



Travis County Commissioners Court Agenda Request

Meeting Date: May 22, 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 Sessions of April 17 and 24 and May 1, 2012.

BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:

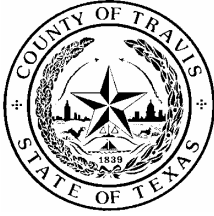
STAFF RECOMMENDATIONS:

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 by Tuesdays at 5:00 p.m. for the next week's meeting.



Minutes for the Travis County Commissioners Court Tuesday, April 17, 2012 Voting Session

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

Call to Order

Meeting called to order on April 17, 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	Present
Karen L. Huber	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Public Hearings

1. Receive comments regarding a request to close McAngus Road approximately one mile south of Elroy Road for culvert improvements beginning April 25, 2012 through May 25, 2012 or until construction is completed in Precinct Four. (Commissioner Gómez) (Action Item #16)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Steve Manilla, County Executive, Transportation and Natural Resources (TNR)
Ron Bacon, Park Manager, Little Bit Country

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

2. Receive comments regarding the 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) (Action Item #17)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

3. Receive comments on the use of vote centers in future elections beginning with the November 6, 2012 presidential election.

Clerk's Note: The Court approved without objection opening the Public Hearing.

Members of the Court heard from:

Dana DeBeauvoir, Travis County Clerk
Tina Morton, Interim Tax Assessor-Collector
Ronnie Gjemre, Travis County Resident
Dr. John Kim, Travis County Resident
Carol Ecklecamp, Elections Judge
Gavino Fernandez, Deputy Chairman, District 7, League of United Latin American Citizens (LULAC)
Vicky Karp, Co-Director, VoteRescue
John Ulrich, Elections Judge
Stewart Snider, President, Austin League of Women Voters
Gus Peña, Travis County Resident
Rosemary Edwards, Travis County Republican Party Chair

Clerk's Note: The Court approved without objection closing the Public Hearing.

Citizens Communication

Members of the Court heard from:

Gus Peña, Travis County Resident
Belinda Powell, Capital Planning Coordinator, Planning and Budget Office (PBO)
Mark Gilbert, Senior Planner, PBO
Dr. John Kim, Travis County Resident
Ronnie Gjemre, Travis County Resident

Special Item

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

RESULT: NOT NEEDED

Planning and Budget Dept. Items

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

RESULT: ADDED TO CONSENT

6. Review and approve requests regarding grant programs, applications, Contracts and permissions to continue:

- a. Application to the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for a co-occurring re-entry services grant in Community Supervision and Corrections Department;
- b. Application to the Capital Area Council of Governments for a Travis County Exposition Center recycling program in Transportation and Natural Resources to purchase a concrete pad and metal building to house recycling materials; and
- c. Application to the National Endowment for the Humanities to receive preservation assistance funds in the Records Management Department.

RESULT: ADDED TO CONSENT

- 7. Consider and take appropriate action on request to consider and approve findings and resolutions for adoption by the Commissioners Court of Travis County, Texas related to refunding bonds expected to be issued by Capital Area Cultural Education Facilities Finance Corporation for the College Houses.

Members of the Court heard from:

Cliff Blount, Attorney for the Travis County Corporations
 Andrea Shields, Manager, Travis County Corporations

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Administrative Operations Items

- 8. 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 \$620,075.83 for the period of March 30 to April 5, 2012.

RESULT: ADDED TO CONSENT

- 9. Consider and take appropriate action on the following items for Human Resources Management Department:
 - a. Proposed routine personnel amendments; and
 - b. Non-routine requests from Travis County District Attorney's Office for a variance to Travis County Code § 10.03002, General Overview for Determining Pay Policy.

RESULT: ADDED TO CONSENT

Purchasing Office Items

- 10. Approve Modification No. 7 to Contract No. 07T00173VC, Securus Technologies, Inc., for inmate pay phone services.

Members of the Court heard from:

Cyd Grimes, Travis County Purchasing Agent
 Walter Lagrone, Director, Operations and Technology, Information Technology Services

MOTION: Approve Item 10.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

11. Approve Modification No. 11 to Contract No. PS990080TS, Cap Systems, Inc., for a Case Management and Benefits Administration (CABA) system.

RESULT: **ADDED TO CONSENT**

12. Approve Modification No. 3 to Contract No. 11K00222JE, Apac-Texas, Inc., for Fiscal Year 2011 HMAC Overlay Program.

RESULT: **ADDED TO CONSENT**

13. Approve Modification No. 2, an assignment of Contract No. PS110158DG, from MACTECH Engineering and Consulting, Inc., to AMEC Environment & Infrastructure, Inc.

RESULT: **ADDED TO CONSENT**

14. Approve Modification No. 7, Contract extension and ratification, of Interlocal No. IL040243RE, Austin Independent School District, for after school care.

Clerk's Note: The Court approved without objection adding Item 14 to the Consent motion.

RESULT: **ADDED TO CONSENT**

15. Approve Modification No. 1 to Contract No. 12T00071LD, Villeda Building Service, for janitorial services at certain locations of the Transportation and Natural Resources Department.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Transportation, Natural Resources and Facilities Dept. Items

16. Consider and take appropriate action on a request to close McAngus Road approximately one mile south of Elroy Road for culvert improvements beginning April 25, 2012 through May 25, 2012 or until construction is completed in Precinct Four. (Commissioner Gómez)

RESULT: **ADDED TO CONSENT**

17. Consider and take appropriate action on the 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**

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

- a. A plat for recording: The Overlook Estates Phase II Final Plat (41 total lots 40.93 acres - Rawhide Trail - City of Austin ETJ); and

- b. A subdivision construction agreement between Travis County and Dack Interests, Corp in Precinct Three. (Commissioner Huber)

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action on a Revised Preliminary Plan for Sweetwater Ranch, Section One (Preliminary Plan - 68 total lots [65 single family lots and three open space/water quality lots] on 18.29 acres Pedernales Summit Parkway) in Precinct Three. (Commissioner Huber)

RESULT: ADDED TO CONSENT

20. Consider and take appropriate action on a request to enter into two Alternative Fiscal Agreements for Sweetwater Section One, Village Hand Sweetwater Section One, Village H2 in Precinct Three. (Commissioner Huber)

Clerk's Note: The County Judge noted that the wording, "Village Hand" in the Agenda language for the item should read "Village H1 and."

