



Travis County Commissioners Court Agenda Request

Meeting Date: August 27, 2013

Prepared By/Phone Number: Robert Resnick, 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 July 23 & 30, August 6 & 13, the Special Voting Sessions of August 9 & 12, 2013, and the Corrected Minutes of July 16, 2013.

BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:

STAFF RECOMMENDATIONS:

ISSUES AND OPPORTUNITIES:

FISCAL IMPACT AND SOURCE OF FUNDING:

REQUIRED AUTHORIZATIONS:



Minutes for the Travis County Commissioners Court Tuesday, July 16, 2013 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 July 16, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Clerk's Note: The Court extended its condolences to the family of Ann McAfee on her recent passing.

Public Hearings

1. Receive comments regarding a partial cancellation of the right-of-way for Dorado Pass and part of unnamed right-of-way, part of Tract #5, Lakehurst Subdivision (Dorado Pass and parts of unnamed right-of-way – Tract #5, Lakehurst Subdivision – Lakehurst Loop – City of Lakeway ETJ – eight residential lots) in Precinct Three. (Commissioner Daugherty) (Action Item #6)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

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: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

2. Receive comments regarding a plat for recording: Revised plat of lots 39–62, lot 35, lots 63–72, part of lot 73, part of lot 85 and canceled right-of-way for Dorado Pass and part of unnamed right-of-way, part of Tract #5, Lakehurst Subdivision (revised plat and canceled parts of right-of-ways – Lakehurst Subdivision – Lakehurst Loop – City of Lakeway ETJ – eight residential lots) in Precinct Three. (Commissioner Daugherty) (Action Item #7)

MOTION: Open the Public Hearing.

RESULT: APPROVED [UNANIMOUS]
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR

MOTION: Close the Public Hearing.
RESULT: APPROVED [UNANIMOUS]
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

3. Receive comments regarding a request to authorize the filing of an instrument to vacate several sections of a separate instrument right-of-way dedication as dedicated by Document #2008002782 in Precinct Three. (Commissioner Daugherty) (Action Item #8)

MOTION: Open the Public Hearing.
RESULT: APPROVED [UNANIMOUS]
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR

MOTION: Close the Public Hearing.
RESULT: APPROVED [UNANIMOUS]
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Citizens Communication

Members of the Court heard from:

Morris Priest, Travis County resident
Gus Peña, Travis County resident
Carlos León, Travis County resident
Dr. John Kim, Travis County resident
Kenneth Koym, Travis County resident

Special Items

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

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshal
Jim Connolly, Assistant County Attorney

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

Members of the Court heard from:
Steve Manilla, County Executive, TNR
Tom Weber, Environmental Program Manager, TNR

MOTION: Approve Items 11.a-b.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Health and Human Services Dept. Items

12. Consider and take action on interlocal agreement with Austin Independent School District to provide access to school campuses for staff of the Travis County Underage Drinking Prevention and Healthy Families programs.

RESULT: ADDED TO CONSENT

13. Consider and take appropriate action on memorandum of understanding between Healthy Families Travis County and Any Baby Can for the provision of home-based counseling services.

RESULT: ADDED TO CONSENT

14. Receive overview of the Travis County Healthcare District D/B/A Central Health preliminary draft budget for Fiscal Year 2014.

Members of the Court heard from:
Larry Wallace, Vice President of Service Delivery, Central Health
Jeff Knodel, Chief Financial Officer, Central Health
Christie Garbe, Chief Communications and Planning Officer, Central Health

RESULT: DISCUSSED

Planning and Budget Dept. Items

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

RESULT: ADDED TO CONSENT

16. Review and approve new application to the Texas Veterans Commission Fund for veterans' assistance to expand services offered by the Veterans Court Program to include substance abuse treatment.

RESULT: ADDED TO CONSENT

17. 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 \$698,621.50 for the period of June 28 to July 4, 2013.

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action to advertise proposed Fiscal Year 2014 salaries for elected officials and set date for public hearing.

Members of the Court heard from:

Leslie Browder, County Executive, Planning and Budget Office (PBO)

MOTION: Approve the advertisement and set the Public Hearing for August 6, 2013.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

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

ABSENT: Bruce Todd

20. Consider and take appropriate action regarding a request from Forklift Danceworks to use the Travis County Exposition Center and waiver of certain rental fees for an event for Austin Energy.

Members of the Court heard from:

Roger El Khoury, Director, Travis County Facilities Management Department (FMD)

Allison Orr, Director, Forklift Danceworks

MOTION: Grant the requested waiver.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Purchasing Office Items

21. Approve Modification No. 4 to Interlocal Agreement No. 4400000356 (H.T.E. Contract No. IL040278ML), Austin State Hospital, for environmental services for Crisis Intervention Team offices.

RESULT: ADDED TO CONSENT

22. Approve Modification No. 13 to Contract No. 4400000727 (H.T.E. Contract No. PS090100RE), American Youthworks, for workforce development.

RESULT: ADDED TO CONSENT

23. Approve Modification No. 3 to Interlocal Agreement No. 4400000377, (H.T.E. Contract No. IL080007VR), Hays County, for residential treatment services.

RESULT: ADDED TO CONSENT

24. Approve Modification No. 4 to Contract No. 4400000245 (H.T.E. Contract No. CM070274LC), High Sierra Electronics, Inc., for the flood warning system.

RESULT: ADDED TO CONSENT

25. Discuss and take appropriate action on request to authorize Purchasing Agent to issue Request for Qualifications (RFQ) No. Q1306-014-RV for professional architectural and engineering design services of office building and parking structure to be located at 416 West 11th Street.

Members of the Court heard from:

Cyd Grimes, Travis County Purchasing Agent
Roger El Khoury, Director, FMD
Tenley Aldredge, Assistant County Attorney

MOTION: Approve Item 25.
RESULT: **APPROVED [4 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Margaret J. Gómez
NAYS: Gerald Daugherty

Other Items

26. Consider and take appropriate action on legislative matters, including:
- Update on legislative activities; and
 - Additions to the priorities, policy positions and the positions on other proposals sections of the Travis County legislative agenda.

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Coordinator, Travis County Office of Intergovernmental Relations (IGR)
Dr. John Kim, Travis County resident

RESULT: **DISCUSSED**

27. Appoint Fairy Davenport Rutland to the Travis County Children's Protective Services Board effective immediately through July 31, 2016. (Judge Biscoe)

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

28. Consider and take appropriate action on purchase of a conservation easement over approximately 652 acres of land in connection with the Balcones Canyonlands Conservation Plan in Precinct Three. (Commissioner Daugherty) ²

Judge Biscoe announced that Item 28 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.02, Real Property.

