



Travis County Commissioners Court Agenda Request

Meeting Date: November 19, 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 Session and Special Voting Session of November 5, 2013.

BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:

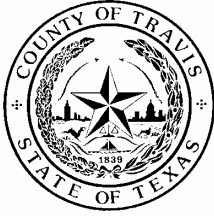
STAFF RECOMMENDATIONS:

ISSUES AND OPPORTUNITIES:

FISCAL IMPACT AND SOURCE OF FUNDING:

REQUIRED AUTHORIZATIONS:

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials 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.



Minutes for the Travis County Commissioners Court Tuesday, November 5, 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 November 5, 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	Absent
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:
Gus Peña, Travis County resident
Morris Priest, Travis County resident
Angelica Noyola, Travis County resident
Carlos León, Travis County resident
Dr. John Kim, Travis County resident

Resolutions and Proclamations

1. Approve Resolution honoring "Veterans Day" in Travis County.

Members of the Court heard from:
Olie Pope, Director, Veterans' Services, Travis County Health and Human Services & Veterans Service (TCHHS&VS)
Mike McNamara, Post 76, American Legion
Michael J. Ramirez, United States Air Force veteran
Alonzo Reyes, United States Air Force veteran
Dan Arriano, United States Navy veteran
Laura Jordan, Travis County resident

MOTION: Approve the Resolution in Item 1.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

2. Approve Resolution designating November as “Diabetes Awareness Month” in Travis County. (Commissioner Gómez)

Members of the Court heard from:

Rosa Rios Valdez, CEO, Business Community Lenders (BCL) of Texas
Margie Moore, Business Community Lenders board member

MOTION: Approve the Resolution in Item 2.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Bruce Todd, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

3. Approve Proclamation declaring November 7, 2013 as “Austin Adoption Day” in Travis County to be celebrated at Gardner-Betts Juvenile Justice Center. (Commissioner Gómez)

Members of the Court heard from:

J. Andrew Hathcock, Associate Judge, Travis County Civil District Courts
Elizabeth Peña, Travis County District Clerk's Office
Danikae Doetsch, Travis County District Clerk's Office
Heather Dooley, Travis County Office of Child Representation
Holly Benningfield, Adoption Supervisor, Child Protective Services (CPS)
Eddie Wells, Law office of Denise Hyde
Ebony Jackson, Child Advocacy Specialist, Court Appointed Special Advocates (CASA) of Travis County

MOTION: Approve the Resolution in Item 3.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

Special Items

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

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

RESULT: **DISCUSSED**

5. **At 9:40 a.m.** Provide update and recognition for completion of JP Odyssey Project.

Members of the Court heard from:

Susan Steeg, Justice of the Peace, Precinct 3
Tanya Acevedo, Interim Chief Information Officer (CIO), Information Technology Services (ITS)
Terri Montgomery, Project Manager, ITS
Yvonne Williams, Justice of the Peace, Precinct 1
Glen Bass, Justice of the Peace, Precinct 2
Bruce Elfant, Travis County Tax Assessor-Collector
Walter LaGrone, Information Technology Director, ITS

MOTION: Approve the Resolution in Item 3.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Bruce Todd, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

Transportation and Natural Resources Dept. Items

6. Consider and take appropriate action on the following requests:
- a. A variance from Title 30-2-159 private streets for the McCormick Ranch on Lake Austin preliminary plan;
 - b. A variance from Title 30-2-151 for the internal streets within McCormick Ranch on Lake Austin to not connect with existing streets;
 - c. A variance from Title 30-3-191 for Phases 1 and 3 of the McCormick Ranch on Lake Austin to not construct sidewalks; and
 - d. A variance from Title 30-2-158 for Granite Shoals Road in Phase 3 of the McCormick Ranch on Lake Austin preliminary plan to be greater than 2,000 feet in length in Precinct Two. (Commissioner Todd)

RESULT: ADDED TO CONSENT

7. **At 10:00 a.m.** Consider and take appropriate action on a request to transplant a 30-inch diameter oak tree or replace it with an equivalent diameter of oaks to facilitate the completion of improvements to Frate Barker Road and related issues in Precincts Three and Four. (Commissioners Daugherty and Gómez)

Members of the Court heard from:

Steve Manilla, County Executive, Transportation and Natural Resources (TNR)
Zoila Vega-Marchera, Austin Heritage Tree Foundation
Tracey Huguley, Travis County resident
Tom Watts, Travis County resident