RESULT: ADDED TO CONSENT

Other Items

21. Consider and take appropriate action on a report by Ernst & Young that includes a feasibility analysis of delivery options and a value for money analysis for a new civil and family court house.

Members of the Court heard from:

Roger Jefferies, County Executive, Justice and Public Safety (JPS)
Mark Gibson, Principal, Construction & Real Estate Advisory Services, Ernst & Young
Tim Philpotts, Review Partner, Ernst & Young
Eric Petersen, Partner, Hawkins Delafield & Wood
Khari Buck, Analyst, Construction & Real Estate Advisory Services, Ernst & Young
John Hille, Assistant County Attorney
Belinda Powell, Capital Planning Coordinator, PBO
Tom Nuckols, Assistant County Attorney
The Honorable John K. Dietz, Judge, 250th District
Cyd Grimes, Travis County Purchasing Agent

RESULT: DISCUSSED

Reset for: 4/24/2012

22. Receive 2011 annual report from Travis County Pretrial Services.

RESULT: ADDED TO CONSENT

23. Consider and take appropriate action on request from the Capital Area Rural Transportation System (CARTS) to ratify reappointment of Debbie Ingalsbe to represent CARTS on the Lone Star Rail District board through February 1, 2014. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

24. Receive Fiscal Year 2011 Financial Audit Reports for Emergency Services Districts Nos. 2, 3, 8, 9 and 14. (Commissioners Davis, Eckhardt and Huber)

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

25. Receive briefing and take appropriate action on claim from Ann McDermott. ¹

Judge Biscoe announced that Item 25 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Authorize appropriate Risk Management staff to contact Ms. Ann McDermott and give her a written statement of Travis County's position on the claim.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

26. Receive briefing from the Travis County Security Committee and other County staff and take appropriate action. ⁴

Judge Biscoe announced that Item 26 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.076, Security.

MOTION: Appoint Judge Samuel Biscoe and Precinct 4 Commissioner Margaret Gómez to work with the Security Committee and affected County departments to try to work through the security issues and make recommendations to the Commissioners Court as soon as possible and appropriate.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

27. Receive briefing from the County Attorney in Travis County, et al v. Yang Im Hall (Jesus M. Huitron resale deed) and take appropriate action. ¹

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

MOTION: Approve the proposed tax resale deed to Mr. Huitron, who has paid Travis County the sum of \$10,175.77.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

28. Receive briefing from the County Attorney in Travis County, et al v. Thomas Perkins (Eileen Bristol resale deed) and take appropriate action. ¹

Judge Biscoe announced that Item 28 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Approve the proposed tax resale deed to Ms. Bristol, who has paid Travis County the sum of \$8,400.00.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

29. Receive briefing from the County Attorney in Travis County, et al v. Rosetta D. Atkins (Endogen, LLC resale deed) and take appropriate action.¹

Judge Biscoe announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Execute the deed to Endogen, who has paid Travis County the sum of \$5,588.60.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

30. Receive briefing from the County Attorney in Travis County, et al v. Antonio Triana & Gloria Triana (Esther F. Montoya resale deed) and take appropriate action.¹

Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Execute the proposed tax resale deed to Esther F. Montoya, who has paid Travis County the sum of \$3,100.00 in cash.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

31. Receive briefing and take appropriate action on an economic development agreement with Apple, Inc.^{1 and 5}

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 551.087, Economic Development Negotiations.

Members of the Court heard from:
Leslie Browder, County Executive, PBO
Leroy Nellis, Budget Manager, PBO

MOTION: Approve the proposed key terms and direct County Staff to work with appropriate representatives from Apple to prepare a contract with specific terms and conditions for the Court's review and action.
RESULT: **APPROVED [4 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez
NAYS: Sarah Eckhardt

32. Consider and take appropriate action on request from Circuit of the Americas for financial incentives or an economic development agreement. ^{1 and 5}

Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann 551.087, Economic Development Negotiations.

RESULT: DISCUSSED

33. Consider and take appropriate action regarding Circuit of the Americas and Formula One, including but not limited to the following:
- the Mass Gatherings Act;
 - Improvements to Elroy, McAngus and Kellam Roads;
 - Proposed public safety plan;
 - Proposed traffic management plan; and
 - Other related issues. ¹

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 Item 33.b, regarding improvements to Elroy, McAngus and Kellam Roads.

MOTION: That we authorize the County Attorneys Office and Transportation and Natural Resources (TNR) to work with Circuit of the Americas (COTA) representatives to prepare an agreement to authorize right-of-way acquisition and construction improvements to Kellam Road, especially to connect it to Pearce Lane; that we look for three lanes in the right-of-way acquisition and improvements; and that the terms and conditions of an appropriate real estate acquisition agreement be presented to the Commissioners Court as soon as possible.

RESULT: APPROVED [3 TO 2]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Margaret J. Gómez

NAYS: Sarah Eckhardt, Karen L. Huber

MOTION: Authorize County Staff to negotiate an agreement with COTA representatives regarding the expansion of Elroy Road from two lanes to four lanes, and to address the bridge issue on that road after the first race.

RESULT: APPROVED [3 TO 2]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Margaret J. Gómez

NAYS: Sarah Eckhardt, Karen L. Huber

Clerk's Note: Items 33.a, 33.c, 33.d, and 33.e were not needed.

34. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Henry Estrada. ¹

RESULT: POSTPONED

Executive Session Additional Motion

MOTION: On items 27, 28, 29, and 30, authorize the County Judge to sign the proposed resale deeds on behalf of the Commissioners Court.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Consent Items

MOTION: Approve the following Consent Items: C1–C5 and Agenda Items 5, 6.a–c, 8, 9.a–b, 11, 12, 13, 16, 17, 18.a–b, 19, 20, 22, 23, and 24.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- C1. Receive bids from County Purchasing Agent.
- C2. Approve payment of claims and authorize County Treasurer to invest County funds.
- C3. Approve the Commissioners Court Minutes for the Voting Session of April 3, 2012.
- C4. Approve setting a public hearing on May 1, 2012 to receive comments regarding a request to close Old Highway 20 between Joyce Turner Drive and Parmer Lane in Precinct One. (Commissioner Davis)
- C5. Approve setting a public hearing on Tuesday, May 8, 2012 to receive comments regarding a request to authorize the filing of an order of rejection of dedication of public streets - Sandia Loop, Loasa Cove, Point o' Woods and Caribou Trail, all originally dedicated by the plat of The Foothills of Barton Creek, a subdivision in Precinct Three. (Commissioner Huber)

Clerk's Note: The Court without objection approved adding Item 14 to the Consent motion.

Added Items

- A1. Consider and take appropriate action on request to consider and approve findings and resolutions for adoption by the Commissioners Court of Travis County, Texas related to issuance of the City of Houston Higher Education Finance Corporation Education Revenue Bonds (Cosmos Foundation, Inc.) Series 2012A (the "Bonds").

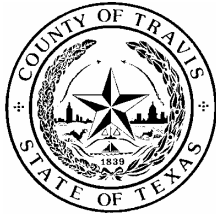
Members of the Court heard from:
Cliff Blount, Attorney for the Corporations
Andrea Shields, Manager, Travis County Corporations

RESULT: **DISCUSSED**

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



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

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

Call to Order

Meeting called to order on April 24, 2012, in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputies Michelle Bryant and Robert Resnick.

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

Public Hearings

1. Receive comments regarding a plat for recording: Soto subdivision final plat (resubdivision of Lot 1 Block A Buttross Farms subdivision final plat -two lots - Martin Lane - City of Austin ETJ) in Precinct Four. (Commissioner Gómez) (Action Item #13)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Receive comments regarding a plat for recording: Soto subdivision final plat (resubdivision of Lot 1 Block A Buttross Farms subdivision final plat -two lots - Martin Lane - City of Austin ETJ) in Precinct Four. (Commissioner Gómez) (Action Item #13)

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR)

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

2. Receive comments regarding the proposed Travis County Land Conservation Program guidelines, Conservation Easement Program application, and Resolution supporting conservation of natural and cultural resources in Travis County. (Action Item #14)

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Steve Manilla, County Executive, TNR
Wendy Scaperotta, Senior Planner, TNR
Rose Farmer, Resource Management Specialist, TNR
Carolyn Vogel, Former Vice-Chair, Travis County Citizens Bond Advisory Committee
John Beal, Travis County Resident
John Williams, Member, Travis County Citizens Bond Advisory Committee
Tom Nuckols, Assistant County Attorney
Robert Ayers, Travis County Resident
George Cofer, Travis County Resident
Carrie Knox, Executive Director, Pines and Prairies Land Trust
Ted Siff, Travis County Resident
Jeb Boyt, Travis County Resident
Frank Davis, Travis County Resident
Ann Brokenbow, Travis County Resident
Ronnie Gjemre, Travis County Resident

MOTION: Close the Public Hearing.

RESULT: **APPROVED WITHOUT OBJECTION** **Next: 5/1/2012 9:00 AM**

3. Receive comments regarding a request to authorize the filing of an instrument to vacate a ten foot wide section of a 25 foot wide drainage easement located along the eastern lot line of Lot 57, Block A of Waterford on Lake Travis, Section Two in Precinct Three. (Action Item #15)

MOTION: Open the Public Hearing.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Karen L. Huber, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR)
Unidentified male speaker

MOTION: Close the Public Hearing.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Karen L. Huber, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez

ABSENT: Ron Davis

4. Receive comments regarding a request to authorize the filing of an instrument to vacate a ten foot wide section of a 25' wide drainage easement located along the east lot line of Lot 5, Block H, of Long Canyon II-A, a subdivision in Precinct Three. (Action Item #16)

MOTION: Open the Public Hearing.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Sarah Eckhardt, Commissioner

AYES: Samuel T. Biscoe, Sarah Eckhardt, Margaret J. Gómez

ABSENT: Ron Davis, Karen L. Huber

Clerk's Note: Judge Biscoe noted that the Agenda language states that the subdivision is in Precinct Three, but it is actually in Precinct Two.

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR)

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

Citizens Communication

Members of the Court heard from:
Tamara Yarborough, BEFIT Team
Gus Peña, Travis County Resident
Ronnie Gjemre, Travis County Resident

Special Item

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

RESULT: **NOT NEEDED**

Administrative Operations Items

6. 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 \$1,347,518.33 for the period of April 6 to April 12, 2012.

RESULT: **ADDED TO CONSENT**

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

RESULT: **ADDED TO CONSENT**

Justice and Public Safety Items

8. Consider and take appropriate action on a Travis County appointment of a local physician to the Austin-Travis County EMS Advisory Board.

Members of the Court heard from:
Danny Hobby, County Executive, Travis County Emergency Services

MOTION: Appoint Dr. Vard Curtis, M.D., to the Austin-Travis County EMS Advisory Board.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Sarah Eckhardt, Commissioner

SECONDER: Samuel T. Biscoe, Judge

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Purchasing Office Items

9. Approve Modification No. 4 to Contract No. 11K00124LP, Hardcore Shotcrete, for Northeast Metro Park, Phase 3, Project 1 – Skatepark.

RESULT: ADDED TO CONSENT

10. Declare certain items as surplus and sell at public auction pursuant to Section 263.151 of the Texas Local Government Code.

RESULT: ADDED TO CONSENT

11. Authorize Purchasing Agent to commence negotiations with the highest qualified firm, Brown & Gay Engineers, Inc. for engineering services in response to RFQ No. Q120134-JW, Lake Oak Estates substandard road improvements project.

RESULT: ADDED TO CONSENT

12. a. Approve order exempting the purchase of digital photo lab software from Veripic, Inc. from the competitive procurement process pursuant to Section 262.024 (a) (7) (a) of the County Purchasing Act; and

- b. Approve modification No. 2 to Contract No. CM110052Sw, Veripic, Inc., for digital photo lab software.

RESULT: POSTPONED

Next: 5/1/2012 9:00 AM

Transportation, Natural Resources and Facilities Dept. Items

13. Consider and take appropriate action on a plat for recording: Soto subdivision final plat (resubdivision of Lot 1 Block A Buttross Farms subdivision final plat -Two Lots - Martin Lane - City of Austin ETJ) in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

14. Consider and take appropriate action on the proposed Travis County Land Conservation Program guidelines, Conservation Easement Program application, and Resolution supporting conservation of natural and cultural resources in Travis County.

RESULT: POSTPONED

Next: 5/1/2012 9:00 AM

15. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a ten foot wide section of a 25 foot wide drainage easement located along the eastern lot line of Lot 57, Block A of Waterford on Lake Travis, Section Two in Precinct Three.

RESULT: ADDED TO CONSENT

16. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a ten foot wide section of a 25' wide drainage easement located along the east lot line of Lot 5, Block H, of Long Canyon II-A, a subdivision in Precinct Three.

RESULT: ADDED TO CONSENT

17. Consider and take appropriate action to fund environmental monitoring near the Texas Industries, Inc. site in the Colorado River corridor.

Clerk's Note: The Court noted that the Lower Colorado River Authority and the City of Austin have declined to continue participating in the funding of this item.

RESULT: ADDED TO CONSENT

Planning and Budget Dept. Items

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

RESULT: NOT NEEDED

19. Consider and take appropriate action on a Contract with Texas Gas Service Energy to continue the existing Share the Warmth Program through Health and Human Services to provide utility assistance for qualified households needing assistance with gas bills.

RESULT: ADDED TO CONSENT

20. Consider and take appropriate action regarding approval of financial incentives policy, including but not limited to:
- a. a deadline for delivery of a draft policy;
 - b. a process for preparation and appropriate consideration of a final document; and
 - c. a schedule of action steps necessary for the Commissioners Court to take final action.

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Leroy Nellis, Budget Manager, PBO

MOTION: Set May 15, 2012 as the deadline for delivery of the draft policy to the Commissioners Court and set a Public Hearing for May 29, 2012.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Clerk's Note: Item 20 is to be reposted on May 15, 2012.

21. Accept and open bids relating to, and consider and take action on an order authorizing, the issuance of \$21,920,000 Travis County, Texas, Unlimited Tax Road Bonds, Series 2012, and matters pertaining thereto.

Members of the Court heard from:

Ladd Pattillo, Travis County Financial Adviser
Jessica Rio, Assistant Budget Manager, PBO
Glenn Opel, Bond Counsel, Vinson and Elkins

MOTION: Approve the issuance of the bonds in Item 21.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

22. Accept and open bids relating to, and consider and take action on an order authorizing, the issuance of \$27,150,000 Travis County, Texas, Certificates of Obligation, Series 2012 (Limited Tax), and matters pertaining thereto.

Members of the Court heard from:

Ladd Pattillo, Travis County Financial Adviser

MOTION: Approve the issuance of the bonds in Item 22.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

23. Accept and open bids relating to, and consider and take action on an order authorizing, the issuance of \$32,240,000 Travis County, Texas, Permanent Improvement Bonds, Series 2012 (Limited Tax), and matters pertaining thereto.

Members of the Court heard from:

Ladd Pattillo, Travis County Financial Adviser

MOTION: Approve the issuance of the bonds in Item 23.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

24. Accept and open bids relating to, and consider and take action on an order authorizing, the issuance of \$3,500,000 Travis County, Texas, State Highway System Bonds, Series 2012 (Limited Tax), and matters pertaining thereto.

Members of the Court heard from:

Ladd Pattillo, Travis County Financial Adviser

MOTION: Approve the issuance of the bonds in Item 24.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Other Items

25. Consider and take appropriate action on contract modification and extension of Contract 696-PD-0-1-L0306M-012 between the Texas Department of Criminal Justice and Travis County for the housing of releasees for the 2012-2013 contract term.

RESULT: **ADDED TO CONSENT**

26. Receive the Travis County Comprehensive Annual Financial Report for the fiscal year ended September 30, 2011.

RESULT: **ADDED TO CONSENT**

27. Consider and take appropriate action on interim staffing plan for the County Clerk's Elections Division.

Members of the Court heard from:

Dana DeBeauvoir, Travis County Clerk
Leroy Nellis, Budget Manager, PBO

MOTION: Approve Item 27.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

28. Consider and take appropriate action on request to consider and approve findings and resolutions for adoption by the Commissioners Court of Travis County, Texas related to issuance of the City of Houston Higher Education Finance Corporation Education Revenue Bonds (Cosmos Foundation, Inc.) series 2012A (the "Bonds").

RESULT: **ADDED TO CONSENT**

29. Consider and take appropriate action on Economic Development Agreement with Apple Inc. (This item may be taken into Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney and Gov't Code Ann 551.087, Economic Development Negotiations)

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Katie Peterson-Gipson, Budget Analyst, Planning and Budget Office (PBO)
Leroy Nellis, Budget Manager, PBO
Eve Richter, Emerging Technologies Coordinator, City of Austin
Ed Wendler, Jr., Travis County Resident
Bill Aleshire, Former Travis County Judge
Dave Porter, Senior Vice President, Austin Chamber of Commerce

MOTION: Direct Staff to work further on the proposed agreement to address any inconsistent points and some of the issues that were raised during today's Public Hearing; that the work be done as soon as possible, with Apple representatives and other interested persons; and that this item be reposted on May 1, 2012 for further action.

RESULT: **APPROVED [3 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Margaret J. Gómez
NAYS: Sarah Eckhardt
ABSENT: Karen L. Huber

30. Consider and take appropriate action on a report by Ernst & Young regarding a new civil and family court house, including but not limited to:
- a. Acceptance of the report of feasibility analysis of delivery option and value-for-money;

Members of the Court heard from:

Roger Jefferies, County Executive, Justice and Public Safety (JPS)

MOTION: Accept the report.
RESULT: **APPROVED [3 TO 2]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt
NAYS: Karen L. Huber, Commissioner, Margaret J. Gómez, Commissioner

30. Consider and take appropriate action on a report by Ernst & Young regarding a new civil and family court house, including but not limited to:

b. Appointment of a courthouse recommendation committee;

Clerk's Note: The Commissioners Court discussed the composition of two committees: The Courthouse Recommendation Committee to discuss the method of project delivery, and a larger, long-term committee to provide community input to deal with broader issues. The Court also directed Staff to contact the various groups for their input on committee membership.

Roger Jefferies, County Executive, JPS
Belinda Powell, Capital Planning Coordinator, PBO
The Honorable John K. Dietz, Judge, 250th District
Leroy Nellis, Budget Manager, PBO

MOTION: That the Courthouse Recommendation Committee be made up of representatives from the following areas:

- o District Judges (3)
- o Austin Bar Association (1-3)
- o Downtown Austin Alliance
- o Downtown Neighborhood Association
- o One from each of the local Chambers of Commerce (Greater Austin, Hispanic, African-American, Asian)
- o A City of Austin Staff member with interest and experience in downtown issues
- o Public Finance
- o Real Estate
- o A Travis County Staff member to be available in some capacity

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

30. Consider and take appropriate action on a report by Ernst & Young regarding a new civil and family court house, including but not limited to:

c. Appointment of an internal project manager and external support;

Members of the Court heard from:
Roger Jefferies, County Executive Justice and Public Safety (JPS)
Belinda Powell, Capital Planning Coordinator, PBO
Leroy Nellis, Budget Manager, PBO

RESULT: **DISCUSSED**

30. Consider and take appropriate action on a report by Ernst & Young regarding a new civil and family court house, including but not limited to:

d. Method of project delivery; and

Members of the Court heard from:
Roger Jefferies, County Executive Justice and Public Safety (JPS)
Belinda Powell, Capital Planning Coordinator, PBO

RESULT: **DISCUSSED**

30. Consider and take appropriate action on a report by Ernst & Young regarding a new civil and family court house, including but not limited to:
- e. Other related issues.

Members of the Court heard from:

Roger Jefferies, County Executive Justice and Public Safety (JPS)
Belinda Powell, Capital Planning Coordinator, PBO

RESULT: DISCUSSED

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

Executive Session Revisited

31. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Henry Estrada.¹

Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: POSTPONED

Next: 5/1/2012 9:00 AM

32. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Linh Nguyen.¹

RESULT: PULLED

33. Consider and take appropriate action on an offer from the City of Austin (Austin Energy) to purchase an approximately 7.46 acre electric line easement on land within Northeast Metro Park in Precinct Two, for installation and operation of an Austin Energy overhead, high-transmission line across the park. (Commissioner Eckhardt)^{1 and 2}

Judge Biscoe announced that Item 33 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.

RESULT: DISCUSSED

Next: 5/1/2012 9:00 AM

34. Consider and take appropriate action on the acquisition of approximately 172.381 acres of land in northwest Travis County in connection with the Balcones Canyonlands Conservation Plan. (Commissioner Eckhardt)²

Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to

Gov't. Code Ann. 551.072, Real Property.

RESULT: DISCUSSED

Next: 5/1/2012 9:00 AM

35. Consider and take appropriate action on an offer to sell to Travis County an approximately 0.283 acre parcel of undeveloped land located within the 100-year floodplain 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)²

Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

MOTION: Approve payment of \$3,000.00 for the parcel of land. The source of funding is the 2005 Bond Program.

RESULT: APPROVED [UNANIMOUS]

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Samuel T. Biscoe, Judge

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Margaret J. Gómez

ABSENT: Karen L. Huber

36. Receive briefing from County Attorney and give direction concerning whether to file suit against Amber Carline to recover damages to a County-owned guardrail and take appropriate action.¹

Judge Biscoe announced that Item 36 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: NOT NEEDED

Next: 5/1/2012 9:00 AM

37. Consider and take appropriate action and provide direction to County staff with regard to potential options for cost-sharing and federal grant funding opportunities in acquiring conservation easements, as part of the 2011 Bond Program, in Precinct One. (Commissioner Davis)^{1 and 2}

Judge Biscoe announced that Item 37 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:

Steve Manilla, County Executive, Transportation and Natural Resources (TNR)

Tom Nuckols, Assistant County Attorney

John Hille, Assistant County Attorney

MOTION: Direct Staff to draft a letter to the Natural Resource Conservation Services (NRCS), informing them that Travis County has an interest in acquiring conservation easements, that the County Judge be authorized to sign the letter, and that the item be reposted on May 1, 2012.

