



## Travis County Commissioners Court Agenda Request

**Meeting Date:** March 27, 2012

**Prepared By/Phone Number:** Gillian Porter, Commissioners Court Specialist, 512-854-4722

**Elected/Appointed Official/Dept. Head:** Dana DeBeauvoir, Travis County Clerk

**Commissioners Court Sponsor:** Judge Biscoe

**AGENDA LANGUAGE:** Approve the Commissioners Court Minutes for the Voting Session of March 13, 2012.

### **BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:**

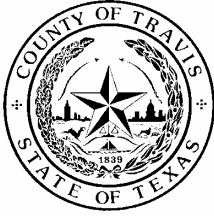
### **STAFF RECOMMENDATIONS:**

### **ISSUES AND OPPORTUNITIES:**

### **FISCAL IMPACT AND SOURCE OF FUNDING:**

### **REQUIRED AUTHORIZATIONS:**

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to Cheryl Aker in the County Judge's office, [Cheryl.Aker@co.travis.tx.us](mailto:Cheryl.Aker@co.travis.tx.us) by Tuesdays at 5:00 p.m. for the next week's meeting.



# Minutes for the Travis County Commissioners Court Tuesday, March 13, 2012 Voting Session

Minutes Prepared by the Travis County Clerk  
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## Call to Order

Meeting called to order on March 6, 2012, in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

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

## Citizens Communication

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

## Special Items

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

**RESULT:           ADDED TO CONSENT**

*Clerk's Note: The County Judge announced that by taking no action, the prohibition against outdoor burning remains lifted.*

## Resolutions and Proclamations

2. Approve Resolution recognizing the month of March 2012 as "Professional Social Work Month" in Travis County.

Members of the Court heard from:  
Catherine Davis, Intern, Family Support Services, Travis County Health, Human Services, and Veterans Services (TCHHS&VS), and Social Work Masters Student, University of Texas  
Andrea Colunga Bussey, Division Director, Family Support Services, TCHHS&VS  
Jackie Gonsalvez, Social Worker, Family Support Services, TCHHS&VS  
Deborah Farrell, social work client  
Cecilia Norr, social work client  
Sandra Stevens, social work client  
Sue Milam, Government Relations Coordinator, National Association of Social Workers, Texas Chapter

Michael Gianotti, Court Social Worker and Guardianship Coordinator, Travis County Probate Court  
Grant Hudson, Vocational Rehabilitation Counselor, Health and Human Services Commission, State of Texas  
Jane Prince-Maclean, Social Worker, TCHHS&VS  
Jean Stamp, Texas Homeless Education Office, University of Texas and Travis County Child Welfare Board  
Barbara Anderson, Clinical Faculty, School of Social Work, University of Texas

**MOTION:** Approve the Resolution in Item 2.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:** Sarah Eckhardt

3. Consider and take appropriate action on resolution approving a tax-exempt bond financing to be undertaken by Travis County Housing Finance Corporation to finance the acquisition and rehabilitation of Argosy at Crestview Apartments, 1003 Justin Lane, Austin, Texas.

Members of the Court heard from:  
Ladd Pattillo, Travis County Financial Adviser

**MOTION:** Approve the Resolution in Item 3.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Karen L. Huber, Commissioner  
**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:** Sarah Eckhardt

### Administrative Operations Items

4. 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 \$763,227.16 for the period of February 24 to March 01, 2012.

**RESULT:** **ADDED TO CONSENT**

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

**RESULT:** **ADDED TO CONSENT**

6. Consider and take appropriate action regarding compensation issues, including:
  - a. The job analysis project conducted by HRMD during Fiscal Year 2011-12;

Members of the Court heard from:  
Todd Osburn, Compensation Manager, Human Resources Management Department (HRMD)  
Travis Gatlin, Budget Analyst, Planning and Budget Office (PBO)  
Diane Poirot, Director; HRMD  
Susan Spataro, Travis County Auditor  
Carlotta Valdez Leavy, Senior HR Analyst, HRMD  
Dana DeBeauvoir, Travis County Clerk  
Deborah Britton, Division Director, TCHHS  
Tina Morton, Tax Assessor Collector

**MOTION:** Approve Staff recommendations with the understanding that some outstanding reclassification issues still exist, and have HRMD Staff meet with the relevant departments and present the Court with a list of agreements reached and a list of areas of disagreement on March 27, 2012. Departments will be asked to provide funding for reclassifications and temporary employees, with an earmark on Allocated Reserves to cover any shortfalls. The implementation date for employees affected by the Market Salary Survey will be April 1, 2012, with a May 1, 2012, implementation date for temporary employees.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Ron Davis, Commissioner

**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez

**ABSENT:** Sarah Eckhardt

- b. Implementation method and date for market adjustments and other compensation recommendations;

Members of the Court heard from:

Susan Spataro, Travis County Auditor

Travis Gatlin, Budget Analyst, PBO

Todd Osburn, Compensation Manager, HRMD

Carlotta Valdez Leavy, Senior HR Analyst, HRMD

Tina Morton, Tax Assessor

Christina Adair, Chief Assistant II, Travis County Auditor's Office

Diane Poirot, Director, HRMD

James Collins, Senior Chief Deputy, County Attorney's Office, and Chair,  
Compensation Committee

Leroy Nellis, Budget Manager, PBO

**MOTION:** Approve the recommended implementation schedule and instruct departments to inform the Court of any schedule-related problems. Reclassifications for temporary employees will be done manually.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Ron Davis, Commissioner

**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez

**ABSENT:** Sarah Eckhardt

- c. Employees not covered by the market survey, including Purchasing Department, Auditor's Office and employees on the Peace Office Pay Scale; and

Members of the Court heard from:

Todd Osburn, Compensation Manager, HRMD

Leroy Nellis, Budget Manager, PBO

Diane Poirot; Director; HRMD

Alex Leo, Travis County Sheriffs Office Law Enforcement Association

Sidney Parker, President, Travis County Sheriff's Office Law Enforcement Association

Susan Spataro, Travis County Auditor

Christina Adair, Chief Assistant II, Travis County Auditor's Office

Greg Powell, American Federation of State, County and Municipal Employees  
(AFSCME)

Travis Gatlin, Budget Analyst, PBO

Cyd Grimes, Travis County Purchasing Agent

James Collins, Senior Chief Deputy, County Attorney's Office

**MOTION:** Direct HRMD to compare the relationship between the salaries of District Court Associate Judges and elected Judges to the marketplace and provide that data to the Commissioners Court.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:** Sarah Eckhardt

- d. Outstanding issues from Compensation Policy Report and general schedule for follow-up action.

Members of the Court heard from:

James Collins, Senior Chief Deputy, County Attorney's Office  
Leroy Nellis, Budget Manager, PBO  
Susan Spataro, Travis County Auditor

**RESULT: DISCUSSED** **Reset for: 3/20/2012**

### Purchasing Office Items

- 7. Approve Modification No. 1 to Contract No. 10AE0198JE, Aecom Technical Services, Inc., for design services for Arterial "A".

**RESULT: ADDED TO CONSENT**

- 8. Approve Modification No. 1 to Contract No. 11T00264NB, Redwood Toxicology Laboratory Inc., for drug test kits.

**RESULT: ADDED TO CONSENT**

- 9. Declare two pallet jacks as surplus property and donate to the Brown Santa Program, a non-profit civic organization, pursuant to Section 263.152(a)(4) of the Texas Local Government Code.

**RESULT: ADDED TO CONSENT**

- 10. Approve Modification No. 7 to Contract No. 99AE601-JJ, MWM Design Group, for Ferguson Road Design Project.

**RESULT: ADDED TO CONSENT**

- 11. Approve Modification No. 24 to Contract No. MA960322, Easy Access, Inc., for tax office computer system.

**RESULT: ADDED TO CONSENT**

### Transportation, Natural Resources and Facilities Dept. Items

- 12. Consider and take appropriate action on the following requests (in Precinct One):
  - a. Terminate an old participation agreement between Travis County and developers for construction of Parmer Lane Extension; and

- b. A new participation agreement between Travis County and developers for construction of Parmer Lane Extension Phase 2b. (Commissioner Davis)

**RESULT:           ADDED TO CONSENT**

- 13. Consider and take appropriate action regarding a license agreement with the University of Texas Cycling Team for a bicycle road race at Pace Bend Park in Precinct Three. (Commissioner Huber)

**RESULT:           ADDED TO CONSENT**

- 14. Consider and take appropriate action on a requested purchase of excess, unused, former right-of-way for Old Johnny Morris Road, totaling approximately 0.75 acres of land located southwest of the intersection of Johnny Morris Road and U.S. Highway 290 East in Precinct One. (Commissioner Davis)

*Judge Biscoe announced that Item 14 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:

- Greg Chico, Right-of-Way Manager, Transportation and Natural Resources (TNR)
- John Hille, Assistant County Attorney

**MOTION:**           Direct Staff to proceed with an appraisal of the property and report back to the Commissioners Court for an appointment of a Commissioner of Sale.

**RESULT:**           **APPROVED [UNANIMOUS]**

**MOVER:**           Ron Davis, Commissioner

**SECONDER:**       Margaret J. Gómez, Commissioner

**AYES:**           Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez

**ABSENT:**          Sarah Eckhardt

#### **Planning and Budget Dept. Items**

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

**RESULT:           ADDED TO CONSENT**

*Clerk's Note: The County Judge noted that the budget transfer would be from the Justice of the Peace Technology Fund to Precinct Five, in the sum of \$1,583.00.*

- 16. Review and approve requests regarding grant programs, applications, contracts and permissions to continue:
  - a. Application to the Department of Homeland Security Federal Emergency Management Agency for a Fire Mitigation Assistance Grant (Hodde Lane #2957) - grant provides partial reimbursement for costs incurred by eight local agencies to combat the Hodde Lane fire that started September 4, 2011;
  - b. Application to the Department of Homeland Security Federal Emergency Management Agency for a Fire Mitigation Assistance Grant (Pedernales #2959) - grant provides partial reimbursement for costs incurred by 18 local agencies to combat the Pedernales fire that started September 4, 2011;

- c. Application to the Department of Homeland Security Federal Emergency Management Agency for a Fire Mitigation Assistance Grant (Steiner #2960) - grant provides partial reimbursement for costs incurred by 13 local agencies to combat the Steiner Ranch fire that started September 4, 2011;
- d. New contract with the Texas Department of Transportation for the Travis County Sheriff's Office to receive Federal Pass Through Funding for overtime resources for Driving While Intoxicated Enforcement; and
- e. Amendment to the contract with the United States Department of Justice, Community Oriented Policing Services, to extend the term of a one-time grant in order to facilitate the approval of and payment for completed services; the grant provides funding to expand the Travis County Sheriff's Office Firing Range.

**RESULT:           ADDED TO CONSENT**

- 17. Consider and take appropriate action on requested debt issuance schedule and funding for Fiscal Year 2012 capital projects.

Members of the Court heard from:  
 Jessica Rio, Assistant Budget Manager, PBO  
 Leroy Nellis, Budget Manager, PBO  
 Ladd Pattillo, Travis County Financial Adviser

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

**Other Items**

- 18. Consider and take appropriate action regarding selection of furniture for Commissioners Courtroom at 700 Lavaca, Austin.

**RESULT:           DISCUSSED**

- 19. Consider and take appropriate action on reimbursement request for Susan Bell.

**RESULT:           ADDED TO CONSENT**

- 20. Consider and take appropriate action on request to establish Memorandum of Agreement between the Travis County Sheriff's Office and the Hays County Sheriff's Office for the temporary housing of inmates during emergencies.

*Judge Biscoe announced that Item 20 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**MOTION:**           Direct the County Attorney's Office to work with the appropriate persons in Hays County to refine the document.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Samuel T. Biscoe, Judge  
**SECONDER:**       Margaret J. Gómez, Commissioner  
**AYES:**           Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:**          Sarah Eckhardt

21. Consider and take appropriate action on request to approve revised Weekly Investment Report for the week of July 12, 2011.

**RESULT:           ADDED TO CONSENT**

### **Executive Session Items**

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

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

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

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

*Note 4: Gov't Code Ann 551.076, Security*

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

22. Ratify contract for professional engineering design services for the water and wastewater system at Reimers Ranch Park with Davis Engineering, Inc. <sup>1</sup>

*Judge Biscoe announced that Item 22 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**MOTION:**           Ratify the contract in Item 22.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Samuel T. Biscoe, Judge  
**SECONDER:**       Karen L. Huber, Commissioner  
**AYES:**            Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:**          Sarah Eckhardt

23. Consider and take appropriate action on an offer to sell approximately 140 acres of undeveloped land located near the intersection of U.S. Highway 71 East and Texas Highway 130 in Precinct Four, for inclusion in the Onion Creek Open Space Parkland - 2005 Bond Program. (Commissioner Gómez) <sup>2</sup>

*Judge Biscoe announced that Item 23 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.*

**MOTION:**           Approve the purchase of the land for \$2M with funding coming from the 2005 Bond funds.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Margaret J. Gómez, Commissioner  
**SECONDER:**       Samuel T. Biscoe, Judge  
**AYES:**            Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:**          Sarah Eckhardt

24. Consider and take appropriate action on an offer to sell approximately 44 acres of undeveloped land located near the intersection of Cameron Road and Texas Highway 130 in Precinct Two, for inclusion in the Eastern Creek Open Space Parkland - 2011 Bond Program. (Commissioner Eckhardt) <sup>2</sup>

*Judge Biscoe announced that Item 24 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.*



**MOTION:** Reject the offer.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Karen L. Huber, Commissioner  
**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:** Sarah Eckhardt

25. Consider and take appropriate action on potential economic development agreement with WindData Data Center.<sup>5</sup>

*Judge Biscoe announced that Item 25 would be considered in Executive Session pursuant to Gov't. Code Ann 551.087, Economic Development Negotiations.*

**MOTION:** Direct Staff to evaluate the agreement with WindData Data Center and report back to the Court.

**MOVER:** Ron Davis, Commissioner  
**SECONDER:** Samuel T. Biscoe, Judge

**FRIENDLY AMENDMENT:** Utilize some of the criteria that have already been recommended in the Economic Development Policy.

**MOVER:** Karen L. Huber, Commissioner  
**RESULT:** **FRIENDLY AMENDMENT NOT ACCEPTED**

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

**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Karen L. Huber, Commissioner  
**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:** Sarah Eckhardt

26. Receive legal briefing and take appropriate action regarding draft letter to Circuit of the Americas and Formula One covering outstanding issues related to County permit requirements, including but not limited to the following:

- a. The Mass Gatherings Act;
- b. Improvements to Elroy, McAngus and Kellam Roads;
- c. Proposed public safety plan;
- d. Proposed traffic management plan; and
- e. Other related issues.<sup>1</sup>

*Judge Biscoe announced that Item 26 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**MOTION:** Direct Judge Biscoe, Commissioner Gómez and County Attorney's Office Staff to meet with representatives of Circuit of the Americas and Formula 1 regarding the Mass Gatherings Act, and repost the item Tuesday, March 20, 2012.

**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Margaret J. Gómez, Commissioner

**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez  
**ABSENT:** Sarah Eckhardt

*Clerk's Note: Items 26 b–e were discussion only.*

**Reset for: 3/20/2012**

27. Receive legal briefing and take appropriate action regarding lease for grazing contract on County-owned property in Throckmorton County including:
- a. Lessee's authority to deny Upshur County access to adjacent County-owned property; and
  - b. Request by Upshur County Commissioners Court for an easement to continue to access its property through Travis County-owned property.<sup>1</sup>

*Judge Biscoe announced that Item 27 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**MOTION:** Direct the Travis County Attorney's Office to prepare an appropriate easement and that the County Judge be authorized to notify members of the Upshur County Commissioners Court of Travis County's intention to execute that easement.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Ron Davis, Commissioner

**AYES:** Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez

**ABSENT:** Sarah Eckhardt

28. Receive legal briefing and take appropriate action regarding Travis County involvement in legal action objecting to congressional redistricting by the Texas Legislature.<sup>1</sup>

**RESULT:** **POSTPONED**

**Reset for: 3/20/2012**

### Consent Items

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

**MOTION:** Approve the following Consent Items: C1–C4 and Agenda Items 1, 4, 5, 7, 8, 9, 10, 11, 12a–b, 13, 15, 16.a–e, 19, 21, and A1.

**RESULT:** **ADOPTED [UNANIMOUS]**

**MOVER:** Margaret J. Gómez, Commissioner

**SECONDER:** Ron Davis, Commissioner

**AYES:** Biscoe, Davis, Huber, Gómez

**ABSENT:** Sarah Eckhardt

- C1. Receive bids from County Purchasing Agent.
- C2. Approve payment of claims and authorize County Treasurer to invest County funds.
- C3. Approve the Commissioners Court Minutes for the Voting Session of February 28, 2012.
- C4. Approve setting a public hearing on Tuesday, March 27, 2012 to receive comments regarding a street name assignment for two private easements off Hamilton Pool Road to be known as "Imagine Way" and "Foxtrot Lane" in Precinct Three. (Commissioner Huber)

**Added Items**

- A1. Approve setting a public hearing on Tuesday, April 17, 2012 to receive comments regarding Chimney Oaks at Lake Travis Section 1 amended plat of Lots 38 and 39, Block B (amended plat - one lot - 6.314 acres - Brasada Lane - no ETJ) in Precinct Three. (Commissioner Huber)

**RESULT:           ADDED TO CONSENT**

**Minutes approved by the Commissioners Court**

\_\_\_\_\_  
Date of Approval

\_\_\_\_\_  
Samuel T. Biscoe, Travis County Judge