MOTION: Accept the purchase price of \$3,586,000.00, with closing to take place by the end of Calendar Year 2013.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

29. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Kevin Edwards.¹

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

RESULT: **DISCUSSED** **Reset for: 7/30/2013**

30. Receive briefing from County Attorney and take appropriate action in a claim regarding Ronald "Bianca" Cruz-Garcia.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: Settle the matter for \$30,000.00 with dismissal and release of any and all claims.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

31. Receive briefing and take appropriate action regarding State Office of Administrative Hearings Docket No. 582-10-5643 and Texas Commissioner on Environmental Quality Docket No. 2010-1040-MIS, the Hill Country Water Conservation District.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: **DISCUSSED**

Consent Items

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 5, 6, 7, 8, 9, 12, 13, 15, 16, 17, 18, 21, 22, 23, 24, 27 and A1.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, 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 August 6, 2013 to receive comments regarding a request to authorize the filing of an instrument to vacate a 2.079 acres section of right-of-way known as Moores Crossing Boulevard in Precinct Four. (Commissioner Gomez)

Added Items

- A1. Consider and take appropriate action on the following:
- a. An Alternative Fiscal Agreement for Avalon, Phase 9B; and
 - b. A Cash Security Agreement for the fiscal posting for Avalon, Phase 9B – all within Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Travis County Commissioners Court Tuesday, July 23, 2013 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on July 23, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Clerk's Note: Judge Biscoe announced that the Work Session scheduled for Thursday, July 23, 2013, is cancelled.

Public Hearings

1. Receive comments regarding a request to authorize the filing of an instrument to vacate several three foot wide public utility easements located along the common lot lines of lots 61, 62, and 63 of Edgewater Beach, Section 2 in Precinct Three. (Commissioner Daugherty) (Action Item #9)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

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: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

2. Receive comments regarding a request to authorize the filing of an instrument to vacate two five foot wide public utility easements located along the common lot line of lots 88 and 89 of Apache Shores, First Installment in Precinct Three. (Commissioner Daugherty) (Action Item #10)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Citizens Communication

Members of the Court heard from:

Fidel Acevedo, Travis County resident
Morris Priest, Travis County resident
Shannon Steele, Benefits Administrator, Human Resources Management Department (HRMD)
Carlos León, Travis County resident
Gus Peña, Travis County resident
Kenneth Koym, Travis County resident
Dr. John Kim, Travis County resident

Special Items

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

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshall

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

RESULT: **DISCUSSED** **Reset for: 7/30/2013**

4. Introduction of Sonia Coyle as the new County Extension Agent – Family and Consumer Sciences for the Texas A&M Agrilife Extension Service in Travis County

Members of the Court heard from:

Dolores Sandman, Director, Travis County Division, Texas AgriLife Extension Service
Sonia Coyle, County Extension Agent – Family and Consumer Sciences, Texas AgriLife Extension Service

RESULT: **DISCUSSED**

Resolutions and Proclamations

5. Approve Proclamation recognizing July 21 through 27, 2013 as “Pretrial, Probation and Parole Supervision Week” in Travis County.

Members of the Court heard from:

Roger Jefferies, County Executive, Justice and Public Safety (JPS)
Rosie Ramon-Duran, Chief Deputy, Community Services and Corrections Division (CSCD)
Estella Medina, Chief Juvenile Probation Officer

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

Transportation and Natural Resources Dept. Items

6. Consider and take appropriate action on a request to use available Precinct Two 2001 bond projects savings to fund the engineering and right-of-way acquisition for Weiss Lane bridge improvements in Precinct One. (Commissioner Davis)

RESULT: **ADDED TO CONSENT**

7. Consider and take appropriate action on the use of an alternative fiscal agreement for Estancia Hill Country subdivision, Phase 1 in Precinct Three. (Commissioner Daugherty)

RESULT: **ADDED TO CONSENT**

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

- a. Cash security agreement for Senna Hills, Section 8;
- b. Cash security agreement for Senna Hills, Section 9; and
- c. Cash security agreement for Senna Hills, Section 10 in Precinct Three. (Commissioner Daugherty)

RESULT: **ADDED TO CONSENT**

9. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate several three foot wide public utility easements located along the common lot lines of lots 61, 62, and 63 of Edgewater Beach, Section 2 in Precinct Three. (Commissioner Daugherty)

RESULT: **ADDED TO CONSENT**

10. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate two five foot wide public utility easements located along the common lot line of lots 88 and 89 of Apache Shores, First Installment in Precinct Three. (Commissioner Daugherty)

RESULT: **ADDED TO CONSENT**

11. Consider and take appropriate action regarding:

- a. A license agreement with 973 Materials, LLC to restore a former soil excavation pit in the Onion Creek Greenway;
- b. Authorization for the County Executive-TNR to sign a letter to the City of Austin regarding the requirement for fiscal security for re-vegetation and post-mining reclamation;
- c. Authorization for the County Executive-TNR to submit to the City of Austin a declaration of drainage area acknowledging the legal restrictions against development of the land in Precinct 4. (Commissioner Gomez)

RESULT: **ADDED TO CONSENT**

Health and Human Services Dept. Items

12. Consider and take action on the application to continue the Financial Support Plus 1 program with the City of Austin, Austin Energy providing utility assistance to low-income households in Travis County that are customers of Austin Energy in Fiscal Year 2014.

RESULT: ADDED TO CONSENT

Planning and Budget Dept. Items

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

RESULT: ADDED TO CONSENT

14. Approve requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:
 - a. Annual application to the Emergency Food and Shelter Program Board for an Emergency Food and Shelter Program grant in Travis County Health and Human Services and Veterans Service Department; and
 - b. Annual contract with the Texas Department of Housing and Community Affairs for a Low-Income Home Energy Assistance Program through the United States Department of Health and Human Services in Travis County Health and Human Services and Veterans Service Department.

RESULT: ADDED TO CONSENT

15. 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 \$1,219,443.82 for the period of July 5 to July 11, 2013.

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

17. Consider and take appropriate action on delivery method for the development of the new civil and family courthouse and other related issues. (This item may be taken into Executive Session under the Consultation with Attorney exception)

Members of the Court heard from:

Leslie Browder, County Executive, Planning and Budget Office (PBO)
George Tapas, National Practice Manager, Alternative Finance and Public-Private Partnerships, URS Corporation
Belinda Powell, Capital Planning Coordinator, PBO
Dr. John Kim, Travis County resident
Lora Livingston, Judge, 261st District Court
Christopher Oddo, President, Austin Bar Association
Philip Lawhon, Representative, International Brotherhood of Electrical Workers (IBEW)
Greg Casar, Workers Defense Project

MOTION: Move forward with this project, with Design/Build as the delivery method.

MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner

SUBSTITUTE

MOTION: Adopt P3 (Public-Private Partnership) as the delivery method.
MOVER: Bruce Todd, Commissioner

Clerk's Note: The Substitute Motion died for lack of a Second.

Clerk's Note: The Court voted on the Standing Motion.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

18. Consider and take appropriate action on Security Committee recommendations for funding for Fiscal Year 2014. (This item may be taken into Executive Session under the Security exception)

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Travis Gatlin, Senior Budget Analyst, PBO

RESULT: **DISCUSSED** **Rest for: 8/13/2013**

19. Consider and take appropriate action on the recommendations in the Kroll Advisory Solutions Physical Security Assessment report on the Travis County North Campus including:

- a. Acceptance of the Kroll report;
- b. A Security Director;
- c. Department assignment of the Security Director;
- d. The type of security personnel to utilize at the Airport Boulevard Building; and
- e. Itemized list of Category A recommendations. **(This item may be taken into Executive Session under the Security exception)**

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Travis Gatlin, Senior Budget Analyst, PBO
Roger El Khoury, Director, Travis County Facilities Management Department (FMD)
Dr. John Kim, Travis County resident

RESULT: **DISCUSSED** **Reset for: 8/13/2013**

20. Consider and take appropriate action on a proposed license agreement with Allan-Thrasher, LLC, to use the County-owned parking lot at 416 W. 11th Street from the date of approval through April 30, 2014 during hours the parking lot is not required for County use.

RESULT: **ADDED TO CONSENT**

Purchasing Office Items

21. Approve twelve (12) month extension (Modification No. 1) for plumbing services, Contract No. 4400001073, to Ben's Sprinkler & Plumbing Service.

RESULT: ADDED TO CONSENT

22. Approve contract award for aviation fuel, IFB No. 1304-008-SC to the lowest responsive bidder, Arrow Energy, Inc.

RESULT: ADDED TO CONSENT

23. Declare listing of certain equipment as missing and authorize removal from the fixed asset inventory, pursuant to Section 3.10.4 of the Travis County Fixed Asset Policy and Procedures Manual

Members of the Court heard from:

Cyd Grimes, Travis County Purchasing Agent
Bonnie Floyd, Assistant Purchasing Agent, Purchasing
Kent Hubbard, Fixed Asset Manager, Purchasing
Nicki Riley, Travis County Auditor

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

24. Pursuant to Texas Local Government Code, Section 263.152(A)(1), declare certain items surplus property and sell at public auction.

RESULT: ADDED TO CONSENT

25. Approve Modification No. 12 to Contract No. 4400000915 (H.T.E. Contract No. PS990080TS), Cap Systems, Inc., for a Case Management and Benefits Administration (CABA) system.

RESULT: ADDED TO CONSENT

Other Items

26. Consider and take appropriate action on legislative matters, including:

- a. Update on legislative activities during the second called session; and
- b. Additions to the priorities, policy positions and the positions on other proposals sections of the Travis County legislative agenda.

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Coordinator, Travis County Office of Intergovernmental Relations (IGR)

RESULT: DISCUSSED

27. Receive an update on the third revenue estimate for the Fiscal Year 2014 budget process.

Members of the Court heard from:

Nicki Riley, Travis County Auditor

RESULT: DISCUSSED

28. Consider and take appropriate action on Greater Austin Workplace Campaign Engagement Agreement for Fiscal Year 2014, Travis County Combined Charities Campaign. (Judge Biscoe)

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on request from Travis County Sheriff's Office to use unexpended grant funds to reimburse training and travel expenditures made from the Sheriff's Programmed Income Account in the amount of \$4,085.20.

RESULT: ADDED TO CONSENT

30. Consider and take appropriate action on request from the Travis County Clerk regarding travel and other expenses associated with a County Clerk temporary employee preparing specifications and documentation for a new voting system for Travis County.

Members of the Court heard from:

Dana DeBeauvoir, Travis County Clerk

RESULT: APPROVED [UNANIMOUS]

MOVER: Gerald Daugherty, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

31. Consider and take appropriate action regarding the County Clerk's expenditure plans:
- a. Setting the public hearing on August 20, 2013 for the County Clerk to receive comments regarding Fiscal Year 2014 Travis County Clerk's annual written expenditure plans for the 0108 Records Management Preservation Fund and 0129 County Clerk's Records Archival Fund; and
 - b. Publish the appropriate notice as required by Section 118.025 of the Texas Local Government Code.

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

32. Receive briefing and consultation with the County Attorney in Travis County, et al v. J.C. Collier (Debra Dozier resale deed) and take appropriate action.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: Authorize the County Judge to sign on behalf of the Commissioners Court the proposed tax resale deed to Debra Dozier, who has paid Travis County the sum of \$2,000.00, in cash.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

33. Receive briefing and consultation with the County Attorney in Travis County, et al v. Dean E. McMillian (Debra Dozier resale deed) and take appropriate action. ¹

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

MOTION: Authorize the County Judge to sign on behalf of the Commissioners Court the proposed tax resale deed to Debra Dozier, who has paid Travis County the sum of \$2,000.00, in cash.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

34. Receive briefing and consultation with the County Attorney in Travis County, et al v. Emma J. Dean and Richard Williams (NNA Financial Services Co., LLC resale deed) and take appropriate action. ¹

Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Authorize the County Judge to sign on behalf of the Commissioners Court the proposed tax resale deed to NNA financial Services Co., LLC, which has paid Travis County the sum of \$16,000.00, in cash.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

35. Receive briefing and consultation with the County Attorney in Travis County, et al v. Patrick Pflipson (NNA Financial Services Co., LLC resale deed) and take appropriate action. ¹

Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Authorize the County Judge to sign on behalf of the Commissioners Court the proposed tax resale deed to NNA financial Services Co., LLC, which has paid Travis County the sum of \$10,000.00, in cash.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

36. Consider and take appropriate action concerning the extension of administrative leave with pay for Juvenile Probation employee, Slot 12067. ^{1 and 3}

Judge Biscoe announced that Item 36 would be considered in Executive Session pursuant to

Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

MOTION: Approve the request for an additional 90 hours.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

37. Receive briefing from County Attorney regarding the authority of the Commissioners Court to regulate outdoor burning in the unincorporated areas of Travis County.¹

Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: **DISCUSSED**

Consent Items

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 6, 7, 8, 9, 10, 11.a–c 12, 13, 14.a–b, 15, 16, 20, 21, 22, 24, 25, 28, 29, and 31.a–b.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, 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 August 6, 2013 to receive comments regarding a request to approve a street name change for Old Blake Manor Road outside East Metropolitan Park to be known as “Blake Manor Circle” in Precinct One. (Commissioner Davis)

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Travis County Commissioners Court Tuesday, July 30, 2013 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 July 30, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Absent
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Public Hearings

1. Receive comments regarding a request to authorize the filing of an instrument to reject the dedication and abandon the public streets known as Lenape Trail, Lenape Cove, Superview Drive and Indian Scout Trail, all originally dedicated by the Overlook Estates, Phase 1 subdivision – a subdivision in Precinct Three. (Commissioner Daugherty) (Action Item #7)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Gerald Daugherty, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR)
Steve Manilla, County Executive, TNR
Terry Irion, Attorney representing the Developers
Laura Rice, Travis County resident
Tom Nuckols, Assistant County Attorney
Leslie Whitehead, Travis County resident
Ronald Whitehead, Travis County resident
Jinee Rizzo, Travis County resident
Lois Rice, Travis County resident
Glen Rinkenberger, Travis County resident
Dr. John Kim, Travis County resident
Garry Brown, Travis County resident
Kenneth Koym, Travis County resident
Rick Thompson, Thompson Land Engineering
Matt Harris, Chief Financial Officer for Roy Butler Family Interests
Steve Turnquist, Turnquist Partners Realtors
Carol Balboa, Travis County resident

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Gerald Daugherty, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

Citizens Communication

Members of the Court heard from:

Shannon Steele, Benefits Administrator, Human Resources Management Department (HRMD)
Morris Priest, Travis County resident
Kenney Koym, Travis County resident
Gus Peña, Travis County resident
Dr. John Kim, Travis County resident

Special Items

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

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshal

MOTION: Approve Staff recommendation to impose a ban on outdoor burning in unincorporated areas of Travis County.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

3. Recognize the "Back 2 School Safety Bash" community event facilitated by the Travis County Sheriff's Office Community Outreach Unit to be held on August 3, 2013.

Members of the Court heard from:

Kelly Page, Director of Community Outreach, Travis County Sheriff's Office (TCSO)
Lori Hardin, Public Awareness Coordinator, TCSO Auto Theft Task Force
Kasben Harris, Administrative Associate, TCSO

RESULT: **DISCUSSED**

Transportation and Natural Resources Dept. Items

4. Consider and take appropriate action on the use of an alternative fiscal agreement for Sorento, Phase 1 in Precinct One. (Commissioner Davis)

RESULT: **ADDED TO CONSENT**

5. Consider and take appropriate action on the use of an alternative fiscal agreement for Sorento, Phase 2 in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action on the use of an alternative fiscal agreement for Villages of Hidden Lake, Phase 6B-3 in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action on a request to authorize the filing of an instrument to reject the dedication and abandon the public streets known as Lenape Trail, Lenape Cove, Superview Drive and Indian Scout Trail, all originally dedicated by the Overlook Estates, Phase 1 subdivision – a subdivision in Precinct Three. (Commissioner Daugherty) (This item may be taken into Executive Session under the Consultation with Attorney exception)

Clerk's Note: Commissioner Daugherty expressed his willingness to work with the interested parties to facilitate an agreement on this item. Judge Biscoe indicated that this item would be pulled from the Agenda and reposted at the appropriate time and urged the parties to try to get together and reach a compromise.

RESULT: DISCUSSED

Consider and take appropriate action on a request to authorize the filing of an instrument to reject the dedication and abandon the public streets known as Lenape Trail, Lenape Cove, Superview Drive and Indian Scout Trail, all originally dedicated by the Overlook Estates, Phase 1 subdivision – a subdivision in Precinct Three. (Commissioner Daugherty) **(This item may be taken into Executive Session under the Consultation with Attorney exception)**

8. Consider and take appropriate action on the following requests:
 - a. A plat for recording: Sola Vista Section 3 final plat (long form plat – 27 single family residential lots – 35.8 acres – Cypress Ranch Boulevard – no ETJ); and
 - b. A subdivision construction agreement between Travis County and Lennar Homes of Texas Land and Construction, Ltd., in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Planning and Budget Dept. Items

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

RESULT: POSTPONED

10. Review and approve review and approve requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:
 - a. Annual contract with the Automobile Burglary and Theft Prevention Authority and related amended application to continue the Sheriff's Combined Auto Theft Task Force Program in the Travis County Sheriff's Office;
 - b. Contract amendment with the Texas Commission on Environmental Quality to extend the grant period through Fiscal Year 2015 and provide an additional \$2,356,310 to the Low-

Income Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) in the Transportation and Natural Resources Department;

- c. Amendment to the Intergovernmental Cooperative Reimbursement Agreement with the Texas Commission on Environmental Quality for the Low-Income Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) Local Initiative Projects (LIP) in the Transportation and Natural Resources Department and approval to use funds to provide resources to continue the Counterfeit Motor Vehicle Inspection Program;
- d. Permission to continue the Americorps grant program in Health and Human Services and Veterans Service awarded by the OneStar Foundation via the Corporation for National and Community Service; and
- e. Semi-annual report on the status of the Family Drug Treatment Court grant in Health and Human Services and Veterans Service awarded by the United States Department of Justice.

RESULT: ADDED TO CONSENT

- 11. 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 \$753,137.07 for the period of July 12 to July 18, 2013.

RESULT: ADDED TO CONSENT

- 12. Consider and take appropriate action on the following items for Human Resources Management Department:
 - a. Proposed routine personnel amendments; and
 - b. Non-routine salary adjustment from Justice of the Peace Precinct Three office for a variance to the Travis County Code Section 10.03002, Salary Adjustment Greater Than 10% Above Midpoint.

RESULT: ADDED TO CONSENT

- 13. Consider and take appropriate action on request from the Civil Service Commission for Sheriff's Office employees to hold occasional grievance hearings in the Commissioners Courtroom at 700 Lavaca.

RESULT: ADDED TO CONSENT

- 14. Consider and take appropriate action to permanently assign the existing space of the Information Technology Department (ITS) in the 700 Lavaca Building back to ITS.

Members of the Court heard from:

Roger El Khoury, Director, Travis County Facilities Management Department (FMD)

MOTION: Approve Item 14.
RESULT: **APPROVED [3 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Gerald Daugherty, Margaret J. Gómez
NAYS: Ron Davis
ABSENT: Bruce Todd

Purchasing Office Items

15. Pursuant to Texas Local Government Code, Section 263.152(A)(1), declare certain vehicles salvage property in accordance with the Court's automobile total loss claim authorization on June 18, 2013.

Members of the Court heard from:

Bonnie Floyd, Assistant Purchasing Agent, Purchasing
Diana Ramirez, Senior Budget Analyst, Planning and Budget Office (PBO)

MOTION: Approve Item 15.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Gerald Daugherty, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

16. Pursuant to Texas Local Government Code, Section 263.152(A)(1), declare certain vehicles salvage property and utilize the vehicle for parts, pursuant to Travis County Purchasing Fixed Asset Policy 3.12.

RESULT: **ADDED TO CONSENT**

17. Pursuant to Travis County Purchasing Fixed Asset Policy 3.4.8, authorize Purchasing to add equipment to the fleet inventory.

Members of the Court heard from:

Bonnie Floyd, Assistant Purchasing Agent, Purchasing
Kent Hubbard, Fixed Assets Manager, Purchasing

MOTION: Approve Item 17.
RESULT: **APPROVED [3 TO 0]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Gerald Daugherty, Margaret J. Gómez
ABSTAIN: Ron Davis
ABSENT: Bruce Todd

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

- a. Approve order exempting contract from the competitive procurement process pursuant to Section 262.024 (A) (4) of the County Purchasing Act; and
- b. Approve contract with CP&Y, Inc, for design services for Wells Branch Parkway Extension, Section 1.

RESULT: **ADDED TO CONSENT**

19. Approve contract award for on-site security guard services, IFB No. 1305-14-NB, to the low bidder, Texas Star US Inc., doing business as Texas Star Security.

RESULT: **ADDED TO CONSENT**

20. Declare used Taser x12 shotguns as surplus and authorize trade-in for purchase of new Taser Axon Flex video system, pursuant to Section 263.152(A)(2) of the Texas Local Government Code.

RESULT: PULLED

21. Approve contract award for the TCCC B140-B160 remodel control room countertops, IFB No. 1211-004-AG, to the sole bidder, QA Construction Services, Inc.

RESULT: ADDED TO CONSENT

22. Approve contract awards for solid waste disposal services, IFB #B1306-016-LD, to the lowest responsive bidders:

- a. Texas Disposal Systems; and
- b. Waste Management.