MOTION: Approve the contract to the overall low bidder, which includes relocation of the tree.
RESULT: **APPROVED [3 TO 1]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Samuel T. Biscoe, Judge
AYES: Samuel T. Biscoe, Bruce Todd, Margaret J. Gómez
NAYS: Gerald Daugherty
ABSENT: Ron Davis

Justice and Public Safety Items

8. Receive presentation regarding Travis County wildfire preparedness initiatives.

RESULT: POSTPONED

9. Consider and take appropriate action regarding a fire inspection coverage agreement between Travis County and Circuit of the Americas, LLC for County to provide fire inspection coverage for events at the Circuit of the Americas race track.

RESULT: POSTPONED

Health and Human Services Dept. Items

10. **At 1:30 p.m.** Receive information on two studies related to housing opportunity and impediments:
 - a. The final results of a five-County opportunity mapping project; and
 - b. The preliminary results of the analysis of impediments to fair housing choice for Travis County.

Members of the Court heard from:

Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS)
Frank Fernandez, Executive Director, Green Doors
Sherri Fleming, County Executive, Travis County Health and Human Services & Veterans Services (TCHHS&VS)
Marjorie Williams, Principal, Mullin & Lonergan Associates

RESULT: DISCUSSED

Planning and Budget Dept. Items

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

RESULT: ADDED TO CONSENT

12. Revised language: Approve requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:
 - a. Request to extend the grant period for the Indigent Defense Systems Evaluation Project in the Criminal Courts to August 31, 2014; and
 - b. Approve contract modification with the Hogg Foundation for Mental Health for the Juvenile Probation Pre-Doctoral Psychology Internship Program.

RESULT: ADDED TO CONSENT

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

Members of the Court heard from:

Todd Osburn, Compensation Manager, Human Resources Management Department (HRMD)
Leslie Browder, County Executive, Planning and Budget Office (PBO)

MOTION: Approve the routine personnel amendments.

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

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 \$1,423,282.56 for the period of October 18 to October 24, 2013.

RESULT: **ADDED TO CONSENT**

15. Receive presentation regarding the LEED Gold Certification awarded by the United States Green Building Council for the SMART Facility in Precinct Four. (Commissioner Gómez)

Members of the Court heard from:

Roger El Khoury, Director, Facilities Management Department (FMD)
Gabriel Stock, Project Architect, FMD

RESULT: **DISCUSSED**

16. Consider and take appropriate action on request to approve broker/dealer applicants for conducting investment business with Travis County.

RESULT: **ADDED TO CONSENT**

17. Consider and take appropriate action on request to approve order amending Chapter 23 (Investment Policy and Procedures) of the Travis County Code.

RESULT: **ADDED TO CONSENT**

Purchasing Office Items

18. Consider and take appropriate action on contract award to URS Corporation for program management services for development of the new civil and family courthouse.

Members of the Court heard from:

Belinda Powell, Capital Planning Coordinator, PBO
Dan Warth, Vice President, Project Principal, URS Corporation

MOTION: Approve the contract as recommended by staff.

RESULT: **APPROVED [3 TO 1]**

MOVER: Bruce Todd, Commissioner

SECONDER: Samuel T. Biscoe, Judge

AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty

NAYS: Margaret J. Gómez

ABSENT: Ron Davis

19. Authorize Purchasing Agent to commence negotiations with the most highly qualified firm, Binkley-Barfield Inc., for engineering services in response to RFQ No. Q1306-018-L, Hamilton Pool Road safety improvements.

RESULT: **ADDED TO CONSENT**

20. Approve contract awards for miscellaneous groceries, IFB No. 1306-024-SC, to the low bidders for each line item, Shaver Foods, LLC, National Food Group, Inc. and Robbins Sales Company.

RESULT: ADDED TO CONSENT

21. Approve Modification No. 9 to Interlocal Agreement No. 4400000347, Austin Travis County integral Care, for the Community Action Network Policy Forum.

RESULT: ADDED TO CONSENT

22. Approve contract award for Fiscal Year 2013 HMAC overlay program, IFB No. B1307-011-JE, to the low bidder APAC of Texas, Inc. (Wheeler Companies) for Groups A, B, C, D, E, E-Alternate and F.

RESULT: ADDED TO CONSENT

Other Items

23. Consider and take appropriate action to authorize Sheriff Hamilton to execute memorandum of understanding and cost reimbursement agreement between the Travis County Sheriff's Office and the Federal Bureau of Investigation related to participation in the Cyber Crimes Task Force.

RESULT: ADDED TO CONSENT

24. Consider and take appropriate on request from the Travis County Sheriff's Office to accept a total of \$16,500.00 in donations for inmate programs from St. John's United Methodist Church, the Seton Healthcare Family and Goodwill of Central Texas.

RESULT: ADDED TO CONSENT

Executive Session Items

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

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

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

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

Note 4: Gov't Code Ann 551.076, Security

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

25. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Robin Arnott.¹

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

Clerk's Note: The Court directed staff to talk to Robin Arnott regarding Star Flight services and payments due.

RESULT: DISCUSSED

26. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Elizabeth Gray.¹

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

Clerk's Note: The Court directed staff to talk to Elizabeth Gray regarding Star Flight services and payments due.

RESULT: DISCUSSED

27. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Julia Guardione.¹

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

Clerk's Note: The Court directed staff to talk to Julia Guardione regarding Star Flight services and payments due.

RESULT: DISCUSSED

28. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Julia Courtney.¹

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

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

29. Consider and take appropriate action regarding a license agreement with the Republic of Texas Biker Rally, Inc., for an event at the Travis County Exposition Center.²

RESULT: POSTPONED

30. Consider and take appropriate action on request from Saxet Gun Show to hold events at the Travis County Exposition Center Luedecke Arena during the period of March 29, 2014 through January 25, 2015.¹

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

Members of the Court heard from:
Francis Schenkkan, Travis County resident
Tom Nuckols, Assistant County Attorney
Ed Scruggs, Travis County resident

Clerk's Note: The Court directed staff to negotiate further with the requesting party, the event sponsor.

RESULT: DISCUSSED

Consent Items

MOTION: Approve the following Consent Items: C1–C4 and Agenda Items 6.a–d, 11, 12.a–b, 14, 16, 17, 19, 20, 21, 22, 23, and 24.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

- C1. Receive bids from County Purchasing Agent.
- C2. Approve payment of claims and authorize County Treasurer to invest County funds.
- C3. Approve setting a public hearing on Tuesday, November 26, 2013 to receive comments regarding the total vacation of Crooked Cedar Ranch, Thomas Springs Road – 7 lots, City of Austin limited purpose ETJ and full purpose jurisdiction in Precinct Three. (Commissioner Daugherty)
- C4. Approve setting a public hearing on Tuesday, November 26, 2013 to receive comments regarding the total vacation of Live Oak Acres subdivision, Thomas Springs Road – 3 lots, City of Austin limited purpose ETJ and full purpose jurisdiction in Precinct Three. (Commissioner Daugherty)

Added Items

- A1. **At 11:00 a.m.** Receive briefing and take appropriate action regarding damage sustained during recent flooding including:
 - a. Additional assistance for needy residents who suffered personal and property damage;

Members of the Court heard from:

Cyd Grimes, Travis County Purchasing Agent
Steve Manilla, County Executive, TNR
David Greear, Senior Engineer, TNR
Pete Baldwin, Travis County Emergency Management Coordinator
Marcia Zwilling, Travis County resident

MOTION: Exempt from competition a contract with Texas Disposal Systems (TDS) to deliver Dumpsters to properties in the affected areas and indicate to TDS to place Dumpsters on private property where it is necessary, as close as possible to debris, to the extent that it is safe to do so. As TNR needs additional funds to cover this expense, they can expect appropriate assistance from the Commissioners Court at the appropriate time.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Todd, Daugherty, Gómez
ABSENT: Ron Davis

Clerk's Note: The Court noted that residents requiring the placement of a Dumpster should call 3-1-1.

Clerk's Note: The Court discussed waiving fees for rebuilding permits.

Members of the Court heard from:

Hank Smith, Texas Engineering Solutions
Stacey Scheffel, Program Manager, On-site Sewage Facilities, TNR
Sherri Fleming, County Executive, TCHHS&VS

MOTION: Waive permitting fees, subject to the County's determination of the cause of the damage and the party's inability to pay.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Bruce Todd, Commissioner
AYES: Biscoe, Todd, Daugherty, Gómez
ABSENT: Ron Davis

Clerk's Note: The Court discussed granting the County Executive, TCHHS&VS the ability to collect data and make decisions based on income and other eligibility criteria on a case by case basis to determine if fee waiver assistance, based on County policy, is warranted.

Members of the Court heard from:

Sherri Fleming, County Executive, TCHHS&VS
Stacey Scheffel, Program Manager, On-site Sewage Facilities, TNR

MOTION: Grant the authority to the County Executive, TCHHS&VS.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Samuel T. Biscoe, Judge
AYES: Biscoe, Todd, Daugherty, Gómez
ABSENT: Ron Davis

- b. Requests to use show barn at Travis County Exposition Center for livestock;

Members of the Court heard from:

Roger El Khoury, Director, FMD

MOTION: Approve Item A1.b.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

- c. Program to dispose of large animal carcasses;

Members of the Court heard from:

Steve Manilla, County Executive, TNR
David Greear, Senior Engineer, TNR

MOTION: That County staff will continue to help with the disposal of large animal carcasses, if called upon to do so.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

- d. Steps to prevent or minimize additional damage by future rain;

Members of the Court heard from:

Marcia Zwilling, Travis County resident
Phyllis Clair, Major, Travis County Sheriff's Office (TCSO)
Jane McFarland, Travis County resident
Dana Duyka, Travis County resident
Steve Manilla, County Executive, TNR
Don Ward, Director of Road Maintenance and Fleet Services, TNR
Charles Bergh, Division Director, Parks and Natural Resources, TNR

RESULT: DISCUSSED

- e. County policy regarding the cleanup of public roads and rights-of-way;

Members of the Court heard from:

Jon White, Natural Resource Environmental Quality Division Director, TNR
Steve Manilla, County Executive, TNR

RESULT: DISCUSSED

- f. Status of floodplain buy-out program; and

Members of the Court heard from:

Steve Manilla, County Executive, TNR
Melinda Mallia, Environmental Project Manager, TNR
Mickey Roberts, Environmental Specialist, Senior, TNR
Pete Baldwin, Travis County Emergency Management Coordinator
Stacey Scheffel, Program Manager, On-site Sewage Facilities, TNR
Marya Crigler, Chief Appraiser, Travis County Appraisal District (TCAD)

Clerk's Note: The Court noted that public meetings for Timber Creek residents interested in buyout will be scheduled. The first will be November 13, 2013, at the South Rural Community Center in Del Valle at 6:30 p.m. A second meeting for anyone else interested in buyout will be held either Tuesday, November 12, 2013, or Thursday, November 14, 2013, at Langford Elementary School, 2206 Blue Meadow Drive, Austin. Residents requiring information on Travis County's Floodplain Buyout Program should contact Mickey Roberts at 512-854-6613.

RESULT: DISCUSSED

- g. Other related issues.

Clerk's Note: The Court discussed the disposal of hazardous materials.

Members of the Court heard from:

Jon White, Natural Resource Environmental Quality Division Director, TNR
Pete Baldwin, Travis County Emergency Management Coordinator

Clerk's Note: The Court requested that citizens separate hazardous and recyclable materials from debris to be disposed of in the landfill. The City of Austin's Household Hazardous Waste Facility is located at 2514 Business Center Drive. The Austin Resource Recovery Facility is located next door, and disposal fees are temporarily being waived. Residents are also asked to separate televisions, computers and other electronic devices from general waste. Residents should call 512-974-4343 for information.

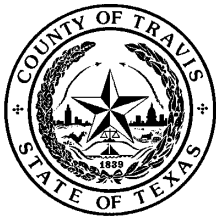
Clerk's Note: The Court noted that donations to aid victims of the flooding may be made to the American Red Cross Disaster Relief Fund.

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, November 5, 2013 Special Voting Session

Minutes Prepared by the Travis County Clerk
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Special Voting Session called to order on November 5, 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	Absent
Bruce Todd	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

1. Ratify County Judge's declaration of an emergency flooding disaster in Travis County, effective November 4, 2013

Members of the Court heard from:

John Hille, Assistant County Attorney
Pete Baldwin, Emergency Management Coordinator, Emergency Services
Daniel Bradford, Assistant County Attorney

MOTION: Ratify the County Judge's declaration of an emergency flooding disaster in Travis County.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez
ABSENT: Ron Davis

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge