



Travis County Commissioners Court Agenda Request

Meeting Date: February 4, 2014

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 January 7, 14, & 21, 2014.

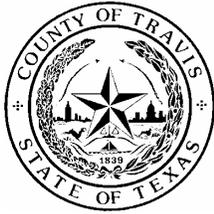
BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:

STAFF RECOMMENDATIONS:

ISSUES AND OPPORTUNITIES:

FISCAL IMPACT AND SOURCE OF FUNDING:

REQUIRED AUTHORIZATIONS:



Minutes for the Travis County Commissioners Court Tuesday, January 7, 2014 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 January 7, 2014, 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 the revised plat of Kroll Lundgren Acres, lot 2 (1 lot into two 1.004 acre lots – F.M. 973 – Manville Water Supply and on-site wastewater) in Precinct One. (Action Item #7) (Commissioner Davis)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, 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)
Stan Voelker, Travis County resident

MOTION: Close the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Gerald Daugherty, 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 (PUEs) located along the common lot lines of lots 1042 and 1043 of Apache Shores, Section 2 in Precinct Three. (Action Item #8) (Commissioner Daugherty)

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 a five foot wide public utility easement (PUE) located along the southeasterly lot line of lot 48 of Hamilton Hills in Precinct Three. (Action Item #9) (Commissioner Daugherty)

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
John Ellis, Representing the property owners of lot 48, Hamilton Hills

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:

Gus Peña, Travis County resident
Mike Marcellus, Pastor, First Independent Baptist Church
Carlos León
Alan Roddy, Travis County resident
Morris Priest, Travis County resident
Dr. John Kim, Travis County resident

Clerk's Note: Commissioner Davis requested a moment of silence in honor of the late Dr. Maurice Hood, M.D.

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. Consider and take appropriate action on notice from Standard and Poor's regarding application of new rating criteria and Travis County's retention of AAA credit rating.

Members of the Court heard from:

Ladd Pattillo, Travis County Financial Advisor

RESULT: DISCUSSED

Health and Human Services Dept. Items

6. Receive report and presentation on recommendations from the Mayor's Task Force on Aging.

Members of the Court heard from:

Sherrri Fleming, County Executive, Travis County Health and Human Services & Veterans Service (TCHHS&VS), Task Force Member

Sly Majid, Chief Service Officer, Office of Lee Leffingwell, Mayor, City of Austin, Task Force Member

Ken Gladish, President and CEO, Seton Health Care Family Foundation, Task Force Member

Dan Pruett, President and CEO, Meals on Wheels and More, Task Force Member

David Evans, CEO, Integral Care, Task Force Member

RESULT: DISCUSSED

Transportation and Natural Resources Dept. Items

7. Consider and take appropriate action on the revised plat of Kroll Lundgren Acres, lot 2 (1 lot into two 1.004 acre lots – F.M. 973 – Manville Water Supply and on-site wastewater) in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

8. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate two five foot wide public utility easements (PUEs) located along the common lot lines of lots 1042 and 1043 of Apache Shores, Section 2 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 a five foot wide public utility easement (PUE) located along the southeasterly lot line of lot 48 of Hamilton Hills in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

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

- a. An exemption from platting requirements for the Walnut Creek Enclave condominium project that includes 103 single-family detached units; and

- b. Approve a condominium construction agreement in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

- 11. Consider and take appropriate action on the following requests by Carma Properties Westport, LLC for the Addison Development:
 - a. Approval of a preliminary plan submitted for Addison - US Highway 183 South and Dee Gabriel Collins Road – 620 total lots – 603 single-family, 1 commercial lot, 1 multi-family, 1 amenity, 12 open-space, and 2 landscape lots – City of Austin 2-mile extra territorial jurisdiction (ETJ) in Precinct Four;
 - b. Phasing agreement for Addison preliminary plan;
 - c. Travis County Parks license agreement for use of a driveway;
 - d. A plat for recording – Addison Section 1 – final plat (long form – 140 total lots – 60.13 acres – 132 single-family lots, 6 open space, landscape and drainage lots, 1 amenity lot and 1 commercial lot) – US Highway 183 South – City of Austin 2-mile ETJ;
 - e. A subdivision construction agreement;
 - f. Indemnification agreement for funding of improvements to US 183 as required by TxDOT; and
 - g. Advanced funding agreement for voluntary transportation improvement projects with the State of Texas and Travis County in Precinct Four. (Commissioner Gómez)

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR

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

- 12. Revised language: Consider and take appropriate action to authorize floodplain property buy-outs using \$2,082,926 of existing funds for properties outside of Timber Creek. (Commissioners Gómez and Daugherty)

RESULT: ADDED TO CONSENT

- 13. Consider and take appropriate action regarding the designation of the City of Sunset Valley as a managing partner of the Balcones Canyonlands Conservation Plan for the of 21.5 acres currently owned by and located within the City of Sunset Valley in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

- 14. Consider and take appropriate action to approve a resolution in support of the Austin Urban Watersheds Total Maximum Daily Load Implementation Plan proposed by the Texas Commission on Environmental Quality.

RESULT: ADDED TO CONSENT

15. Consider and take appropriate action on the following requests:
 - a. Proposed memorandum of agreement with the Texas Commission on Environmental Quality for local enforcement of heavy duty vehicle idling limitations;
 - b. Resolution in support of the memorandum of agreement; and
 - c. Implementation plan for the local enforcement of heavy duty vehicle idling limitations.

RESULT: POSTPONED

16. Consider and take appropriate action to approve and execute a zero-waste interlocal agreement with the City of Austin.

RESULT: ADDED TO CONSENT

Purchasing Office Items

17. Approve Modification No. 2 to Interlocal Agreement No. 4400001009, City of Austin, for the Summer Youth Employment Program.

RESULT: ADDED TO CONSENT

18. Declare used audio/video equipment as surplus and authorize trade-in for purchase of new equipment, pursuant to Section 263.152(a)(2) of the Texas Local Government Code.

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action on the three top ranked firms for RFP No. P1309-005-RV, Construction Manager at Risk (CMAR) for the new 416 West 11th Street office building and parking structure.

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

MOTION: Approve staff's recommendation of the short list of three firms - Flintco Constructive Solutions, JE Dunn Construction, and Hensel Phelps.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Gerald Daugherty, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

20. Approve Modification No. 10 to Contract No. 4400000144, HTE Contract No. 11t00032OJ, Waste Management of Texas, for refuse collection.

MOTION: Approve Item 20.

RESULT: APPROVED [4 TO 1]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez

NAYS: Ron Davis

21. Approve Modification No. 3 to Contract No. 4400001500, AG Construction Management, for Ned Granger Building fifth floor renovation.

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action regarding the draft scope of work for an organizational review and assessment of the management structure of Travis County.

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

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

Planning and Budget Dept. Items

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

RESULT: NOT NEEDED

24. Approve requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:

- a. New contract with the Texas Veteran's Commission Fund for Veteran's Assistance to expand services offered by the Veteran's Court program to include substance abuse treatment; and
- b. Contract with the Federal Emergency Management Agency, Emergency Food and Shelter Local Board Program for the 2013 Phase 31 Emergency Food and Shelter Program in Health and Human Services and Veterans Services Department.

RESULT: ADDED TO CONSENT

25. Consider and take appropriate action on the following items for the Human Resources Management Department:

- a. Proposed routine personnel amendments; and

MOTION: Approve Item 25.a with the exceptions of Amendments #30000043 and 30002054. Those two amendments to be reposted January 14, 2014.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Todd, Daugherty, Gómez

- b. Non-routine request from Criminal Courts for a variance to Travis County Code Chapter 10.03008, Promotion.

RESULT: ADDED TO CONSENT

26. 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 \$1,360,704.88 for the period of December 20 to December 26, 2013.

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action on request from Golden Gloves Tournament for waiver or discount of fees to use the Travis County Exposition Center Banquet Hall with net proceeds from the event going to the Travis County Sheriff Law Enforcement Association's Youth Scholarship Fund.

RESULT: ADDED TO CONSENT

28. Consider and take appropriate action on request from Capital Area Metropolitan Planning Organization (CAMPO) to use Travis County facilities for regular meetings. (Commissioner Todd)

Members of the Court heard from:

Peter Einhorn, Executive Assistant, Precinct 2 Commissioner Todd's Office
Roger El Khoury, Director, Facilities Management Department (FMD)
Art Zamorano, Administrative Specialist, CAMPO
Morris Priest, Travis County resident

MOTION: Extend an offer to CAMPO to conduct its meetings in the multi-function room at 700 Lavaca on Mondays and waive the facilities fees.

RESULT: APPROVED [3 TO 0]

MOVER: Bruce Todd, Commissioner

SECONDER: Gerald Daugherty, Commissioner

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

ABSTAIN: Ron Davis, Margaret J. Gómez

Other Items

29. Approve order setting the two meeting terms for the Travis County Probate Court for Calendar Year 2014 as January 1, 2014 through June 30, 2014 and July 1, 2014 through December 31, 2014.