RESULT: APPROVED [UNANIMOUS]

MOVER: Ron Davis, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Margaret J. Gómez

ABSENT: Karen L. Huber

38. Receive briefing from the County Attorney and take appropriate action regarding an illegal subdivision at 6413 Forest Hills drive, Austin, Texas 78746 and resulting violations of Chapter 48 regulating on-site sewage systems.¹

RESULT: DISCUSSED

39. Consider and take appropriate action regarding Circuit of the Americas and Formula One, 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. ¹

MOTION: Schedule a Public Hearing on the Mass Gatherings Act on May 22, 2012 and indicate to Circuit of the Americas (COTA) that the Court needs to receive all relevant backup documents two weeks before the hearing in order to make the information available to the public.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Margaret J. Gómez

ABSENT: Karen L. Huber

Clerk's Note: Item 39 to be reposted on May 8, 2012.

Consent Items

MOTION: Approve the following Consent Items: C1–C4 and Agenda Items 6, 7, 9, 10, 11, 13, 15, 16, 17, 19, 25, 26, and 28.

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

1. Receive bids from County Purchasing Agent.
2. Approve payment of claims and authorize County Treasurer to invest County funds.
3. Approve the Commissioners Court Minutes for the Voting Session of April 10, 2012.
4. Revised hearing date: Approve setting a public hearing on Tuesday, May 22, 2012 to receive comments regarding a request to authorize the filing of an order of rejection of dedication of public streets -Lenape Trail, Lenape Cove, Superview Drive, and Indian Scout trail, all originally dedicated by the plat of the Overlook Estates Phase 1, a subdivision in Precinct Three.

Added Items

1. Receive briefing from the County Attorney and take appropriate action concerning submission by Travis County of an amicus curiae brief in the matter of: Cause No. D-1-GN-09-000894; Sierra Club v. Texas Commission on Environmental Quality, Defendant and Waste Control Specialist LLC, Intervenor-Defendant. (Executive Session Pursuant to Tex. Gov't Code Ann Section 551.071)

Judge Biscoe announced that Item A1 would be considered in Executive Session pursuant to

Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Authorize the County Attorney to file the brief.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Margaret J. Gómez
ABSENT: Karen L. Huber

2. Consider and take appropriate action on a request from Records Management Department for additional audio, visual and broadcast equipment at 700 Lavaca and the necessary funding.

Members of the Court heard from:

Steven Broberg, Director, Records Management and Communication Resources (RMCR)
Al Jackson, Manager, Media Services
Alan Miller, Budget Analyst, PBO

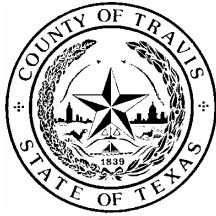
MOTION: Approve the request in Item 32.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge

=



Minutes for the Travis County Commissioners Court Tuesday, May 1, 2012 Voting Session

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

Call to Order

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

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

Public Hearings

1. Receive comments regarding a request to close Old Highway 20 between Joyce Turner Drive and Parmer Lane for bridge replacement beginning June 1, 2012 through August 31, 2012 or until construction is completed in Precinct One. (Commissioner Davis) (Action item #13)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Steve Manilla, County Executive, Transportation and Natural Resources (TNR)
Mo Mortazavi, Senior Engineer, TNR
Jim Dillon, Travis County Resident

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Citizens Communication

Members of the Court heard from:

Gus Peña, Travis County Resident
Ronnie Gjemre, Travis County Resident
Jim Dillon, Travis County Resident

Special Items

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

RESULT: NOT NEEDED

Resolutions and Proclamations

3. Approve Resolution recognizing the month of May 2012 as "Mental Health Month" and May 9, 2012 as "Children's Mental Health Awareness Day" in Travis County.

Members of the Court heard from:

Christy Kuehn, Office of Children's Services, Travis County Health and Human Services and Veterans Services (TCHHS&VS)

Andrea Colunga Bussey, Division Director, Family Support Services, TCHHS&VS

Dbra Price, Coordinator, Community Partners for Children

Sonya Hartman, Office of Children's Services, TCHHS&VS

Arturo Hernandez, Director, Child and Family Services, Austin-Travis County Integral Care

Theresa Wright, Office of Children's Services, TCHHS&VS

Pam Thomas, Office of Children's Services, TCHHS&VS

Willie Williams, Community Based Resources, Liaison, Mental Health Activities, City of Austin Health and Human Services (HHS)

Gloria Souhami, Program Director, Travis County Underage Drinking Prevention Program

Vena Wedge, Parent Liaison, Office of Children's Services, Systems of Care

Gloria Petersen, Supervisor, Program Manager, Office of Children's Services

Lisa Hill, Office of Children's Services

Justin Pruski, Austin-Travis County Integral Care, Children's Partnership

Christianna Hale, Parent Liaison, Office of Children's Services

Kris Downing, Communities in School, Co-Chair, Child and Youth Mental Health Planning Partnership

Sherri Fleming, Executive Manager, TCHHS&VS

MOTION: Approve the Resolution in Item 3.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Sarah Eckhardt, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

4. Approve Proclamation to declare May 6 through 12, 2012 as "Public Service Recognition Week" and Tuesday, May 8, 2012 as "Travis County Employee Recognition Day."

Members of the Court heard from:

Diane Poirot, Director; Human Resources Management Department (HRMD)

Kim Austin-Smith, Manager, Employee Relations, HRMD

MOTION: Approve the Proclamation in Item 4.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

5. Approve Proclamation recognizing 150th anniversary of Cinco de Mayo, the Battle of Puebla, in Travis County. (Commissioner Gómez)

MOTION: Approve the Proclamation in Item 5.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

6. Approve Resolution recognizing the month of May 2012 as "Older Americans Month" in Travis County. (Commissioner Huber)

Members of the Court heard from:
Sherri Fleming, Executive Manager, TCHHS&VS

MOTION: Approve the Resolution in Item 6.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Justice and Public Safety Items

7. Receive update and presentation from Council on at Risk Youth on its Fiscal Year 2011 accomplishments. (Commissioner Gómez)

Members of the Court heard from:
Adrian Moore, Executive Director, Council on At-Risk Youth (CARY)
Shana Fox, CARY
Latoya Harmason, CARY
Wes Vincik, CARY
Carlos Sanchez, CARY
Calvin Scott, Student
Juan Fresquez, Student
Uriel Mandragon, Student
Bert (no last name given), Student
Jordan Tippin, Student
Briana DeLeon, Student
Terry Cowan, Chair, CARY
Roger Jefferies, County Executive Justice and Public Safety (JPS)

RESULT: **DISCUSSED**

8. Consider and take appropriate action on the collaboration with the Texas Conference of Urban Counties for the Techshare Court and Prosecution Module projects including:

- a. Update on status of projects; and
- b. Request for resources.

Members of the Court heard from:
Roger Jefferies, County Executive, JPS
Vicky Skinner, Director of Administration, Travis County District Attorney's Office
Charles Gray, Conference of Urban Counties (CUC)
Joe Harlow, Chief Technology Officer, Information and Telecommunications Systems (ITS)

Jessica Rio, Assistant Budget Manager, Planning and Budget Office (PBO)

MOTION: Approve Item 8.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
ABSENT: Ron Davis

Purchasing Office Items

9. Approve contract award for professional analysis of impediments to fair housing in Travis County, RFS No. S110306-DW, to the highest qualified respondent, Mullin & Lonergan Associates.

RESULT: ADDED TO CONSENT

10. Approve Interlocal Agreement No. IL120191DW with the Capital Area Metropolitan Planning Organization to provide the coordination of transportation infrastructure activities for Travis County.

RESULT: ADDED TO CONSENT

11. Reject bid Received for IFB No. B120122-CW, portable toilet rental and servicing, and rebid.

RESULT: ADDED TO CONSENT

12. a. Approve order exempting the purchase of digital photo lab software from Veripic, Inc. from the competitive procurement process pursuant to Section 262.024 (a) (7) (a) of the County Purchasing Act; and
b. Approve Modification No. 2 to Contract No. CM110052SW, Veripic, Inc., for digital photo lab software.

RESULT: ADDED TO CONSENT

Transportation, Natural Resources and Facilities Dept. Items

13. Consider and take appropriate action on a request to close Old Highway 20 between Joyce Turner Drive and Parmer Lane beginning June 1, 2012 through August 31, 2012 or until construction is completed in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

14. Consider and take appropriate action on a plat for recording in Precinct Three: Revised Plat of Lots 5-9 Block C West Cypress Hills Phase One Section Four A. (Commissioner Huber)

RESULT: ADDED TO CONSENT

15. Consider and take appropriate action on the proposed Travis County Land Conservation Program guidelines, Conservation Easement Program application, and Resolution supporting conservation of natural and cultural resources in Travis County.

Members of the Court heard from:
Steve Manilla, County Executive, TNR

Wendy Scaperotta, Senior Planner, TNR

MOTION: That we approve the guidelines, application, and resolution.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

16. Consider and take appropriate action on the amended and restated License Agreement for the development known as the Commons of Rowe Lane, in Precinct One. (Commissioner Davis)

RESULT: **ADDED TO CONSENT**

17. Consider and take appropriate action on a plat for recording of Parmer Lane Luxury Apartments, in Precinct Two. (Commissioner Eckhardt)

RESULT: **ADDED TO CONSENT**

Planning and Budget Dept. Items

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

RESULT: **ADDED TO CONSENT**

19. Review and approve requests regarding grant programs, applications, contracts and permissions to continue:

- a. Annual application to the Automobile Burglary and Theft Prevention Authority to continue the Sheriff's Combined Auto Theft Task Force Program in the Travis County Sheriff's Office; and

RESULT: **ADDED TO CONSENT**

- b. Application to the United States Department of Labor for a Youth Reentry Program in the Juvenile Probation Department; a new, three year grant program to provide individualized education plans, and post-release case management services for juveniles.

Members of the Court heard from:

Lisa Eichelberger, Juvenile Probation
Ena Brent, Casework Manager, Juvenile Probation
Britt Canary, Deputy Chief, Juvenile Probation
Nathaniel Whitfield, Reentry Specialist, Juvenile Probation
Kristen Meurer, Reentry Specialist, Juvenile Probation

MOTION: Approve Item 19.b.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Administrative Operations Items

20. 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 \$512,438.99 for the period of April 13 to April 19, 2012.

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

Other Items

22. Receive State required Racial Profiling Report for Calendar Year 2011 from Precincts One, Two and Five Constables.

RESULT: ADDED TO CONSENT

23. Consider and take appropriate action on a report by Ernst & Young regarding a new civil and family court house, including but not limited to:

- a. Acceptance of the report of feasibility analysis of delivery option and value-for-money;

Clerk's Note: The Court discussed the possible makeup of a Court House Committee to assist with selection of a delivery method and to present a list of potential Committee appointments to the Court next Tuesday, May 8, 2012. The Court also discussed the creation of a second, larger committee to oversee the project after the delivery method has been determined.

Members of the Court heard from:

Roger Jefferies, County Executive, JPS
Belinda Powell, Capital Planning Coordinator, PBO

RESULT: DISCUSSED

Reset for: 5/8/2012

- b. Proposed committee charge;

Clerk's Note: The Court discussed the wording of the charge to the Committee.

Members of the Court heard from:

Roger Jefferies, County Executive, JPS
Belinda Powell, Capital Planning Coordinator, PBO
John Hille, Assistant County Attorney
Tom Nuckols, Assistant County Attorney

MOTION: That we approve the charge as revised.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Sarah Eckhardt, Commissioner

SECONDER: Samuel T. Biscoe, Judge

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- c. Appointment of an internal project manager; and

Members of the Court heard from:

Roger Jefferies, County Executive, JPS
Leslie Browder, County Executive, PBO
Cyd Grimes, Travis County Purchasing Agent

MOTION: That Leslie Browder, County Executive, PBO and Roger Jefferies, County Executive Justice and Public Safety (JPS), act as co-County

Executive Sponsors and managers of this project through the time that we secure outside help.

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

d. Other related issues.

Clerk's Note: The Court directed Staff to present a draft charge for the second, larger Court House committee on Tuesday, May 8, 2012.

RESULT: **DISCUSSED** **Reset for: 5/8/2012**

24. Consider and take appropriate action on Economic Development Agreement with Apple Inc. (This item may be taken into Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney and Gov't Code Ann 551.087, Economic Development Negotiations)

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. 551.087, Economic Development Negotiation.

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Leroy Nellis, Budget Manager, PBO
Jason Lundgard, Manager, State and Local Government Affairs for the Western United States, Apple, Inc.
Dr. Freddie Dixon, Jr., Board Member, African American Men and Boys Harvest Foundation
Janice Johnson, Chief Operating Officer, African American Men and Boys Harvest Foundation
Ed Wendler, Travis County Resident
Bill Aleshire, Former Travis County Judge
Gus Peña, Travis County Resident

MOTION: That we approve the proposed agreement, plus the attachments.
RESULT: **APPROVED [4 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Karen L. Huber, Margaret J. Gómez
NAYS: Sarah Eckhardt

25. Consider and take appropriate action on May 12, 2012 Joint Election Agreement.

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

26. Consider and take appropriate action concerning the settlement offer regarding payment for STAR Flight services rendered to Henry Estrada.¹

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

MOTION: Accept \$664.00 in payment of this invoice.
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

27. Consider and take appropriate action on an offer from the City of Austin (Austin Energy) to purchase an approximately 7.46 acre electric line easement on land within Northeast Metro Park in Precinct Two, for installation and operation of an Austin Energy overhead, high-transmission line across the park. (Commissioner Eckhardt)^{1 and 2}

Judge Biscoe announced that Item 27 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.

RESULT: **POSTPONED** **Reset for: 5/8/2012**

28. Consider and take appropriate action on the acquisition of approximately 172.381 acres of land in northwest Travis County in connection with the Balcones Canyonlands Conservation Plan. (Commissioner Eckhardt)²

Judge Biscoe announced that Item 28 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

RESULT: **POSTPONED** **Reset for: 5/8/2012**

29. Receive briefing from County Attorney and give direction concerning whether to file suit against Amber Carline to recover damages to a County-owned guardrail and take appropriate action.¹

Judge Biscoe announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Authorize the County Attorney's Office to file an appropriate lawsuit in this matter.
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

30. Receive briefing from the County Attorney and take appropriate action regarding 5101 Blue Bluff Road, Austin, TX 78724 and non-compliance with the Travis County Fire Code. (Commissioner Davis)¹

Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Authorize the County Attorney's Office to file an action for appropriate injunctive relief and civil penalties.
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

31. Receive briefing from the County Attorney and take appropriate action regarding the acquisition by eminent domain of property owned by Allen Vorwerk and the heirs at law of Gladys Vorwerk, deceased (Parcels 1 and 1e) and Frederick A. Bittner, (Parcel 2) for the Jesse Bohls Road improvement project in Precinct One. (Commissioner Davis)^{1 and 2}

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.

MOTION: Approve a Resolution to file two condemnation petitions, one involving Parcel 1, the Vorwerk tract, and one involving Parcel 2, the Bittner tract.
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

32. Consider and take appropriate action regarding Circuit of the Americas and Formula One, 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.¹

Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: In Item 32.b, approve the proposed real estate contract and that we authorize the County Judge to sign on behalf of the Commissioners Court.
RESULT: **APPROVED [3 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Margaret J. Gómez
NAYS: Karen L. Huber
ABSENT: Sarah Eckhardt

Clerk's Note: No action taken on Items 32.a, 32.c, 32.d and 32.e.

33. Receive briefing from County Attorney and take appropriate action on request from Mary E. Moran for a formal hearing before the Commissioners Court on recent termination from Travis County.¹

Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to

RESULT: DISCUSSED

Reset for: 5/8/2012

Consent Items

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 9, 10, 11, 12, 13, 14, 16, 17, 18, 19.a, 20, 21, 22, 25 and A2.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- C1. Receive bids from County Purchasing Agent.
- C2. Approve payment of claims and authorize County Treasurer to invest County funds.
- C3. Approve setting a Public Hearing on Tuesday, May 22, 2012 to receive comments regarding a request to authorize the filing of an instrument to vacate a 7,885 square foot area of a drainage easement located over and across a portion of Tract 95 of the Travis Hollow Section Three subdivision Precinct Three. (Commissioner Huber)

Added Items

- A1. Consider and take appropriate action on the acceptance of the dedication of the public street and drainage facilities within Gilbert Lane, Phase One in Precinct One. (Commissioner Davis)

Members of the Court heard from:

Steve Manilla, County Executive, TNR

MOTION: Approve Item A1.

RESULT: APPROVED [UNANIMOUS]

MOVER: Ron Davis, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- A2. Approve setting a public hearing on Tuesday, May 22, 2012 to receive comments regarding a request to authorize the filing of an instrument to vacate the drainage easement portion of the five foot wide public utility and drainage easements located along the side and rear lot lines of Lot 8, Block D of Kingsberry Park Section 1 in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge