internal Revenue Service. Membership Dues are not deductible as charitable contributions for federal income tax purposes; however, dues may be deductible by members as an ordinary business expense. A portion of dues may not be deductible as an ordinary business expense to the extent TALHFA engages in lobbying. In 2009, less than 1% of TALHFA's income was used for lobbying expenses.

FOR TALHFA ADMIN ONLY

Notes: _____

Date Received _____	QB _____
Access _____	Payment Info (CC/Check) _____
CCContact _____	Prepayment Info (2009) _____
Confirmation + Thank You _____	2010 Sponsorship Level _____



TEXAS ASSOCIATION OF LOCAL HOUSING FINANCE AGENCIES

2010 SPONSORSHIP OPPORTUNITY

Dear TALHFA Members & Friends:

YOUR association needs YOUR support! Let TALHFA members know that YOU are working to make a difference in Affordable Housing for the State of Texas.

Please complete this form and return it to TALHFA as soon as possible.

SPONSORSHIP RESPONSE DUE JAN. 15, 2010

ADS FOR TALHFA TALK DUE FEB. 1, 2010

ADS FOR CONFERENCE PROGRAM DUE OCT. 1, 2010

SPONSOR ORGANIZATION INFORMATION

Organization _____

TALHFA Member's name: _____ TALHFA Member's Signature: _____

Contact Person for your ad: _____ Telephone: _____

Email: _____ Website: _____

SPONSORSHIP LEVEL

Sponsorship Level	TALHFA Talk ONLY <i>Quarterly publication; Circulation = 500+</i>	Conference Sponsor ONLY <i>Includes organization presence at 2010 TALHFA Annual Educational Conference</i>	Combination <i>\$400 discount</i>
★★★★★ Five Star	<input type="checkbox"/> \$2,100 \$525/issue Full Page Color Ad	<input type="checkbox"/> \$6,600 <ul style="list-style-type: none"> Featured Speaker Major Event Sponsor Booth Signage Banner with name & logo 	<input type="checkbox"/> \$8,300 <ul style="list-style-type: none"> Full Page Color Program Ad Website Recognition & Link 4 Free Registrations (\$1400+ value)
★★★★★ Four Star	<input type="checkbox"/> \$2,100 \$525/issue Full Page Color Ad	<input type="checkbox"/> \$4,900 <ul style="list-style-type: none"> Name & Logo on event bag or pad folio Event Sponsor Booth Signage 	<input type="checkbox"/> \$6,600 <ul style="list-style-type: none"> Full Page Color Program Ad Website Recognition & Link 3 Free Registrations (\$1050+ value)
★★★ Three Star	<input type="checkbox"/> \$1,800 \$450/issue Full Page B&W -or- ½ Page Color Ad	<input type="checkbox"/> \$3,600 <ul style="list-style-type: none"> Event Sponsor Booth Signage 	<input type="checkbox"/> \$5,000 <ul style="list-style-type: none"> Full Page B&W or ½ Page Color Program Ad Website Recognition & Link 2 Free Registrations (\$700+ value)
★★★ Two Star	<input type="checkbox"/> \$1,500 \$350/issue ½ Page B & W Ad	<input type="checkbox"/> \$2,700 <ul style="list-style-type: none"> Event Sponsor Signage 	<input type="checkbox"/> \$3,800 <ul style="list-style-type: none"> ½ Page Black & White Program Ad Website Recognition & Link 1 Free Registration (\$350+ value)
★ One Star	<input type="checkbox"/> \$1,100 \$275/issue ¼ Page B & W Ad	<input type="checkbox"/> \$2,000 <ul style="list-style-type: none"> Signage 	<input type="checkbox"/> \$2,500 <ul style="list-style-type: none"> ¼ Page Black & White Program Ad Website Recognition & Link 1 Free Registration (\$350+ value)

AD GUIDELINES

Help us to make your ad to look great by following the guidelines below:

- Send file as .pdf or .tif
- Attach all links & fonts to your artwork
- Artwork must be at least 300 dpi
- Send black & white ads in grayscale
- Send ads and photos in the following dimensions:
- Full page is 7.5"w x 10"h
- Half page is 7.5"w x 5"h or 3.5"w x 10"h
- Quarter page is 3.5"w x 5"h

For Ad Questions, call Jeanne at 512-481-9933 or email at Jeanne@talhfa.org

PAYMENT

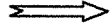
1. Payment by Check/Credit Card

Sponsorship: \$ _____

TOTAL DUE: \$ _____

Check made payable to 'TALHFA'

Credit Card: <http://TALHFA.org/payments.htm>



2. Submit Form with

Payment/Proof of Payment

By Mail:

TALHFA

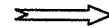
5766 Balcones Drive, Suite 102
Austin, TX 78731-4201

By Fax:

512.535.0593 Fax

By Email:

hildreth@talhfa.org



3. Confirmation of Receipt

An email will confirm receipt of your payment and sponsorship.

THANK YOU FOR YOUR SUPPORT OF TALHFA!

Questions

512.481.9933
hildreth@TALHFA.org

Notice: TALHFA is a Non-Profit Corporation with a 501(c)(6) designation from the Internal Revenue Service.

ADMIN ONLY

Notes:

Date Received _____

QB _____

Access _____

Payment Info (CC/Check) _____

CContact _____

Prepayment Info (2009) _____

Confirmation + Thank You _____

2010 Sponsorship Level _____