RESULT: ADDED TO CONSENT

30. Consider and take appropriate action on re-appointment of Jesse Arellano, Clemente Zabalza and Ronald Fowler to the Board of Commissioners of Emergency Services District No. Twelve for the term January 1, 2014 through December 31, 2015. (Commissioner Davis)

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

31. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Orlando Oliva.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: Accept the counter-offer to settle this matter with payment of \$7,150.00.
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

32. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Neil Campbell.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: Waive the balance.
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: Bruce Todd

33. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Emmanuel Torres.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: **DISCUSSED**

34. Consider and take appropriate action concerning the settlement offer regarding payment for Star Flight services rendered to Rachel Richardson.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: Acknowledge payment already made as full payment for 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

35. 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 March 29, 2014 through January 25, 2015.¹

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

Members of the Court heard from:

Alice Tripp, Lobbyist, Texas State Rifle Association
Garry Brown, Travis County resident
Liz Foley, South Texas Field Representative, National Rifle Association (NRA)
Ed Scruggs, Travis County resident
Chris Hillshire, Moms Demand Action for Gun Sense in America
Emily Dittman, Texas State Rifle Association
Jean Williams, Travis County resident
David Thomas, Travis County resident

MOTION: That the Commissioners Court suspend negotiations until SAXET until such time that SAXET indicates a willingness to address issues raised by Travis County. Staff is directed to seek other persons or companies willing to lease the Exposition Center on the dates that are proposed in the contract.

MOVER: Samuel T. Biscoe, Judge

RESULT: **DIED FOR LACK OF A SECOND**

MOTION: Continue the current relationship with SAXET Gun Show and approve the contract.

MOVER: Gerald Daugherty, Commissioner

RESULT: **DIED FOR LACK OF A SECOND**

Clerk's Note: Judge Biscoe read a statement regarding this item into the record. For the text of the statement, please refer to the supporting backup documentation.

Clerk's Note: Judge Biscoe noted that without a contract, the matter is still pending.

Consent Items

- 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, January 28, 2014 to receive comments regarding a request to authorize the filing of an order to convert the public right-of-way known as Cueva de Oro Cove within the Preserve at Lost Gold Cave, Phase I to a private street in Precinct Three. (Commissioner Daugherty)
- C4. Approve setting a public hearing on Tuesday, January 28, 2014 to receive comments regarding a plat for recording for Raceway Single-Family Subdivision Section Four (a small lot subdivision) final plat. The re-subdivision of lots 21-24, Northridge Acres Number Two Subdivision, makes a total of 84 lots, Grand Avenue Parkway, City of Austin ETJ in Precinct Two. (Commissioner Todd)

MOTION: Approve Consent Items C1–C4 and Agenda Items 7, 8, 9, 10.a–b, 12, 13, 14, 16, 17, 18, 21, 24.a–b, 25.b, 26, 27, 29, and 30.

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Margaret J. Gómez, Commissioner

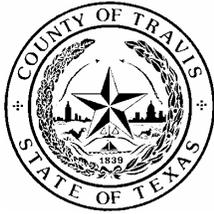
SECONDER: Gerald Daugherty, Commissioner

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 Tuesday, January 14, 2014 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 January 14, 2014, 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 a request to authorize the filing of an instrument to vacate a five-foot wide public utility easement located over and across a portion of lot 15 of Travis Vista in Precinct Two. (Action Item #17) (Commissioner Todd)

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 346 and 347 of Apache Shores, First Installment in Precinct Three. (Action Item #18) (Commissioner Daugherty)

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
Dr. John Kim, Travis County resident

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 public comments regarding the substantial amendments to the Program Year 2009-2013 Action Plans and Program Years 2011-2013 Consolidated Plan for the Community Development Block Grant provided by HUD.

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:

Christy Moffett, Social Services Manager, Travis County Health and Human Services
(TCHHS)

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

Clerk's Note: The Court noted that those needing information or wishing to access the draft of the substantial amendments may visit the CDBG page on Travis County's website, www.co.travis.tx.us, visit any one of Travis County's seven community centers, or contact Christy Moffett at 512-854-3460 to request a copy. Written comments may be mailed to the CDBG Program at Travis County, P.O. Box 1748, Austin, TX 78767, or may be e-mailed to CDBG@co.travis.tx.us.

Citizens Communication

Members of the Court heard from:

Mike Marcellus, Pastor, First Independent Baptist Church
Morris Priest, Travis County resident
Gus Peña, Travis County resident
Kymberlie Quong-Charles, representing Grass Roots Leadership
Deece Eckstein, Intergovernmental Relations Officer, Intergovernmental Relations (IGR)
Brian McGiverin, Attorney, Texas Civil Rights Project
Dr. John Kim, Travis County resident
Carlos León

Special Items

4. Consider and take appropriate action on an order concerning outdoor burning in the

unincorporated areas of Travis County.

RESULT: NOT NEEDED

5. Receive award from the Texas Department of Assistive and Rehabilitative Services Blind Services Division for "Business of the Year".

Members of the Court heard from:

Bill Paterson, Risk Manager, Human Resources Management Department (HRMD)
Canzata Crowder, Field Director, Texas Department of Assistive and Rehabilitative Services, Division of Blind Services

RESULT: DISCUSSED

Planning and Budget Dept. Items

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

Members of the Court heard from:

Jessica Rio, Budget Director, Planning and Budget Office (PBO)

MOTION: Approve Budget Amendment A.1.

RESULT: APPROVED [4 TO 1]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Gerald Daugherty, Commissioner

AYES: Samuel T. Biscoe, Bruce Todd, Gerald Daugherty, Margaret J. Gómez

NAYS: Ron Davis

MOTION: Approve Budget Amendment A.2.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Gerald Daugherty, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Clerk's Note: Please note that for this Item, references to A1 and A2 are references to numbered items in the supporting budget document.

7. Consider and take appropriate action on the following items for the Human Resources Management Department:

- a. Proposed routine personnel amendments; and

- b. Non-routine request from District Attorney's Office for a variance to Travis County Code Chapter 10.03008, Promotion.

RESULT: ADDED TO CONSENT

8. Review and approve the immediate release of reimbursement payment to United Health Care for claims paid for participants in the Travis County Employee Health Care Fund for payment of \$653,436.13 for the period of December 27, 2013 to January 2, 2014.

RESULT: ADDED TO CONSENT

9. Consider and approve proposed restatement of the T-Flex plan – adjust before taxes.

RESULT: ADDED TO CONSENT

10. Consider and take appropriate action regarding amendments to the Travis County Economic Development Incentives Policy, Guidelines and Criteria.

Members of the Court heard from:

Leslie Browder, County Executive, PBO
Mary Etta Gerhardt, Assistant County Attorney
Katie Peterson-Gipson, Senior Budget Analyst, PBO

MOTION: Approve Item 10 and authorize the Court to sign the order amending the Travis County Code.

RESULT: APPROVED [UNANIMOUS]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

11. Consider and take appropriate action to temporarily allocate the 910 Lavaca Building to the County Attorney, Hot Checks and Bankruptcy Divisions, for office space from January to August 2014.

RESULT: ADDED TO CONSENT

12. Consider and take appropriate action on request from the Texas Conference of Urban Counties to use Travis County facilities for meetings during 2014 – 2015. (Commissioner Gómez)

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR
Don Lee, Executive Director, Texas Conference of Urban Counties (CUC)
Roger El Khoury, Director, Facilities Management Department (FMD)

MOTION: Approve the request from the Conference of Urban Counties to meet in the Hall of Government of the Travis County Administration Building.

RESULT: APPROVED [UNANIMOUS]

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Gerald Daugherty, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Justice and Public Safety Items

13. Consider and take appropriate action on the following documents regarding the public assistance declaration for the October 31, 2013 flood event:

- a. Designation of applicant's agent; and
- b. Request for public assistance.

Clerk's Note: Judge Biscoe noted that in Item 13.a, the Primary Applicant's Agent will be Pete Baldwin, Travis County Emergency Management Coordinator. The Secondary Agent will be Jessie T. Mars, Financial Analyst, Travis County Auditor's Office.

RESULT: ADDED TO CONSENT

Purchasing Office Items

14. Approve Modification No. 2 to Contract No. 4400000504 (H.T.E. Contract No. MA100113LC), Smith's Detection, Inc., for Maintenance GasID and HazmatID equipment.

RESULT: ADDED TO CONSENT

15. Approve Contract No. 4400001840, National Economic Research Associates, Inc. (NERA), minority, women-owned and historically underutilized business disparity study.

MOTION: Approve Item 15.

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

16. Approve contract award for auto body repair, IFB No. 1311-006-RF, to the following low bidders:

a. Group 1 – cars and small trucks:

i. Alliance Body and Paint shop (primary); and

ii. Limon's Road Service (secondary);

b. Group 2 – heavy trucks:

i. Limon's Road Service (primary); and

ii. ACM Body and Frame Inc. (secondary).

RESULT: ADDED TO CONSENT

Transportation and Natural Resources Dept. Items

17. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a five-foot wide public utility easement located over and across a portion of lot 15 of Travis Vista in Precinct Two. (Commissioner Todd)

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action 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 346 and 347 of Apache Shores, First Installment in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

19. 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)

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR

Matt Harris, Chief Financial Officer for Roy Butler Family Interests

Terry Irion, Attorney representing the Developers
Ronald Whitehead, Travis County resident
Jinne Rizzo, Travis County resident
Laura Rice, representing two residents of Overlook Estates
Tom McDill, Travis County resident
Lois Rice, Travis County resident
Tom Nuckols, Assistant County Attorney

MOTION: Approve staff's recommendation, along with all of the necessary language, to be drafted by staff and brought back to Court for final approval.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Gerald Daugherty, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

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

- a. A plat for recording: Sorento Phase One final plat (long form final plat -102 total lots – Weiss Lane – City of Pflugerville ETJ); and
- b. A Travis County subdivision construction agreement between Travis County and Sorento Holdings 2012, LLC. in Precinct One. (Commissioner Davis)

RESULT: **ADDED TO CONSENT**

21. Consider and take appropriate action on Shadowglen Phase 2 Sections 19a, 19b, and 20 preliminary plan (199 total lots, 196 single family lots and 3 open-space and drainage lots) – 34.779 acres – City of Manor ETJ in Precinct One. (Commissioner Davis)

RESULT: **ADDED TO CONSENT**

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

- a. A variance to Section 82.214 of the Travis County Subdivision Regulations; and
- b. A plat for recording: Agroland Subdivision final plat (short form final plat – 1 lot – SH71 – no ETJ) in Precinct Three. (Commissioner Daugherty)

RESULT: **ADDED TO CONSENT**

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

- a. Proposed memorandum of agreement with the Texas Commission on Environmental Quality for local enforcement of heavy duty vehicle idling limitations;
- b. Resolution in support of the memorandum of agreement; and
- c. Implementation plan for the local enforcement of heavy duty vehicle idling limitations.

RESULT: **POSTPONED**

24. Consider and take appropriate action on proposed park fees:

- a. Park day-use fees;
- b. Athletic fields fees;

- c. Group shelters/pavilions/concessions fees;
- d. Northeast Metro BMX track fees;
- e. Reimers Ranch observatory fees; and
- f. Special event fee. (Judge Biscoe)

Members of the Court heard from:

Steve Manilla, County Executive, TNR
 Kurt Nielson, East District Manager, Parks Division, TNR
 Cynthia McDonald, Financial Manager, TNR

SUBSTITUTE

MOTION: To not impose the proposed fee increases on Travis County parks in Precinct One.

MOVER: Ron Davis, Commissioner

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

MOTION: Approve the recommended fees.

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

MOVER: Samuel T. Biscoe, Judge

SECONDER: Gerald Daugherty, Commissioner

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

NAYS: Ron Davis

ABSENT: Margaret J. Gómez

Health and Human Services Dept. Items

- 25. Consider and take appropriate action on an agreement with Austin Energy to provide utility assistance to Austin Energy customers through the Plus 1 Program.

RESULT: **ADDED TO CONSENT**

Other Items

- 26. Consider and take appropriate action regarding board and committee assignments and appointments for Commissioners Court members. (Judge Biscoe)

Clerk's Note: Judge Biscoe noted two corrections to the list: Judge Biscoe to be substituted for Commissioner Gómez as a Capital Area Council of Governments (CAPCOG) Assembly Member; and Commissioner Gómez substituted for Judge Biscoe on the Community Action Network (CAN) Executive Committee.

RESULT: **DISCUSSED**

Reset for: 1/21/2014

- 27. Revised language: Consider and take appropriate action on the reappointment of the following persons to the specified boards of commissioners:

- a. Genny Kircheville to the Emergency Services District Number One effective immediately until December 31, 2015;

- b. Ro Cass to the Emergency Services District Number One effective immediately until December 31, 2015;
- c. Mark Evert to the Emergency Services District Number One effective immediately until December 31, 2015;
- d. Ed New to the Emergency Services District Number Three effective immediately until December 31, 2015;
- e. Carroll Knight to the Emergency Services District Number three effective immediately until December 31, 2015;
- f. Dan Herman to the Emergency Services District Number Four effective immediately until December 31, 2014;
- g. Dennis Wright to the Emergency Services District Number Five effective immediately until December 31, 2015;
- h. Art Gurley to the Emergency Services District Number Five effective immediately until December 31, 2015;
- i. Russ Munsch to the Emergency Services District Number Eight effective immediately until December 31, 2015;
- j. Al Blunt to the Emergency Services District Number Fourteen effective immediately until December 31, 2015; and
- k. Tom Moody to the Emergency Services District Number Fourteen effective immediately until December 31, 2015. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

- 28. Consider and take appropriate action on the appointment of the following persons to the specified boards of Commissioners:
 - a. Steve Wilson to the Emergency Services District Number Nine effective immediately until December 31, 2015;
 - b. Virgil Flathouse to the Emergency Services District Number Nine effective immediately until December 31, 2015;
 - c. Ken Campbell to the Emergency Services District Number Ten effective immediately until December 31, 2015; and
 - d. Lonnie Moore to the Emergency Services District Number Fourteen effective immediately until December 31, 2015. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Consent Items

- 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 November, 2013 from the County Auditor's Office.
- C4. Approve proclamation for Austin Independent School District designating the month of February 2014 as "Black History Month". (Judge Biscoe)

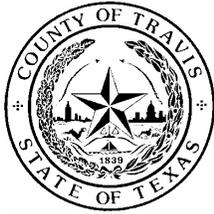
Members of the Court heard from:
Zenobia C. Joseph, Travis County resident

MOTION: Approve Consent Items C1–C4 and Agenda Items 7.a–b, 8, 9, 11, 13, 14, 16, 17, 18, 20.a–b, 21, 22, 25, 27, and 28.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, 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 Tuesday, January 21, 2014 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 January 21, 2014, 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 the proposed Watershed Protection Amendments to Title 30. (Action Item #22)

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

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR)
Tom Weber, Environmental Program Manager, TNR
Dr. John Kim, Travis County resident

MOTION: Close the Public Hearing.
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

2. Receive comments regarding a request to authorize the filing of an instrument to vacate a portion of the two ten-foot wide public utility easements located along the common lot line of lots 80 and 81 of Sandy Creek Ranches, Phase Four in Precinct Three. (Action Item #23) (Commissioner Daugherty)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner

SECONDER: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Gerald Daugherty
ABSENT: Margaret J. 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: Ron Davis, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Bruce Todd, Gerald Daugherty
ABSENT: Margaret J. Gómez

Citizens Communication

Members of the Court heard from:
Gus Peña, Travis County resident
Carlos León
Jerry Hofrock, Travis County resident
Katy Kappel, 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 Marshal

MOTION: Approve the Fire Marshal's recommendation to impose a burn ban.
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

4. Receive report from the Travis County Sheriff's Office regarding the use of video conferencing at the County Jail and any impact on other visitation policies and practices.

Members of the Court heard from:
Darren Long, Major, Jail Administrator, Travis County Sheriff's Office (TCSO)
Katy Kappel, Travis County resident
Jim Sylvester, Chief Deputy, TCSO
Wes Priddy, Captain, TCSO
John Stephen Taylor, Travis County resident

Clerk's Note: The Court noted that people desiring more information or wishing to leave comments regarding this issue should send them to the Travis County Sheriff's Office, P.O. Box 1748, Austin, TX 78767, visit the TCSO website's Citizen Feedback portal (www.tcsheriff.org) or

contact the Travis County Commissioners Court.

RESULT: DISCUSSED

Resolutions and Proclamations

5. Approve proclamation recognizing the month of January 2014 as "Mentoring Month" in Travis County. (Judge Biscoe)

Members of the Court heard from:

Leroy Nellis, Travis County Resident

Falba Turner, Project Director, Promise Mentor Program, Seedling Foundation

MOTION: Approve the Proclamation in Item 5.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Margaret J. Gómez, Commissioner

AYES: Biscoe, Davis, Todd, Daugherty, Gómez

Clerk's Note: The Court noted that anyone wishing to become a mentor can visit the website -- www.seedlingfoundation.org, and click on "Mentoring" for an online application form.

6. Approve resolution in support of Project Connect regarding high-capacity transit for central Texas. (Commissioner Todd)

Members of the Court heard from:

Linda Watson, President and CEO, Capital Metropolitan Transportation Authority
(CapMetro)

Larry Graham, Chair, Board of Directors, Downtown Austin Alliance

Beth Ann Ray, Vice President, Regional Mobility, Austin Chamber of Commerce

Glenn Gadbois, Executive Director, Movability Austin

Todd Hemingson, Senior Vice President, Planning, Capital Metro

RESULT: DISCUSSED

Reset for: 2/4/2014

Health and Human Services Dept. Items

7. Consider and take appropriate action on the following items related to the planning for the Program Year 2014-2018 Consolidated Plan and Program Year 2014 action plan for the Community Development Block Grant funds available from HUD:
 - a. Approve the public hearing dates for the public to provide input on community needs; and
 - b. Approve the advertisements announcing the public hearing dates in newspapers of general circulation.

Members of the Court heard from:

Christy Moffett, Social Services Manager, Travis County Health and Human Services
(TCHHS)

MOTION: Approve Items 7.a and b.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

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

Planning and Budget Dept. Items

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

Members of the Court heard from:

Alan Miller, Budget Analyst, Planning and Budget Office (PBO)
Jessica Rio, Budget Director, PBO

MOTION: Approve Budget Amendments A8-A9 and Budget Transfer T1.
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

Clerk's Note: Please note that for this Item, references to A8-A9 and T1 are references to numbered items in the supporting budget document.

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

RESULT: ADDED TO CONSENT

10. 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 \$1,376,963.18 for the period of January 3 to January 9, 2014.

RESULT: ADDED TO CONSENT

11. Consider and take appropriate action on the proposed civil and family court house project, including:
- a. Additional information requested during Item #1 of the Court's December 19, 2013 Work Session;
 - b. Schedule milestones;
 - c. Program management organizational structure;
 - d. Orientation of the civil and family court house;
 - e. Configuration of the parking structure for the civil and family court house;
 - f. Structure and purpose of Community Focus Committee;
 - g. Independent representative /compliance architect procurement update; and
 - h. Other issues and next steps.

Items 11.a-h were called for concurrent discussion.

Members of the Court heard from:
Leslie Browder, County Executive, PBO

George Tapas, National Practice Manager, Alternative Finance and Public-Private Partnerships, URS Corporation
Dan Warth, Vice President, Project Principal, URS Corporation
Daniel Bradford, Assistant County Attorney
Belinda Powell, Capital Planning Coordinator, PBO
Beverly Silas, President, Beverly Silas & Associates

MOTION: Under Item 11.b, change the date of the proposed bond election from November 4, 2014 to May, 2015.

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

MOTION: Under Item 11.d, approve the recommended orientation of the new courthouse.

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

MOTION: Under Item 11.e, approve the recommended configuration of the parking structure. This would be subterranean parking.

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

MOTION: Under Item 11.f, approve the recommendation regarding the Community Focus Committee, and to discuss the duration, the makeup and size of the committee, the specific charge to the committee and other details; with the understanding that further work to refine it will be needed.

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

Clerk's Note: Items 11.a, c, g, and h were Discussion only.

Justice and Public Safety Items

12. Consider and take appropriate action concerning interlocal agreement between the City of Austin and Travis County for emergency medical services.

RESULT: **ADDED TO CONSENT**

13. Consider and take appropriate action regarding a memorandum of understanding between Travis County and SafePlace on an application for the Justice for Families Grant from the U.S. Department of Justice, Office on Violence Against Women, for the supervised Visitation and Safe Exchange Program.

RESULT: ADDED TO CONSENT

Clerk's Note: Judge Biscoe noted that the term of the Memorandum of Understanding is October 1, 2014 through September 30, 2016.

Purchasing Office Items

14. Approve contract award for home refrigerators, IFB No. 1310-001-RF, to low bidder, Lowe's Home Centers, Inc.

RESULT: ADDED TO CONSENT

15. Approve interlocal agreement with City of Austin for hazmat services.

RESULT: ADDED TO CONSENT

16. Approve Modification No. 1 to Contract No. 4400001509, Patin Construction, for North East Metro Park BMX track amenities construction project.

RESULT: ADDED TO CONSENT

17. Approve Contract No. 4400001665, Mary Clare Porter, Sexual Assault Nurse Examiner Services, to provide forensic examinations for sexual assault victims and suspects.

RESULT: ADDED TO CONSENT

18. Approve interlocal agreement with the Texas20 Purchasing Cooperative for the purchase of food, kitchen equipment and commodity processing services.

RESULT: ADDED TO CONSENT

Transportation and Natural Resources Dept. Items

19. Consider and take appropriate action on the Buttercup Retail preliminary plan (3 commercial lots – 6.86 acres – Dessau Road – water and waste water provided by the City of Pflugerville) in Precinct One. (Commissioner Davis)

RESULT: ADDED TO CONSENT

20. Consider and take appropriate action on a request for a variance to the Travis County on-site sewage facility regulations to allow a third single-family residence to be placed on less than three acres at 10208 Lava Lane in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

21. Consider and take appropriate action on a license agreement for a driveway on Travis County property within the Balcones Canyonlands Preserve in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action regarding the proposed Watershed Protection Amendments to Title 30.

RESULT: POSTPONED

Reset for: 2/4/2014

23. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a portion of the two ten-foot wide public utility easements located along the common lot line of lots 80 and 81 of Sandy Creek Ranches, Phase Four in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Other Items

24. Consider and take appropriate action regarding board and committee assignments and appointments for Commissioners Court members. (Judge Biscoe)

MOTION: Continue the same assignments for 2014 with the understanding that the Court may make changes to the board and committee assignments during the year.

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

Clerk's Note: Commissioner Daugherty noted corrections to the list: Judge Biscoe to be substituted for Commissioner Gómez as a Capital Area Council of Governments (CAPCOG) Assembly Member, with Commissioner Gómez substituted for Judge Biscoe on the Community Action Network (CAN) Executive Committee; and that, on the Greater Austin-San Antonio Corridor Council, the Appointee should be Commissioner Todd, not Commissioner Daugherty.

25. Consider and take appropriate action on an interlocal agreement for Downtown Business District Attorney with the City of Austin.

RESULT: ADDED TO CONSENT

26. Consider and take appropriate action on the addition of a trailer purchased by the Precinct 2 Constable into the Travis County inventory classified as an auxiliary asset. (Commissioner Todd)

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action to appoint Joe Bain, Councilmember from Lakeway City Council, as Travis County's Small Cities Representative to the Capital Area Metropolitan Planning Organization Policy Board. (Commissioner Daugherty)

RESULT: POSTPONED

Reset for: 1/28/2014

28. Consider and take appropriate action on the reappointment of the following persons to the Emergency Services District Number Eleven Board of Commissioners:

a. James Elman, effective immediately until December 31, 2015;

b. Jerry Staton, effective immediately until December 31, 2015; and

c. Tim Reinhardt, effective immediately until December 31, 2015. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on the reappointment of Gary Johnson and Cliff Kessler to the Emergency Services District Number Thirteen Board of Commissioners for the term January 1, 2014 through December 31, 2015.

RESULT: ADDED TO CONSENT

30. Consider and take appropriate action to reappoint Charles Heimsath and David Armbrust to the Central Texas Regional Mobility Authority Board of Directors for terms to expire on February 1, 2016.

RESULT: ADDED TO CONSENT

31. Consider and take appropriate action on a proposal under consideration by the Board of Directors of The Strategic Housing Finance Corporation regarding additional compensation for the Executive Director of the Travis County Housing Authority. (This matter may be taken into Executive Session under the Consultation with Attorney exception)

32. Consider and take appropriate action regarding the March 4, 2014 Joint Primary Elections:

- a. An order to designate early voting polling places and mobile voting location; and
- b. An order to designate Election Day polling locations.

Members of the Court heard from:

Dana DeBeauvoir, Travis County Clerk

MOTION: Approve Items 32.a and B.

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

Clerk's Note: The Court noted that early voting for the Texas House District 50 runoff election will be from January 21-24, 2014. The election will be held on Tuesday, January 28, 2014. The Court also noted that election workers are needed for the March 4, 2014 Republican and Democratic primary elections. Those interested should contact the office of the Travis County Clerk's Office. The Court also noted that early voting will be from February 18-28, 2014. Election Day is March 4, 2014.

33. Consider and take appropriate action regarding the selection of a Construction Manager at Risk for the new 416 West 11th Street office building and parking structure, RFP No. P1309-005-RV.

MOTION: Select Flintco Construction Solutions as the Construction Manager at Risk (CMAR) for the project.

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

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

34. Consider and take appropriate action on an offer to sell approximately 139 acres of undeveloped land near State Highway 130 and U.S. Highway 290 East for inclusion in the Eastern Creeks Open Space Project as part of the 2011 bond program in Precinct One. (Commissioner Davis)¹

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

Clerk's Note: Judge Biscoe noted that Item 34 was not discussed in Executive Session.

Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

MOTION: Reject the offer of \$90,000.00 per acre and direct the County Attorney's Office to counter-offer in the amount of \$15,000.00 per acre.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Gerald Daugherty, Margaret J. Gómez
ABSENT: Bruce Todd

35. Consider and take appropriate action on a claim from Affordable Burial and Cremation Service for payment of alleged services rendered on Travis County's behalf and related issues.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: Reject the claim and direct the Travis County Attorney's Office and Risk Management to address on the remaining issues.
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

36. Consider and take appropriate action for Travis County to modify or waive certain FEMA requirements to facilitate certain home reconstruction in recently damaged floodplain areas.¹

Members of the Court heard from:

Steve Manilla, County Executive, TNR
Melinda Mallia, Environmental Project Manager, TNR
Stacey Scheffel, Program Manager, On-site Sewage Facilities, TNR
Christy Moffett, Social Services Manager, TCHHS

Mike Marcellus, Pastor, First Independent Baptist Church

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

MOTION: Direct staff to implement Judge Biscoe's outline:

- Create a list of homes with less than 50% damage and have County staff confirm the extent of damage to these homes
- Determine what permits are required and whether they can be issued for this group of homes
- Direct staff to locate other sources of revenue, labor, materials, etc., and then look at available Travis County resources

and to direct staff to find ways to help people whose homes suffered more than 50% damage and report back to the Court with the number of homes in that category

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

Clerk's Note: Judge Biscoe noted that this Motion is intended to be considered direction to staff, more than as a commitment of Travis County resources.

37. 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 March 29, 2014 through January 25, 2015. ¹

Clerk's Note: Judge Biscoe read statements from James Phipps and Nicole Golden, Travis County residents, who could not be present for the discussion of this Item.

Members of the Court heard from:

Todd Beiter, Owner, SAXET Gun Shows
Gus Cargile, Show Director, SAXET Gun Shows
Martin Cohn, Travis County resident
Diana Ramirez, Moms Demand Action for Gun Sense in America
Heather Ross, Gun violence prevention activist
Hillary Rand, Travis County resident, representing Moms Demand Action for Gun Sense in America
Rosalie Oliveri, Travis County resident, Moms Demand Action for Gun Sense in America
Ed Scruggs, Travis County resident

Judge Biscoe announced that Item 37 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Extend the current contract with SAXET Gun Shows.

MOVER: Gerald Daugherty, Commissioner

RESULT: **DIED FOR LACK OF A SECOND**

Clerk's Note: Judge Biscoe noted that there is now no executed contract in place with SAXET Gun Shows.

Consent Items

- 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 December 17, 20 and 30, 2013.
- C4. Approve setting a public hearing on Tuesday, February 11, 2014 to receive comments regarding a plat for recording: Re-subdivision of lot 2 from re-subdivision of lot 38, East Travis Hills (re-subdivision final plat – 2 lots High Noon – City of Austin 5-mile ETJ) in Precinct Four. (Commissioner Gómez)

MOTION: Approve Consent Items C1–C4 and Agenda Items 9, 10, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 25, 26, 28.a–c, 29, and 30.

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Margaret J. Gómez, 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