RESULT: ADDED TO CONSENT

Clerk's Note: Commissioner Davis requested that Item 22 be removed from the Consent motion so that he could abstain on the vote to approve the item.

MOTION: Reconsider Item 22.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

Members of the Court heard from:
Bonnie Floyd, Assistant Purchasing Agent, Purchasing

RESULT: **APPROVED [3 TO 0]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Gerald Daugherty, Margaret J. Gómez
ABSTAIN: Ron Davis
ABSENT: Bruce Todd

23. Approve Modification No. 10 to Contract No. 4500000031 (H.T.E. Contract No. 07t00173VC), Securus Technologies, Inc., for inmate pay phone services.

RESULT: ADDED TO CONSENT

24. Pursuant to Texas Local Government Code, Section 81.032 and Travis County Purchasing Policy Section 3.4.1 Donations, accept notebook computers from Texas A&M, Agrilife Extension.

RESULT: ADDED TO CONSENT

Other Items

25. Consider and take appropriate action on legislative matters, including:

- a. Overview and impact of Travis County-related legislation during the regular session;
- b. Update on legislative activities during the second called session; and
- c. Additions to the priorities, policy positions and the positions on other proposals sections of the Travis County legislative agenda.

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Coordinator, Travis County Office of Intergovernmental Relations (IGR)
 Greg Knaupe, Legislative Consultant, Knaupe GR
 Aerin Toussaint, Budget Analyst, PBO

RESULT: DISCUSSED

- 26. Consider and take appropriate action on reports from Economic Development and Procurement Policies Task Force.

RESULT: POSTPONED

- 27. Consider and take appropriate action to approve the increase of the County Clerk Records Archival Fee and Records Management Preservation Fee from \$5 to \$10 as allowed by HB1513.

MOTION: Approve Item 27.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

- 28. Consider and take appropriate action on request reimburse to travel costs to certain applicants for Director of Adult Probation position.

MOTION: Approve Item 28.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

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*

- 29. Consider and take appropriate action on security issues at the Heman Marion Sweatt Travis County Courthouse.⁴(Commissioner Todd)

Judge Biscoe announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.076, Security.

RESULT: POSTPONED

30. Consultation with County Attorney regarding a suit against Leovardo Cantos to recover damages to a County-owned guardrail 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: Authorize the Travis County Attorney 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, Gerald Daugherty, Margaret J. Gómez

ABSENT: Bruce Todd

31. Consultation with County Attorney regarding a suit against Rashad Robertson to recover damages to a County-owned guardrail and take appropriate action. ¹

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

MOTION: Authorize the Travis County Attorney 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, Gerald Daugherty, Margaret J. Gómez

ABSENT: Bruce Todd

32. Consultation with County Attorney regarding a suit against Narciso Martinez Morales to recover damages to a County-owned guardrail and take appropriate action. 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: Authorize the Travis County Attorney 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, Gerald Daugherty, Margaret J. Gómez

ABSENT: Bruce Todd

33. Consultation with County Attorney regarding a suit against Chris Garcia to recover damages to a County-owned guardrail and take appropriate action. ¹

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

RESULT: NOT NEEDED

34. Consultation with County Attorney regarding a suit against Delea Becker to recover damages to a County-owned guardrail and take appropriate action. ¹

Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: PULLED

35. Consider and take appropriate action regarding offer to purchase certain County-owned property in central Austin.²

Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Real Property.

RESULT: POSTPONED

Reset for: 8/6/2013

Consent Items

MOTION: Approve the following Consent Items: C1–C4 and Agenda Items 4, 5, 6, 8.a–b, 10.a–e, 11, 12.a–b, 13, 16, 18.a–b, 19, 21, 22, 23 and 24.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

- 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 sessions of June 25 and July 2, 9 and 16, 2013.
- C4. Approve setting a public hearing on Tuesday, August 20, 2013 to receive comments regarding a request to authorize the filing of an instrument to vacate two five foot wide public utility easements located along the common lot line of lots 812 and 813 of Apache Shores, Section 3 in Precinct Three. (Commissioner Daugherty)

Added Items

- A1. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Kevin Edwards. **(This item may be taken into Executive Session under the Consultation with Attorney exception)**

RESULT: PULLED

- A2. Consider and take appropriate action on a request from Texas Department of Transportation (TXDOT) for the County to become a participating agency in the development of an Environmental Impact Statement (EIS) on State Highway 45 Southwest from State Loop 1 (MOPAC) to FM 1626 in Precinct Three. (Commissioner Daugherty)

Members of the Court heard from:

Steve Manilla, County Executive, TNR

Wendy Connally, Natural Resources Program Manager, TNR

MOTION: Approve Item A2.

RESULT: **APPROVED [3 TO 0]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Samuel T. Biscoe, Judge
AYES: Samuel T. Biscoe, Gerald Daugherty, Margaret J. Gómez
ABSTAIN: Ron Davis
ABSENT: Bruce Todd

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Travis County Commissioners Court Tuesday, August 6, 2013 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 August 6, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Public Hearings

1. Receive comments regarding proposed Fiscal Year 2014 salaries of elected officials.

MOTION: Open the Public Hearing.

Members of the Court heard from:

Leslie Browder, County Executive, Planning and Budget Office (PBO)
Dr. John Kim, Travis County resident

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

2. Receive comments regarding a request to authorize the filing of an instrument to vacate a 2.079 acre section of right-of-way known as Moores Crossing Boulevard in Precinct Four (Commissioner Gómez) (Action Item #5)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

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: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Citizens Communication

Members of the Court heard from:
Bob Ward, Travis County Historical Commission
Dr. John Kim, Travis County resident
Carlos León, Travis County resident
Bill Oakey, Travis County resident
Don Zimmerman, Travis County resident
Jay Wiley, Travis County resident

Special Items

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

Members of the Court heard from:
Hershel Lee, Travis County Fire Marshal

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

RESULT: DISCUSSED

Resolutions and Proclamations

4. Approve resolution recognizing Robert Duke, Print Shop Supervisor, on the occasion of his retirement after 29 years of dedicated service to Travis County.

Members of the Court heard from:
Steven Broberg, Director, Records Management and Communication Resources (RMCR)
Jesse Ortiz, former Print Shop Supervisor, RMCR
Robert Duke, Print Shop Supervisor, RMCR

MOTION: Approve the Resolution in Item 4.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Transportation and Natural Resources Dept. Items

5. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a 2.079 acre section of right-of-way known as Moores Crossing Boulevard in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action on a cash security agreement with Highland Homes, Ltd-Austin, for sidewalk fiscal for West Cypress Hills Phase 1 Section 2 for lot 28 block 1 in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action on a cash security agreement with Highland Homes, Ltd-Austin, for sidewalk fiscal for West Cypress Hills Phase 1 Section 4A for lot 39 block A in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

8. Consider and take appropriate action on a cash security agreement with Timber Homes, Inc. for sidewalk fiscal for Overlook Estates Phase 1 lot 44 block 2 in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

9. Consider and take appropriate action on the revised preliminary plan Sweetwater Ranch Section One Revision Number 2 [559 total lots (534 single family lots, 22 municipal utility district (MUD) lots, two commercial lots, and one wastewater treatment plant lot – 311.4 acres – no ETJ)] in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

10. Consider and take appropriate action regarding an advance funding agreement with Texas Department of Transportation for intersection improvements at State Highway 71 and proposed Bee Creek Road in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Health and Human Services Dept. Items

11. Consider and take action on the following items related to the Program Year 2013 Action Plan available through Community Development Block Grant Funds from HUD:
 - a. Overview of comments received during the 30-day public comment period;
 - b. Final draft of the Program Year 2013 Action Plan including final edits, comments and responses; and
 - c. Submission to the U.S. Department of Housing and Urban Development, San Antonio Field Office, Region VI.

Members of the Court heard from:

Christy Moffett, Planning Project Manager, Travis County Health and Human Services & Veterans Service (TCHHS&VS)

MOTION: Approve Items 11.a–c
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Planning and Budget Dept. Items

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

RESULT: ADDED TO CONSENT

13. Review and approve requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:

- a. New contract with the Texas Historical Commission to fund a historical survey of southeast Travis County with the Travis County Historical Commission; and
- b. Extension of time for Counseling and Education Services to complete grant to U.S. Department of Justice Office on Violence Against Women Safe Havens.

RESULT: ADDED TO CONSENT

14. 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 \$1,396,563.87 for the period of July 19 to July 25, 2013.

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

16. Consider and take appropriate action to set the Fiscal Year 2014 salaries of elected officials.

Members of the Court heard from:

Barbara Wilson, Assistant County Attorney
Leslie Browder, County Executive, PBO
Diana Ramirez, Senior Budget Analyst, PBO

MOTION: Request that elected officials who accept a salary increase communicate in writing with the Commissioners Court confirming why they are accepting that increase.

MOVER: Gerald Daugherty, Commissioner

Clerk's Note: The Motion died for lack of a Second.

MOTION: Approve the order setting elected officials' salary increases as recommended.

Clerk's Note: Commissioner Todd requested a postponement of the Vote on this Item until Tuesday, August 13, 2014, after the Budget Hearings have been held.

Clerk's Note: The Court voted on the Standing Motion.

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: Gerald Daugherty

ABSTAIN: Bruce Todd

17. Receive presentation on Fiscal Year 2014 Preliminary Budget.

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Jessica Rio, Budget Manager, PBO

RESULT: DISCUSSED

Purchasing Office Items

18. Approve contract award for Travis County Jail domestic hot water upgrades, IFB No. 1305-008-PS, to the low bidder, Hot Rod Mechanical, Inc.

RESULT: ADDED TO CONSENT

19. Approve Modification No. 4, an assignment of Contract No. 4400001034, from Triple D Security to Garda CL Southwest, Inc Co 130.

RESULT: ADDED TO CONSENT

Other Items

20. Consider and take appropriate action on legislative matters, including:

- a. Update on legislative activities during the second and third called sessions; and
- b. Additions to the priorities, policy positions and positions on other proposals sections of the Travis County legislative agenda.

Members of the Court heard from:

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

RESULT: DISCUSSED

21. Consider and take appropriate action to reappoint Matthew Snapp, M.D., and Vincent Torres to the Austin Travis County Integral Care Board of Trustees for terms to expire on September 30, 2015.

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action regarding the future of and funding for the Travis County Public Integrity Unit in the District Attorney's Office.

Members of the Court heard from:

Rosemary Lehmborg, Travis County District Attorney
Beverly Evans, Acting Director, Administration, District Attorney's Office
Dr. John Kim, Travis County resident

MOTION: Direct the Planning and Budget Office (PBO) to find a way to fund the proposal presented to the Court, which would provide \$1,762,646.00 to be added to the Forfeited Assets funds of the District Attorney's Office, and to identify the source of funding.

RESULT: **APPROVED [4 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Margaret J. Gómez
NAYS: Gerald Daugherty

23. Consider and take appropriate action on reports from Economic Development and Procurement Policies Task Force.

Members of the Court heard from:

Judy Cortez, American Federation of State, County, and Municipal Employees (AFSCME),
Task Force Co-Chair
Dave Porter, Austin Chamber of Commerce, Task Force member
Paul Saldaña, Minority Trade Association Alliance, Task Force member
Taylor Terkel, Four T Realty, Task Force member
Greg Casar, Workers Defense Project, Task Force member
Bob Batlan, Austin Interfaith, Task Force member
Phillip Lawhon, International Brotherhood of Electrical Workers (IBEW), Task Force
member
Aaron Chappell, AFL-CIO, Task Force member
Jeremy Hendricks, Laborers International Movement, Task Force member alternate
John Hille, Assistant County Attorney
Cyd Grimes, Travis County Purchasing Agent

MOTION: Approve the eight recommendations that were unanimously supported by the Task Force and direct staff to make recommendations to the Court as to how to implement them.

FRIENDLY AMENDMENT: Bring this item back in six weeks after staff has worked on implementing the recommendations.

MOVER: Commissioner Todd

RESULT: **FRIENDLY AMENDMENT ACCEPTED**

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

RESULT: **APPROVED [4 TO 1]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Margaret J. Gómez
NAYS: Gerald Daugherty

24. Receive briefing and take appropriate action regarding vehicle replacement costs for certain total loss vehicles.

RESULT: **POSTPONED**

25. Consider and take appropriate action to approve automatic employee payroll deductions for supplemental insurance coverage through AFLAC for members of the Travis County Sheriff's Officers' Association and the Travis County Sheriff's Law Enforcement Association. (Commissioner Davis)

RESULT: **POSTPONED**

Reset for: 8/13/2013

26. Receive the Travis County Adult Probation's Fiscal Year 2014-2015 proposed state budget.

RESULT: ADDED TO CONSENT

27. Approve grant-funded travel for a Southwest Key employee to San Diego, California for the 2013 Reclaiming Futures Juvenile Drug Court training.

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

28. Consider and take appropriate action regarding offer to purchase certain County-owned property in central Austin.^{1 and 2}

Judge Biscoe announced that Item 28 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

Reset for: 8/13/2013

Consent Items

Members of the Court heard from:
Cyd Grimes, Travis County Purchasing Agent

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 5, 6, 7, 8, 9, 10, 12, 13.a–b, 14, 15, 18, 19, 21, 26, and 27.

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Gerald Daugherty, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

C1. Receive bids from County Purchasing Agent.

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

C3. Approve bond for Donald A. Bowne, Chief Deputy Constable, Precinct Four.

Added Items

- A1.** Receive comments regarding a request for a street name change for the Old Blake Manor Road outside of East Metropolitan Park to be known as “Blake Manor Circle” in Precinct One. (Commissioner Davis) **(Action Item #A2)**

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

- A2.** Consider and take appropriate action on a request for a street name change for the Old Blake Manor Road outside of East Metropolitan Park to be known as “Blake Manor Circle” in Precinct One. (Commissioner Davis)

MOTION: Approve Item A2.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Travis County Commissioners Court Friday, August 9, 2013 Special 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

Special Voting Session called to order on August 9, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Agenda Items

1. Consider and take appropriate action on preparation for budget markup and adopted Fiscal Year 2014 budget. (In addition to budget hearing items already set)

Members of the Court heard from:

Leslie Browder, County Executive, Planning and Budget Office (PBO)

MOTION: That the Commissioners Court not increase the Fiscal Year 2014 Budget by more than 3% over FY 13, as established by the budget guidelines approved by the Court.

RESULT: **WITHDRAWN**

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



Minutes for the Travis County Commissioners Court Monday, August 12, 2013 Special 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

Special Voting Session called to order on August 12, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Agenda Items

1. Consultation with County Attorney regarding legal issues involving the Travis County Precinct 2 Justice of the Peace and Constable related to preparation of Fiscal Year 2014 budget. (In addition to budget hearing items already set) (This item may be taken into Executive Session under the Consultation with Attorney exception)

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, August 13, 2013 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 August 13, 2013, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

Samuel T. Biscoe	County Judge	Present
Ron Davis	Precinct 1, Commissioner	Present
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

Citizens Communication

Members of the Court heard from:

Shannon Steele, Benefits Administrator, Human Resources Management Department (HRMD)
Carlos León, Travis County resident
Gus Peña, Travis County resident
Dr. John K. Kim, Travis County resident
Bill Oakey, Travis County resident

Special Items

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

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshal

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

RESULT: DISCUSSED

Transportation and Natural Resources Dept. Items

2. Consider and take appropriate action on a request to use alternative fiscal agreement on Sweetwater Ranch Section Two, Village F3 in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

3. Receive update regarding the satisfactory completion of construction of the joint use access easement in the re-subdivision of lot 9, block A, Angelwylde Section Three – a subdivision in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

4. Consider and take appropriate action on a plat for recording Montebella Section 2 final plat (short form plat – 3 single family lots on 3.07 acres on Cirrus Drive) in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

5. Consider and take appropriate action on the following requests:
 - a. Acceptance of the dedication of the public streets and drainage facilities within River Dance, Phase 7A; and
 - b. A proposed license agreement with Steiner Ranch Master Association, Inc. for improvements within the right-of-way in River Dance, Phase 7A in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action on the acceptance of the dedication of the public street and drainage facilities within the Commons at Rowe Lane, Phase 111-B, a subdivision in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

Justice and Public Safety Items

7. Consider and take appropriate action on Amendment No. Ten to the Memorandum of Understanding relating to security for the Combined Transportation, Emergency & Communications Center extending the scope of work for the Travis County Sheriff's Office through Fiscal Year 2014.

RESULT: ADDED TO CONSENT

Health and Human Services Dept. Items

8. Consider and take appropriate action regarding the Travis County school lands, Throckmorton County property, including:
 - a. Whether to distribute part of the money in the Travis County Permanent School Fund to school districts in Travis County;
 - b. Whether to negotiate a renewal of the current grazing lease with Spade Ranches, Inc. or issue a public solicitation for offers to lease the land;
 - c. Approval of a permit to perform seismic exploration for oil and gas on the land; and
 - d. Other related matters. **(This item may be taken into Executive Session under the Consultation with Attorney and Real Property exceptions)**

Members of the Court heard from:

Sherri Fleming, County Executive, Travis County Health and Human Services and (&?)
Veterans Service
Nicki Riley, Travis County Auditor
Tom Nuckols, Assistant County Attorney
Chris Gilmore, Assistant County Attorney
Marvin Brice, Assistant Purchasing Agent, Purchasing
Wesley Welch, President and CEO, Spade Ranches

MOTION: On Item 8.a, that Travis County Permanent School Fund money be distributed to school districts requesting it and that the money owed but not requested be kept in the appropriate account; and on Item 8.c, to approve the permit.

MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner

FRIENDLY AMENDMENT: In Item 8.a, that we authorize the sending of a form letter to the various impacted jurisdictions, signed by the County Auditor, indicating the amounts and requesting resolutions from them.

MOVER: Samuel T. Biscoe, Judge
RESULT: **FRIENDLY AMENDMENT ACCEPTED**

Clerk's Note: The Court voted on the Standing Motion.

RESULT: **APPROVED [UNANIMOUS]**
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Judge Biscoe announced that Item 8.b 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: In Item 8.b, authorize the Purchasing Agent to negotiate with the current lessor an appropriate contract to cover the next five years or so.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Bruce Todd, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Gerald Daugherty
ABSENT: Margaret J. Gómez

Clerk's Note: Item 8.d was not discussed.

Planning and Budget Dept. Items

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

RESULT: **ADDED TO CONSENT**

10. Review and approve requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:

- a. Annual application to the Corporation for National and Community Service with funds originating from the Texas Department on Aging and Disability Services for Health and Human Services and Veterans Service Department to receive operating resources to continue the Coming of Age Program;

15. Consider and take appropriate action on setting the Calendar Year 2014 Sheriff's and Constables' fees.

RESULT: ADDED TO CONSENT

16. Consider and take appropriate action on request from Austin Energy for modifications to the standard license agreement associated with an event at the Exposition Center Banquet Hall on October 23, 2013. (Commissioner Davis)

RESULT: ADDED TO CONSENT

17. Consider and take appropriate action on an extension of the license agreement between Travis County and Dwight Bellinger and Lora Gatewood to provide shoeshine service at the Blackwell-Thurman Criminal Justice Center.

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action on request from the Downtown Austin Alliance to use certain County parking lots during the reopening of Wooldridge Square on Saturday, September 14, 2013.

RESULT: ADDED TO CONSENT

Purchasing Office Items

19. Approve contract award for the Travis County Correctional Complex, Building No. 106 – tempered water recirculation loop, to the sole bidder, Commercial Plumbing Specialist.

RESULT: ADDED TO CONSENT

20. Approve Modification No. 1, an assignment of Contract No. 4400001410 from Loomis Partners, Inc., to Bowman Consulting Group, Ltd., for Eastside Service Center's Spill Prevention and Countermeasure Plan.

RESULT: ADDED TO CONSENT

21. Approve contract award for Fiscal Year 2013 Sidewalk Maintenance Program, IFB No. B1306-002-JW, to the low bidder, Prism Development, Inc.

RESULT: ADDED TO CONSENT

22. Approve contract award for the Blackwell Thurman Criminal Justice Center, north wall elevation improvements, IFB No.: B1306-007-JE, to the sole bidder, QA Construction Services, Inc.

RESULT: ADDED TO CONSENT

23. Approve contract award for Northeast Metro Park BMX Amenities construction project, IFB No. B1306-026-LP, to the low bidder, Patin Construction, LLC.

RESULT: ADDED TO CONSENT

Other Items

24. Consider and take appropriate action on setting an additional filing fee in civil cases for the construction, renovation or improvement of the facilities that house the Travis County Civil Courts, as authorized by Senate Bill 1891, 83rd Texas legislature, regular session.

Members of the Court heard from:

Diana Ramirez, Senior Budget Analyst, PBO
Eric Shepperd, Judge, Travis County Court at Law No. 2

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Bruce Todd, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

25. Consider and take appropriate action on reports from Economic Development and Procurement Policies Task Force.

Members of the Court heard from:

Judy Cortez, American Federation of State, County, and Municipal Employees (AFSCME),
Task Force Co-Chair
Jeremy Hendricks, Laborers International Movement, Task Force member alternate
Greg Casar, Workers Defense Project, Task Force member
Wilmer Roberts, Task Force member
Paul Saldaña, Minority Trade Association Alliance, Task Force member
Taylor Terkel, Four T Realty, Task Force member
Dave Porter, Austin Chamber of Commerce, Task Force member
Bob Batlan, Austin Interfaith, Task Force member
Phillip Lawhon, International Brotherhood of Electrical Workers (IBEW), Task Force
member
Aaron Chappell, AFL-CIO, Task Force member
Cyd Grimes, Travis County Purchasing Agent
Leslie Browder, County Executive, PBO
John Hille, Assistant County Attorney
Tenley Aldredge, Assistant County Attorney

MOTION: That Travis County require Workers' Compensation on projects for which financial incentives are considered and granted.

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

MOTION: Keep the language currently in the County's financial incentive policy and restrict the incentive projects to those located in the Desired Development Zone.

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

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

MOTION: Encourage a living wage of \$11.00 per hour on County public works projects.

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

26. Receive briefing and take appropriate action regarding vehicle replacement costs for certain total loss vehicles.

Members of the Court heard from:

Steve Manilla, County Executive, TNR
Sydnia Crosbie, Financial Analyst, TNR
Mike Joyce, Fleet Division Manager, TNR
Phyllis Clair, Major, Law Enforcement, Travis County Sheriff's Office (TCSO)
Travis Gatlin, Assistant Budget Director, PBO

MOTION: Approve the recommended vehicle replacement costs.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

27. Consider and take appropriate action regarding Travis County District Clerk's proposed Records Management Plan for Fiscal Year 2014:

- a. Setting the public hearing on September 10, 2013 for the District Clerk to receive comments regarding the Fiscal Year 2014 Travis County District Clerk's Records Management Plan; and
- b. Publication of notice required by Section 51.305 of the Texas Government Code.

RESULT: **ADDED TO CONSENT**

28. Consider and take appropriate action on the sixth annual Travis County History Day, October 25, 2013.

RESULT: **ADDED TO CONSENT**

29. At 1:30 p.m. Consider and take appropriate action on a preliminary plan by Mobile Loaves and Fishes: Sunshine RV Park Preliminary Plan – 9301 Hog Eye Road – 12 total lots – 1 commercial lot, eleven single family and detention lots – City of Austin's 2-mile ETJ in Precinct one.

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR
Joe Arriaga, Senior Planner, TNR
Paul Bury, Bury+Partners
Alan Graham, President and CEO, Mobile Loaves and Fishes
Jo Kathryn Quinn, Executive Director, Caritas of Austin
Robert Burton, Travis County resident
Daniel Saucedo, Travis County resident
Kenneth Koym, Travis County resident
Michelle Heath, Travis County resident
Soña Holman, Travis County resident
Tony Federico, Travis County resident
Linda Chapman, Travis County resident
Marya Crigler, Chief Appraiser, Travis County Appraisal District (TCAD)
Micah Seufert, Travis County resident

Richard Troxel, President, House the Homeless
Tammy Watson, Travis County resident
Mark Wendel, Travis County resident
Phyllis Clair, Major, Law Enforcement, TCSO
Danny Hobby, County Executive, Emergency Services
Sherri Fleming, County Executive, TCHHS&VS

MOTION: Approve Item 29 and encourage Mobile Loaves and Fishes to look at other areas in Travis County to expand this project.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Executive Session Items

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

Note 1: Gov't Code Ann 551.071, Consultation with Attorney
Note 2: Gov't Code Ann 551.072, Real Property
Note 3: Gov't Code Ann 551.074, Personnel Matters
Note 4: Gov't Code Ann 551.076, Security
Note 5: Gov't Code Ann 551.087, Economic Development Negotiations

30. Consider and take appropriate action regarding offer to purchase certain County-owned property in central Austin.^{1 and 2}

Judge Biscoe announced that Item 30 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**

31. Receive briefing from the County Attorney and take appropriate action regarding violations of the Fire Code at 2440 West Whitestone Blvd., Cedar Park, TX 78613.¹

MOTION: Adopt a resolution that authorizes the County Attorney to institute suit for enforcement of Travis County Code Chapter 71, Fire Code, for the violations of the Fire Code at 2440 West Whitestone Blvd., Cedar Park, TX 78613
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Bruce Todd, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Gerald Daugherty
ABSENT: Margaret J. Gómez

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

32. Receive briefing from the County Attorney and take appropriate action regarding violations of the Fire Code at 9213 South FM 973, Austin, TX 78719.¹

MOTION: Adopt a resolution that authorizes the County Attorney to institute suit for enforcement of Travis County Code Chapter 71, Fire Code, for the violations

of the Fire Code at 9213 South FM 973, Austin, TX 78719.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Bruce Todd, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Gerald Daugherty
ABSENT: Margaret J. Gómez

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

- 33. Consider and take appropriate action on an offer to sell approximately 60 acres of primarily undeveloped land located south of U.S. 290 East – between State Highway 130 and Farm-to-Market Road 973 – for inclusion in the Eastern Creeks Open Space Project as part of the 2011 Bond Program in Precinct One. ² (Commissioner Davis)

Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

MOTION: Counter the offer of \$757,000.00 with a counter-offer of \$575,000.00. The source of funding will be the 2011 bond funds.
RESULT: **APPROVED [3 TO 1]**
MOVER: Ron Davis, Commissioner
SECONDER: Bruce Todd, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd
NAYS: Gerald Daugherty
ABSENT: Margaret J. Gómez

- 34. Receive briefing from the County Attorney and take appropriate action regarding State Office of Administrative Hearings Docket Number 582-10-5643 and Texas Commission on Environmental Quality Docket Number 2010-1040-MIS, the Hill Country Groundwater Conservation District. 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**

Clerk's Note: The Court asked Commissioner Daugherty to meet with Transportation and Natural Resources (TNR) staff and the County Attorney to work on this matter further. The item will be reposted on the Court's agenda at the appropriate time in the future.

- 35. Consider and take appropriate action on confidentiality/non-disclosure agreement related to a possible application for economic incentives for Project Mobile. ^{1 and 5}

Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't Code Ann. 551.076, Security.

MOTION: Authorize the County Judge to sign, on behalf of the Commissioners Court, an appropriate non-disclosure agreement.

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Gerald Daugherty
ABSENT: Margaret J. Gómez

Consent Items

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 2, 3, 4, 5.a–b, 6, 7, 9, 10.a–c, 11.a–b, 12, 15, 16, 17, 18, 19, 20, 21, 22, 23, 27.a–b, and 28.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

- C1. Receive bids from County Purchasing Agent.
- C2. Approve payment of claims and authorize County Treasurer to invest County funds.
- C3. Receive Revenue and Expenditure Reports and other statutorily required reports for the month of June, 2013 from the County Auditor's office.

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge