



Item 33

Travis County Commissioners Court Agenda Request

Meeting Date: January 29, 2013

Prepared By/Phone Number: David Salazar, County Judge's Office

Elected/Appointed Official/Dept. Head: Samuel T. Biscoe, County Judge

Commissioners Court Sponsor: Samuel T. Biscoe, County Judge

AGENDA LANGUAGE:

CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO WAIVE PARTS OF SECTION I. ORGANIZATION CONTAINED IN THE CAMPO JOINT POWERS AGREEMENT, TO ALLOW FORMER COMMISSIONER JOHN CYRIER TO SERVE AS CALDWELL COUNTY REPRESENTATIVE ON CAMPO POLICY BOARD FOR TERM TO WHICH CALDWELL COUNTY COMMISSIONERS COURT APPOINTS HIM

BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:

Attached email from CAMPO and Joint Powers Agreement.

STAFF RECOMMENDATIONS:

ISSUES AND OPPORTUNITIES:

n/a

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

From: Melissa Velasquez
Sent: Thursday, January 24, 2013 3:26 PM
To: Agenda
Subject: FW: CAMPO: For consideration in relation to (former) Comm. John Cyrier of Caldwell County
Attachments: Signed JPA_April 2010.pdf

From: McCoy, Maureen [mailto:Maureen.McCoy@campotexas.org]
Sent: Thursday, January 24, 2013 9:20 AM
To: Sam Biscoe; Greg Malatek; Linda.Watson@capmetro.org; Lee Leffingwell; bert.cobb@co.hays.tx.us; ctyjudge@wilco.org
Cc: Gerald Daugherty; Sarah Eckhardt; Andy.Mormon@austintexas.gov; todd.hemingson@capmetro.org; justine.capmetro@gmail.com; will.conley@co.hays.tx.us; Commissioner Cynthia Long; Bill Spelman; Sheryl Cole; Chris Riley; Terrie.Wilhelm@txdot.gov; Bubba.Needham@campotexas.org; jennifer.anderson@co.hays.tx.us; kfox@wilco.org; Melissa Velasquez; Josie (Josephine Z.) Zavala
Subject: CAMPO: For consideration in relation to (former) Comm. John Cyrier of Caldwell County

As you may know, (former) Commissioner John Cyrier of Caldwell County has been serving on the CAMPO Transportation Policy Board for several years. He did not seek re-election in November. On December 17, the Caldwell County Commissioners' Court appointed Mr. Cyrier as their representative to the CAMPO TPB. However, under the current CAMPO Joint Powers Agreement (JPA), membership on the Transportation Policy Board will consist of...."One member of the Caldwell County Commissioners' Court."

Therefore, it has been suggested that each governing body for the six signatories to the JPA consider approving language similar to that provided below to allow Mr. Cyrier to continue to represent Caldwell County on the CAMPO Policy Board.

Consider and take appropriate action on waiving only those portions of Section I. Organization contained in the CAMPO Joint Powers Agreement to allow former Commissioner John Cyrier to serve as Caldwell County representative to CAMPO for any term to which Caldwell County Commissioners Court elects to appoint him before January 1, 2015.

I've attached the entire Joint Powers Agreement for your information. Please let me know if CAMPO staff can provide you with any additional information on this or any other CAMPO issue.

Maureen McCoy, Director
CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION
512 974 2656 | maureen.mccoy@campotexas.org
P.O. Box 1088 | Austin, TX 78767

1 **CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION**
2 **JOINT POWERS AGREEMENT**
3

4 **STATE OF TEXAS**

§

6 **COUNTY OF TRAVIS**

§

§

8
9 **THIS AGREEMENT** made this 7th day of April, 2010, by and between the State of
10 Texas, acting by and through its Executive Director of the Texas Department of Transportation,
11 (hereinafter referred to as the State); the City of Austin (the City); the County of Travis (Travis
12 County); the County of Williamson (Williamson County); the County of Hays (Hays County); and
13 the Capital Metropolitan Transportation Authority (Capital Metro);

14
15 **WITNESSETH**
16

17 **WHEREAS**, Section 134, Title 23, United States Code (23 USC 134) requires that a metropolitan
18 planning organization be designated for each urbanized area of more than 50,000 population
19 by agreement among the Governor and units of general purpose local government which
20 together represent at least 75 percent of the affected population (including the central city or
21 cities as defined by the Bureau of the Census) or in accordance with procedures established by
22 applicable State or local law; and,
23

24 **WHEREAS**, the State, the City, and Travis County on April 6, 1973, did agree to participate in a
25 continuing, comprehensive, cooperative transportation planning process for the Austin metropolitan
26 area as provided in the Federal-Aid Highway Act of 1962; and,
27

28 **WHEREAS**, said agreement was amended on September 30, 1976, June 28, 1984, September 5,
29 1996, February 3, 2003, and February 26, 2007 to revise the organization and responsibilities
30 for the Capital Area Metropolitan Planning Organization; and,
31

32 **WHEREAS**, it is the further desire of the signatory agencies that the Study organization be
33 revised to provide a one-committee structure composed principally of local elected officials of a
34 unit of general purpose government which have responsibility for project implementation within
35 the study area;
36

1 **NOW, THEREFORE,** it is hereby agreed that the aforementioned agreement of February 26,
2 2007 shall be considered null and void and shall be replaced in its entirety by this agreement
3 with the organization and responsibilities as set out in the following paragraphs:

4
5 **I. ORGANIZATION**
6

7 A Transportation Policy Board will furnish policy guidance and direction for the continuing
8 transportation study. Membership on the Transportation Policy Board will consist of:

- 9 1. Four members from the Austin City Council.
- 10 2. One member from the Round Rock City Council.
- 11 3. One member of the Cedar Park City Council.
- 12 4. One member of the San Marcos City Council.
- 13 5. One member from the Georgetown City Council.
- 14 6. One member from the Pflugerville City Council.
- 15 7. Three members of the Travis County Commissioners' Court.
- 16 8. One member to be appointed by the Travis County Commissioners' Court.
- 17 9. One member of the Williamson County Commissioners' Court.
- 18 10. One member of the Hays County Commissioners' Court.
- 19 11. One member of the Bastrop County Commissioners' Court.
- 20 12. One member of the Caldwell County Commissioners' Court.
- 21 13. One representative from the Capital Metropolitan Transportation Authority.
- 22 14. One representative from the Texas Department of Transportation Austin District.

23
24 Once a CAMPO member city reaches a population of 50,000 persons or more, as
25 determined by the U.S. Census Bureau in its most recent annual population estimate, a City
26 Council Member from that city shall be added to the Transportation Policy Board.

27
28 The voting membership shall be as follows:

29 **VOTING MEMBERSHIP**

30 City of Austin	4
31 City of Round Rock	1
32 City of Cedar Park	1
33 City of San Marcos	1
34 City of Georgetown	1

1	City of Pflugerville	1
2	Travis County	3
3	Travis County appointee	1
4	Williamson County	1
5	Hays County	1
6	Bastrop County	1
7	Caldwell County	1
8	Texas Department of Transportation	1
9	Capital Metropolitan Transportation Authority	1
10	Any City in the CAMPO area that reaches a population	
11	of 50,000 or more as detailed above	1

12
13 Each entity that appoints a member shall designate its representatives and alternates to
14 the Transportation Policy Board and when necessary fill vacancies among its members on
15 the Board. Entities selecting elected members of the Transportation Policy Board shall
16 assure racial and ethnic minority representation on the Board that reflects the minority
17 population of each county, to the maximum extent possible.

18
19 **AFFILIATE NON-VOTING MEMBERSHIP**

20
21 In addition to the voting members, there will be affiliate non-voting membership, including,
22 but not limited to the list below. The Transportation Policy Board may add or make
23 changes to the affiliate non-voting membership:

- 24 • Capital Metropolitan Transportation Authority, General Manager
- 25 • Federal Highway Administration
- 26 • Federal Transit Administration
- 27 • Texas Department of Transportation, Transportation Planning and
- 28 Programming Division, Austin
- 29 • University of Texas at Austin

30
31 The function of the Transportation Policy Board shall be as follows:

- 32 1. Provide policy guidance for the transportation planning process.
- 33 2. Carry out in cooperation with the State and local governments and annually certify
- 34 a transportation planning process that is in full compliance with Federal

1 requirements outlined in 23 USC 134, Section 8 of the Federal Transit Act, as
2 amended (49 USC 7504, 7506, (c) and (d)) as well as other applicable
3 requirements as specified in 23 CFR 450.114.

- 4 3. Set goals and cooperatively determine the responsibilities of the participating
5 agencies for planning tasks in the annual Unified Planning Work Program.
- 6 4. Adopt and review a transportation plan which provides for both the near-term
7 and long-term needs of persons and goods in the study area at least every five
8 years and recommend its adoption and implementation by local governments and
9 state agencies.
- 10 5. Develop in cooperation with the State and local governments and endorse a
11 staged multiyear transportation improvement program at least every two years
12 which includes projects in or serving the urbanized areas, initiated by the
13 implementing agencies, and consistent with the transportation plan.
- 14 6. Adopt a Public Involvement Program that includes participation in the development
15 of the Transportation Plan, the Transportation Improvement Program, Major
16 Investment Studies, and other plans and programs.
- 17 7. Designate such offices, special committees or task forces as found necessary to
18 carry out the planning process.
- 19 8. Appoint the CAMPO Executive Director.
- 20 9. Meet at intervals as necessary to perform its functions.
- 21 10. Adopt internal bylaws and operating procedures consistent with this agreement.

22 23 24 **II. METROPOLITAN AREA BOUNDARY**

25
26 The boundary of the Capital Area Metropolitan Planning Organization shall be
27 determined by agreement between the Transportation Policy Board and the Governor in
28 accordance with 23 USC 134. The CAMPO area shall cover at least the existing
29 urbanized area and the contiguous area expected to become urbanized within the twenty
30 year forecast period and may encompass the entire metropolitan statistical area, as
31 defined by the Bureau of the Census. After each decennial census, the Transportation
32 Policy Board shall consider appropriate revisions to the CAMPO area to include every
33 county in the metropolitan statistical area with a population that exceeds 100,000
34 residents.

1
2 **III. CAMPO EXECUTIVE DIRECTOR AND CAMPO OFFICE**
3

4 A CAMPO Executive Director shall be appointed by the Transportation Policy Board to
5 work in close cooperation with representatives of the State, local governments, and
6 agencies within the study area. The principal duties of the CAMPO Executive Director and
7 CAMPO office will be as follows:

- 8 1. Arrange for meetings of the Transportation Policy Board and any other special
9 committee or task force created by the Committee.
- 10 2. Maintain the records, meeting minutes, library, and other documents or
11 correspondence associated with the functions of the Transportation Policy Board.
- 12 3. Maintain liaison and act in an advisory capacity to the Transportation Policy Board.
- 13 4. Coordinate and maintain liaison with the staffs of the agencies participating in the
14 CAMPO transportation planning process.
- 15 5. Coordinate the development of the Unified Planning Work Program, Transportation
16 Plan, Transportation Improvement Program, and Major Investment Studies in
17 cooperation with participating agencies.
- 18 6. Report to the Transportation Policy Board on the status of the transportation planning
19 process and recommend special studies, revisions to the Transportation Plan,
20 Transportation Improvement Program, Major Investment Studies, or Unified Planning
21 Work Program.
- 22 7. Supervise the CAMPO staff and direct the activities of all personnel hired or
23 contracted with CAMPO as identified in the Unified Planning Work Program.
- 24 8. Advise the Transportation Policy Board on consistency of the CAMPO work program
25 and Committee actions with applicable federal and state laws and regulations.

26
27 **IV. STUDY FINANCING**
28

29 The expenses involved in the continuing planning process, data gathering, review and
30 updating the CAMPO plans and programs will be assumed by the participating agencies
31 as set forth in the Unified Planning Work Program.

32
33 **V. AGREEMENT MODIFICATION OR TERMINATION**
34

35 This agreement may be supplemented or renegotiated as necessary to meet changing
36 conditions. By mutual agreement the parties hereto may terminate this agreement

1 **IN WITNESS WHEREOF**, the Parties have hereunto affixed their signatures on the dates indicated.

2
3 **STATE OF TEXAS**

4
5 Certified as being executed for the purpose and effect of activating and/or carrying out the
6 orders, established policies, or work programs heretofore adopted by the Texas Transportation
7 Commission

8
9 By: 
10 Executive Director

11
12 Date: 3/22/10

13
14 **RECOMMENDED FOR EXECUTION:**

15
16 , P.E.
17 District Engineer - Austin District

18
19 
20 Deputy Executive Director

21
22
23
24 **CITY OF AUSTIN**

25
26 By: 
27 ~~City Manager~~ Mayor

28
29 Date: _____

30
31
32 **APPROVED AS TO FORM:**

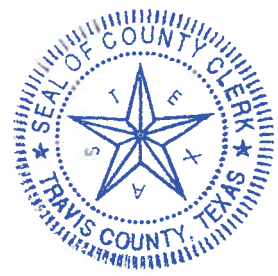
33
34 
35 **Asst. City Attorney**

1 **COUNTY OF TRAVIS**

2
3 By: Samuel T. Broise
4 County Judge

5
6 Date: 3-24-10

7
8
9 ATTEST: [Signature]
10 County Clerk



11
12
13
14 **COUNTY OF WILLIAMSON**

15
16 By: [Signature]
17 County Judge

18
19 Date: 04-06-2010

20
21 ATTEST: Nancy E. Rister
22 County Clerk

23
24
25
26 **COUNTY OF HAYS**

27
28 By: [Signature]
29 County Judge

30
31 Date: 4-08-10

32
33 ATTEST: [Signature]
34 County Clerk



35
36
37
38 **CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY**

39
40 By: Denny Allen
41 President/CEO

42
43
44 Date: 3/30/10