



## Travis County Commissioners Court Agenda Request

**Meeting Date:** October 14, 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 September 2, 9, 16, & 23, 2014; and the Voting Session/Public Hearings of September 16 & 19, 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, September 2, 2014 and Reconvened Wednesday, September 3, 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 September 2, 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 application for a Texas Mass Gathering Act permit under Chapter 751 of the Texas Government Code from Pay It Forward Entertainment Group for the Mud Volleyball Tournament and related issues, including but not limited to the following:
  - a. Event: Mud volleyball tournament  
Place: Bloor Ranch  
12000 Blue Bluff Road  
Austin, TX 78653  
Date: September 13, 2014  
From 9:00 a.m. to 6:00 p.m.;
  - b. Proposed public safety plan, including reports from:
    - i. Austin/Travis County Health Authority;
    - ii. Travis County Fire Marshal; and
    - iii. Travis County Sheriff;
  - c. Proposed traffic management plan; and
  - d. All related issues. (Action Item #23)

**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:

Hershel Lee, Travis County Fire Marshal  
David Rosen, CEO, Pay it Forward Entertainment Group  
David Lopez, Chief Sanitarian, Environmental Services Division, Health and Human  
Services Department, City of Austin  
Jason Jewert, Lieutenant, Travis County Sheriff's Office (TCSO)  
David Greear, Senior Engineer, TNR  
Julie Joe, Assistant County Attorney

*Clerk's Note: Judge Biscoe announced that Item 1 would be recessed until September 3, 2014, at 1:30 pm.*

*Clerk's Note: The Commissioners Court reconvened the recessed Voting Session of September 2, 2014 to further discuss Item 1.*

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

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshal  
David Lopez, Chief Sanitarian, Environmental Services Division, Health and Human  
Services Department, City of Austin  
David Greear, Senior Engineer, Transportation and Natural Resources (TNR)  
Cyril Friday, Captain, Law Enforcement, Travis County Sheriff's Office (TCSO)  
David Rosen, CEO, Pay it Forward Entertainment Group

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

**RESULT: DISCUSSED**

### **Citizens Communication**

Members of the Court heard from:

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

**RESULT: DISCUSSED**

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

## Resolutions and Proclamations

3. Approve resolution celebrating the 15th anniversary of the Council on At-Risk Youth and its service to the youth and families of Travis County and declaring September 2014 through August 2015 "CARY Youth Violence Prevention Year" in Travis County.

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

## Planning and Budget Dept. Items

4. 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)  
John Rabb, Benefits Manager, Human Resources Management Department (HRMD)

**MOTION:** Approve Item 4.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

5. 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 to continue the Retired and Senior Volunteer Program in the Health and Human Services and Veterans Service Department;
  - b. Annual contract with the Office of Attorney General to continue the Victim Coordinator and Liaison Grant Program in the District Attorney's Office; and
  - c. Annual contract with the Office of Attorney General to continue the statewide automated Victim Notification Service Program in the Information Technology Services Department.

**RESULT:** **ADDED TO CONSENT**

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

**RESULT:** **ADDED TO CONSENT**

7. 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 \$1,744,334.23 for the period of August 15 to August 21, 2014.

**RESULT:** **ADDED TO CONSENT**

8. Consider and take appropriate action on proposed Fiscal Year 2015 indirect cost rates.

**RESULT:** **ADDED TO CONSENT**

9. Consider and take appropriate action on the restrictive covenant regarding the unified development for the new Ronald Earle Building located at 416 W. 11th Street.

**RESULT: ADDED TO CONSENT**

10. Consider and take appropriate action on Travis County employee parking issues in the central business district:
- a. Amendments to Chapter 11 of the Travis County Code (Parking Policy) and related Code provisions; and
  - b. Approval of Parking Policy implementation plan.

Members of the Court heard from:

Sydnia Crosbie, Financial Analyst Lead, TNR  
Mark Gilbert, Strategic Resource Planning, PBO  
Daniel Bradford, Assistant County Attorney  
Roger Harner, Parking Coordinator, Facilities Management Department (FMD)  
Billy Procell, Court Clerk I, District Clerk's Office  
Derek Bateman, Court Clerk II, District Clerk's Office  
Michael Hargis, Records Analyst Associate, District Clerk's Office  
Melinda Agosto, Office Specialist Senior, Domestic Relations Office (DRO)  
Carol Guthrie, Business Manager, Local 1624, American Federation of State, County and Municipal Employees (AFSCME)  
John Hille, Assistant County Attorney  
Colette Dill, Legal Secretary, Travis County Attorney's Office  
Bill Swaim, Assistant County Attorney  
Jennifer Kraber, Assistant County Attorney  
Corby Holcomb, Assistant Division Director, Travis County Attorney's Office  
Rick Vittitow, Court Clerk II, District Clerk's Office  
Tenley Aldredge, Assistant County Attorney

**MOTION:** Approve Alternative B, to amend the proposed policy to include zoned parking with a loyalty parking zone for "grandfathered" County employees.

**RESULT: DEFEATED [2 TO 3]**

**MOVER:** Margaret J. Gómez, Commissioner

**SECONDER:** Ron Davis, Commissioner

**AYES:** Ron Davis, Margaret J. Gómez

**NAYS:** Samuel T. Biscoe, Bruce Todd, Gerald Daugherty

**MOTION:** Approve the proposed policy, with revised language in the order, regarding replacement of lost hangtags and the repeal of Section 14.032 of the Travis County Code.

**RESULT: APPROVED [3 TO 2]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Bruce Todd, Commissioner

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

**NAYS:** Ron Davis, Margaret J. Gómez

11. Consider and take appropriate action on the following:

- a. Receive status update on:
  - i. Star Flight transport fee;
  - ii. Health and Human Services and Veterans Service food permit fees;

- iii. Transportation and Natural Resources parks and development fees; and
- iv. Pretrial Services fee for personal bond;

Members of the Court heard from:

Diana Ramirez, Senior Budget Analyst, PBO  
 Ana Almaguel, Planning Project Manager, Travis County Health and Human Services & Veterans Service (TCHHS&VS)  
 Jessica Rio, Budget Director, PBO  
 Jennifer Krabel, Assistant County Attorney  
 Sarah Scott, Chief Administrative Officer, Travis County Medical Examiner's Office  
 Danny Hobby, County Executive, Emergency Services

**RESULT: DISCUSSED**

- b. Increase the Medical Examiner's Office out-of-county autopsy fee to \$2,900; and

**MOTION:** Approve staff's recommendation on Item 11.b.

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Margaret J. Gómez, Commissioner

**SECONDER:** Ron Davis, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

- c. Set the Sheriff's and Constable's civil fees for 2015 at the same amounts as 2014.

**MOTION:** Approve staff's recommendation on Item 11.c, which is to keep the Sheriff's and Constables' civil fees at the same rate as 2014.

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Bruce Todd, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

**Purchasing Office Items**

- 12. Approve settlement agreement for Onion Creek Greenway park design - Phase I, Contract No. 4400000070, RVi Planning.

**RESULT: ADDED TO CONSENT**

- 13. Approve contract awards for professional services pool, RFQ No. Q1406-004-LP, to the following qualified firms:

- a. Title services (2 total):
  - i. 4400002180 Capstone Title; and
  - ii. 4400002181 Independence Title;
- b. Land use planning services (5 total):
  - i. 4400002175 Hutson Land Planners;
  - ii. 4400002176 Land Strategies, Inc.;
  - iii. 4400002177 Sec Planning, LLC;

- iv. 4400002178 Site Specifics; and
- v. 4400002179 Paul Hornsby & Co.; and
- c. Appraisal services (8 total):
  - i. 4400002157 Aegis Group, Inc.;
  - ii. 4400002158 Allegiant Group, PLLC;
  - iii. 4400002159 AR/WS Appraisal, L.P.;
  - iv. 4400002170 Atrium Real Estate Services;
  - v. 4400002171 CBRE, Inc.;
  - vi. 4400002172 Paul Hornsby & Co.;
  - vii. 4400002173 Integra Realty Resources; and
  - viii. 4400002174 NVG.

**RESULT:           ADDED TO CONSENT**

14. Approve contract award for road recycling, IFB No. 1407-002-RF, to sole bidder, Aaron Concrete Contractors, LP.

**RESULT:           ADDED TO CONSENT**

15. Approve contract award for 700 Lavaca Building janitorial services, IFB No. B1407-005-LD, to the low bidder, Varsity Facility Services.

Members of the Court heard from:

Marvin Brice, Assistant Purchasing Agent  
John Carr, Engineering Division Manager, FMD

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

16. Approve contract award for 700 Lavaca Building elevator maintenance, IFB No. B1407-007-LD, to the low bidder, EMR Elevator.

Members of the Court heard from:

John Carr, Engineering Division Manager, FMD  
Marvin Brice, Assistant Purchasing Agent

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

## Transportation and Natural Resources Dept. Items

17. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate two five-foot wide public utility and drainage easements located along the common lot line of Lots 16 and 17 of Travis Oaks, Section Two in Precinct Three. (Commissioner Daugherty)

**RESULT: POSTPONED**

18. Notify the Court of the satisfactory completion of the private streets within the Reserve at Lake Travis, a subdivision in Precinct Three. (Commissioner Daugherty)

**RESULT: POSTPONED**

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

- a. An exemption from platting requirements for the Whitehouse Tract Condominium project – 50 single-family detached units; and
- b. Approve a condominium construction agreement. (Commissioner Daugherty)

**RESULT: ADDED TO CONSENT**

20. Consider and take appropriate action on a request for the release of the Villas at Lynnbrook Condominium agreement (Official Public Records Document Number 2007191955) in Precinct Three. (Commissioner Daugherty)

**RESULT: ADDED TO CONSENT**

21. Consider and take appropriate action to approve a license agreement with Luftheife, LLC for the use of East Metropolitan Park as a staging area for a charity bike ride in Precinct One. (Commissioner Davis)

**RESULT: ADDED TO CONSENT**

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

- a. A plat for recording – Addison Section 2 – final plat (long form – 132 total lots – 30.22 acres – 129 single-family lots and 3 open space/drainage lots) – Annalise Drive/US Highway 183 South – City of Austin 2-mile ETJ in Precinct Four; and
- b. A subdivision construction agreement between Travis County and Carma Properties, LLC in Precinct Four. (Commissioner Gómez)

**RESULT: ADDED TO CONSENT**

## Other Items

23. Consider and take appropriate action regarding the application for a Texas Mass Gathering Act permit under Chapter 751 of the Texas Government Code from Pay it Forward Entertainment Group for the Mud Volleyball Tournament and related issues.

**RESULT: DISCUSSED**

*Clerk's Note: Judge Biscoe announced that Item 23 would be recessed until September 3, 2014, at 1:30 pm.*

*Clerk's Note: Item 23 was revisited on September 3, 2014. Judge Biscoe announced at that time that no action was necessary on the Item.*

**RESULT: NOT NEEDED**

**Reset for: 9/9/2014**

24. Consider and take appropriate action regarding Travis County District Clerk's proposed Records Management Plan for Fiscal Year 2015:

- a. Setting the public hearing on September 23, 2014 for the District Clerk to receive comments regarding the Fiscal Year 2015 Travis County District Clerk's Records Management Plan; and
- b. Publish the appropriate notice as required by Section 51.305 of the Texas Government Code.

**RESULT: ADDED TO CONSENT**

25. Consider and take appropriate action on a request from the greater Columbus Georgia Chamber of Commerce to use the Commissioners Courtroom at 700 Lavaca on Wednesday, September 24, 2014 from 10:00 a.m. to 12:00 noon, for a meeting regarding Imagine Austin.

**MOTION:** Approve Item 25.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Bruce Todd, Commissioner

**SECONDER:** Samuel T. Biscoe, Judge

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

26. Consider and take appropriate action on requests to establish friendly county relationships with the following cities in China:

- a. Tai An;
- b. Yin Chuan; and
- c. Xian Yan.

**RESULT: POSTPONED**

### **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*

27. Consider and take appropriate action regarding an encroachment agreement with City of Austin for the new Ronald Earle Building located at 416 W. 11th Street.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 27 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.*

Members of the Court heard from:  
Roger El Khoury, Director, FMD

**MOTION:** Approve the requested encroachment agreement, which will cost Travis County \$56,520.00.

**RESULT:** **DEFEATED [2 TO 3]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Bruce Todd, Commissioner

**AYES:** Samuel T. Biscoe, Bruce Todd

**NAYS:** Ron Davis, Gerald Daugherty, Margaret J. Gómez

**MOTION:** Direct staff to find out if there is room to negotiate with the City of Austin on this matter.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Ron Davis, Commissioner

**SECONDER:** Samuel T. Biscoe, Judge

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

28. Consider and take appropriate action on a counter-offer to sell 2,234 square foot drainage easement (Parcel 1E) and a license agreement for 1,117 square foot temporary construction area (Parcel 1TE) – needed for improvements to neighborhood drainage facilities planned within the Community Development Block Grant program – from the owner of Lot 8, Block 7, Lake Oaks Estates on Holly Lane in Precinct Three.<sup>2</sup> (Commissioner Daugherty)

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

**MOTION:** Approve the counter offer to sell the two tracts of land for \$10,000.00.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Gerald Daugherty, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

29. Consider and take appropriate action on the potential disposition of a narrow strip of undeveloped land owned by Travis County as excess, unused right-of-way located southeast of the intersection of Red Bluff Road and Shady Lane in Precinct Four.<sup>2</sup> (Commissioner Gómez)

*Judge Biscoe announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.*

**RESULT:** **DISCUSSED**

*Clerk's Note: Judge Biscoe noted that this item would be pulled from the agenda and reposted at the appropriate time for further consideration.*

30. Receive briefing from County Attorney and authorize County Attorney to accept, reject or counter settlement offer and/or take appropriate action in Patrick Rick v. Travis County, Texas, Case No. 1:13-CV-01080-LY.<sup>1</sup>

*Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to*

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

**RESULT: DISCUSSED**

31. Consider and take appropriate action regarding building issues at 11220 North IH-35.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.*

**MOTION:** Direct staff to demolish the building, perform an assessment and sell the property located at 11232 N. IH-35, and report back to the Court as soon as possible. The Court also directed staff to perform the appropriate due diligence regarding environmental issues and check with Emergency Services District No. 4 to see if there is any insurance on the building.

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Ron Davis, Commissioner

**SECONDER:** Margaret J. Gómez, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

32. Consider and take appropriate action regarding the potential purchase of real estate in south Austin.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 32 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: 9/9/2014**

33. Consider and take appropriate action regarding the appraised value of a County owned property in central Austin.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.*

Members of the Court heard from:  
Roger El Khoury, Director, FMD

**RESULT: DISCUSSED**

### 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 August 19 and 26, 2014.

**MOTION:** Approve Consent Items C1–C3 and Agenda Items 5.a–c, 6, 7, 8, 9, 12, 13, 14, 19, 20, 21, 22.a–b, 24.a–b

**RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Margaret J. Gómez, Commissioner

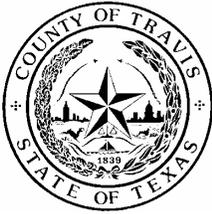
**SECONDER:** Ron Davis, Commissioner

**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, September 9, 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 September 9, 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 |

## Citizens Communication

Members of the Court heard from:

Carlos León, Travis County resident  
Laura Seaton, Executive Assistant, Transportation and Natural Resources (TNR),  
Organizer, Travis County softball tournament  
Gio Mastromatteo, Former Travis County employee  
Dr. John Kim, Travis County resident  
Gus Peña, 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

**MOTION:** Impose a new burn ban, to expire October 8, 2014, as recommended by the Fire Marshal.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

## Resolutions and Proclamations

2. Approve resolution in support of the use of hyperbaric oxygen therapy and other medical treatments and therapy for traumatic brain injury and post-traumatic stress syndrome for veterans.

**RESULT: POSTPONED**

## Transportation and Natural Resources Dept. Items

3. Consider and take appropriate action on a request for a variance to County on-site sewage facility regulations to allow two dwellings to be placed on less than two acres of land at 10501 San Jose Avenue in Precinct One. (Commissioner Davis)

**RESULT: ADDED TO CONSENT**

4. Consider and take appropriate action on a plat for recording: County Line Road subdivision final plat (short form final plat – four total lots – 20.08 acres – State Highway 95 – no ETJ) in Precinct One. (Commissioner Davis)

**RESULT: ADDED TO CONSENT**

5. Consider and take appropriate action on the replat of Lot 1, Block A and Lot 1, Block B, Steiner Ranch Phase 2, Section 9 final plat, consisting of six lots, (six commercial/mixed use lots on 24.26 acres) in Precinct Two. (Commissioner Todd)

**RESULT: ADDED TO CONSENT**

6. Notify the Court of the satisfactory completion of private streets within the Reserve at Lake Travis, a subdivision in Precinct Three. (Commissioner Daugherty)

**RESULT: ADDED TO CONSENT**

7. Consider and take appropriate action on a request to approve an advance funding agreement with the Texas Department of Transportation for roadway safety improvements on Dee Gabriel Collins Road, Littig Road and Old Highway 20.

**RESULT: ADDED TO CONSENT**

## Health and Human Services Dept. Items

8. Consider and take appropriate action to approve a letter of renewal for the revenue contract with AISD for after-school enrichment services provided by Travis County through the Texas A&M Agrilife Extension Office.

**RESULT: ADDED TO CONSENT**

**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. Contract amendment with Texas Department of Family and Protective Services for the Title IV-E Child Welfare Services Grant in the Health and Human Services and Veterans Service Department; and
- b. Permission to continue the Residential Substance Abuse Treatment Program in the Juvenile Probation Department until a contract can be fully executed.

**RESULT: ADDED TO CONSENT**

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

**RESULT: ADDED TO CONSENT**

12. 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 \$1,070,652.61 for the period of August 22 to August 28, 2014.

**RESULT: ADDED TO CONSENT**

13. Consider and take appropriate action on request from the District Judges for flexibility to set the County Auditor's annual salary under Local Government Code Section 152.032 to the FY 2014 salary.

**RESULT: ADDED TO CONSENT**

14. Consider and take appropriate action regarding the proposed language in Travis County professional service agreements including for Facilities Management Department projects.

**RESULT: POSTPONED**

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

**MOTION:** Approve Item 15.

**RESULT: APPROVED [4 TO 0]**

**MOVER:** Gerald Daugherty, Commissioner

**SECONDER:** Margaret J. Gómez, Commissioner

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

**ABSTAIN:** Ron Davis

16. Consider and take appropriate action on approval of agreement of participation in Regional Stormwater Management Program for the new Ronald Earle Building located at 416 West 11th Street.

**RESULT: ADDED TO CONSENT**

17. Consider and take appropriate action on shoeshine operations at the Blackwell-Thurman Criminal Justice Center.

Members of the Court heard from:

Roger El Khoury, Director, Facilities Management (FMD)  
Dwight Bellinger, Operator of shoeshine stand

**MOTION:** Approve the contract with the same vendor and allow FMD to make future decisions regarding this contract.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Bruce Todd, Commissioner

**SECONDER:** Gerald Daugherty, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

### Justice and Public Safety Items

18. Consider and take appropriate action on the memorandum of agreement between the Travis County Office of Emergency Management and the Federal Emergency Management Agency Integrated Public Alert and Warning System Program Management Office.

**RESULT:** **ADDED TO CONSENT**

19. **Revised language.** Consider and take appropriate action on memorandum of understanding between Texas A&M Engineering Extension Service and Texas Task Force One Member and the participating agency/employer for the following Travis County StarFlight staff:

a. Taylor Petty;

b. Craig Hilzendager; and

c. Erick Ullman.

**RESULT:** **ADDED TO CONSENT**

### Purchasing Office Items

20. Approve contract award for Fiscal Year 2014 HMAc Overlay Program, IFB No. B1407-006-JE, to the low bidders APAC of Texas, Inc. for Groups A, B, C & D and Lone Star Paving Co. for Group E.

**RESULT:** **ADDED TO CONSENT**

21. Approve Modification No. 4 to Contract No. 4400001686, APAC of Texas, Inc. (Wheeler Companies) for Fiscal Year 2013 HMAc Overlay Program.

**RESULT:** **ADDED TO CONSENT**

22. Approve Modification No. 12, an assignment of Contract No. 4400000017 (H.T.E. Contract No. 06T00192RG) from Metrocall, Inc. dba USA Mobility, Inc., to SPOK, Inc.

**RESULT:** **ADDED TO CONSENT**

23. Approve contract award for FleetFocus Fleet Information Management System to Assetworks LLC.

**RESULT:           ADDED TO CONSENT**

#### Other Items

24. Consider and take appropriate action regarding the application for a Texas Mass Gathering Act permit under Chapter 751 of the Texas Government Code from Pay it Forward Entertainment Group for the Mud Volleyball Tournament and related issues.

Members of the Court heard from:

Hershel Lee, Travis County Fire Marshal  
Sherri Fleming, County Executive, Travis County Health and Human Services & Veterans Service (TCHHS&VS)  
David Greear, Senior Engineer, TNR  
David Rosen, CEO, Pay it Forward Entertainment Group

**MOTION:**           Approve Item 24 and authorize the County Judge to sign the permit on behalf of the Commissioners Court.

**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 requests to establish friendly county relationships with the following cities in China:

- a. Tai'An;
- b. Yinchuan; and
- c. Xianyang.

Members of the Court heard from:

Sunita Murti, Member, Travis County Citizens International Program (TCCIP)  
Peter Chen, Chairman, TCCIP  
Michael Xiang, Secretary, TCCIP

**MOTION:**           Approve the letters of agreement and authorize the County Judge to sign on behalf of the Commissioners Court.

**RESULT:**           **APPROVED [UNANIMOUS]**

**MOVER:**           Samuel T. Biscoe, Judge

**SECONDER:**       Bruce Todd, 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

26. Consider and take appropriate action on the retirement of the Honorable Guy Herman, Probate Court Number One, including:

- a. Acceptance of resignation; and
- b. Steps required to appoint interim Travis County Probate Judge.<sup>1</sup>

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

**MOTION:** In Item 26.a, accept the resignation of Probate Judge Guy Herman; and in Item 26.b, appoint Dan Prashner, who has served as Associate Judge in the past, to serve as Probate Judge until Judge Herman's successor is qualified. Further, that Barbara Wilson, Assistant County Attorney, meets with the Human Resources Management Department and Judge Prashner to discuss his salary, which is controlled by law.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Margaret J. Gómez, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

27. Consider and take appropriate action regarding the potential purchase of real estate in south Austin.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 27 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.*

**MOTION:** Send a letter of intent at the amount discussed by the Court, and to repost this item on September 16, 2014.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Margaret J. Gómez, Commissioner

**SECONDER:** Samuel T. Biscoe, Judge

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

28. Receive briefing from the County Attorney regarding the Fire Code enforcement action of Travis County v. Cindy's Gone Hog Wild, et al., the collection of Fire Code civil penalties, and take appropriate action.<sup>1</sup>

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

**RESULT:** **DISCUSSED**

29. Receive briefing from County Attorney regarding request from Mike and Nancy Kimbro regarding damage to their home caused by the October 31, 2013 floods.<sup>1</sup>

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

Members of the Court heard from:

Nancy Kimbro, Travis County resident

Mike Kimbro, Travis County resident

Nancy Crowther, Travis County resident  
Les McCook, Travis County resident  
Marcia Zwilling, Travis County resident  
Shelly Lemkowitz, Travis County resident  
Linda Donovan, Travis County resident

**RESULT: DISCUSSED**

30. Consider and take appropriate action on the purchase of approximately 10.8 acres of land in Precinct Three in connection with the Balcones Canyonlands Conservation Plan.<sup>2</sup>

*Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.*

**MOTION:** Accept the offer to purchase the 10.8 acres, for the price of \$85,000.00.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Bruce Todd, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

31. Consider and take appropriate action on an offer to sell approximately 4.7 acres of undeveloped land located east of S.H. 130 and north of U.S. 290 in Precinct One for inclusion in the Eastern Creeks Open Space Project as part of the 2011 Bond Program.<sup>2</sup>

*Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.*

**MOTION:** Reject the offer of \$141,000.00, and submit a counter offer in the amount of \$25,000/acre, for a total of \$117,500.00.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Ron Davis, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

32. Receive briefing and take appropriate action regarding Travis County's involvement in legal action regarding congressional redistricting, including consideration of the status of contract with Renea Hicks.<sup>1</sup>

*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 expenditure of \$30,000.00, from Allocated Reserves, part of which is to cover services already provided, and the other part to cover services that will be provided between now and the end of Calendar Year 2014; and authorize the Purchasing Agent to execute the appropriate modification to the contract.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

33. **Added item.** Receive briefing from the County Attorney regarding the fire code enforcement action of Travis County v. United FM 1431, L.P. et al., the collection of fire code civil penalties and take appropriate action. <sup>1</sup> (Commissioner Daugherty)

*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. **Added item.** Consider and take appropriate action on the conference of Urban Counties TechShare Criminal Courts Project. <sup>1</sup>

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

**RESULT: DISCUSSED**

**Reset for: 9/16/2014**

### Consent Items

**MOTION:** Approve Consent Items C1–C3.a–b and Agenda Items, 3, 4, 5, 6, 7, 8, 9, 10.a–b, 11, 12, 13, 16, 18, 19.a–c, 20, 21, 22, 23.  
**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. Consider and take appropriate action to approve the following:
- a. Set September 16, 2014 as date for public hearing concerning the issuance of the Corporation's Multifamily Housing Revenue Bonds (William Cannon Apartments); and
  - b. Set September 16, 2014 as date for public hearing concerning the issuance of the Corporation's Multifamily Housing Revenue Bonds (Parmer Place Apartments).

### Minutes approved by the Commissioners Court

\_\_\_\_\_  
Date of Approval

\_\_\_\_\_  
Samuel T. Biscoe, Travis County Judge



# Minutes for the Travis County Commissioners Court Tuesday, September 16, 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 September 16, 2014, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dana DeBeauvoir, County Clerk, was represented by Deputy Catherine Jones.

|                   |                          |         |
|-------------------|--------------------------|---------|
| 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 annual written plans for the 0108 Records Management Preservation Fund and 0129 County Clerk's Records Archival Fund. (Action Item #25)

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

Members of the Court heard from:  
Alan Miller, Senior Budget Analyst, Planning and Budget Office (PBO)

**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 5 and 6, Block C of Aqua Monte, 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

### Citizens Communication

Members of the Court heard from:

Carlos León, Travis County resident  
Bob Ward, Chair, Travis County Historical Commission  
May Schmidt, Co-Chair, Travis County Historical Commission  
Anna Bowlin, Program Manager, Planning and Engineering, TNR  
Laura Seaton, Executive Assistant, TNR  
Gus Peña, 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

**RESULT:** **DISCUSSED**

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

4. Consider and take appropriate action to approve Travis County Commissioners Court letter of support for the Lower Colorado River Authority's Water Management Plan. (Commissioner Daugherty)

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

## Purchasing Office Items

5. Approve Modification No. 2 to Interlocal Agreement No. 4400001128 for Texas Agrilife Extension Service to provide wildlife damage management services.

**RESULT:           ADDED TO CONSENT**

6. a. Approve FY2014 Resource Sharing Addendum to Contract No. 4400001084 (HTE Contract No. IL120165LC), Texas Conference of Urban Counties, for the Tyler Odyssey Case Management System used by the Justices of the Peace; and
- b. Approve Modification No. 1 to Contract No. 4400001061 (HTE Contract No. PS120166LC), Tyler Technologies, Inc., for the software as a service and professional services agreement for the Odyssey Case Management System.

**RESULT:           ADDED TO CONSENT**

7. Authorize Casey Ping, Star Flight Program Director, to sign Declaration of Eligibility for Contract pricing for AmerisourceBergen and any other pharmaceutical manufacturer that may become available.

**RESULT:           ADDED TO CONSENT**

8. Approve contract award for management of assigned counsel with Capital Area Private Defender Services.

**RESULT:           ADDED TO CONSENT**

## Transportation and Natural Resources Dept. Items

9. 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 5 and 6, Block C of Aqua Monte, in Precinct Three. (Commissioner Daugherty)

**RESULT:           ADDED TO CONSENT**

10. Consider and take appropriate action on a cash security agreement with Gehan Homes, Ltd-Austin, for sidewalk fiscal for Commons at Rowe Lane Phase 4A Lot 7 Block FF, in Precinct One. (Commissioner Davis)

**RESULT:           ADDED TO CONSENT**

11. Consider and take appropriate action on multiple cash security agreements with KB Home Lone Star, Inc., for sidewalk fiscal for Presidential Meadows Section 5:
  - a. Lot 81 Block I, \$750.00;
  - b. Lot 82 Block I, \$750.00;
  - c. Lot 91 Block I, \$750.00;
  - d. Lot 85 Block I, \$1171.95;

- e. Lot 87 Block I, \$734.65;
- f. Lot 8 Block I, \$750.00;
- g. Lot 35 Block H, \$750.00; and
- h. Lot 12 Block I, \$750.00, in Precinct One. (Commissioner Davis)

**RESULT:           ADDED TO CONSENT**

- 12. Consider and take appropriate action regarding a temporary workspace agreement which would allow the Lower Colorado River Authority to conduct transmission line upgrade activities on the Lucas Tract of the Balcones Canyonlands Preserve, in Precinct Three. (Commissioner Daugherty)

**RESULT:           ADDED TO CONSENT**

- 13. Consider and take appropriate action on a cash security agreement with Echelon Homes for sidewalk fiscal for Lake Pointe Section 7 Lot 15 Block B, in Precinct Three. (Commissioner Daugherty)

**RESULT:           ADDED TO CONSENT**

**Health and Human Services Dept. Items**

- 14. Consider and take appropriate action to approve a facilities use agreement with the Austin Independent School District for after-school enrichment services provided by Travis County 4-H Capital.

**RESULT:           ADDED TO CONSENT**

**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 requests regarding grant programs, applications, contracts and related special budgets, and permissions to continue:

- a. New application to the Texas Historical Commission for the Travis County Historical Commission to research the William Pfluger house in Travis County;
- b. New application to the Texas Historical Commission for the Travis County Historical Commission to document the history of the African-American and Mexican-American communities in Travis County; and
- c. New application to the Texas Historical Commission for the Travis County Historical Commission to complete a survey of the far southwest quadrant of Travis County.

**RESULT:           ADDED TO CONSENT**

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

**RESULT: ADDED TO CONSENT**

18. 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 \$698,315.39 for the period of August 29 to September 4, 2014.

**RESULT: ADDED TO CONSENT**

19. Consider and take appropriate action on Fiscal Year 2015 budget issues.

Members of the Court heard from:

Jessica Rio, Budget Director, PBO  
Leroy Nellis, Interim County Executive, PBO  
Todd Osburn, Compensation Manager, Human Resources Management Department (HRMD)  
Travis Gatlin, Senior Budget Analyst, PBO

**MOTION:** Approve the rebudget of all debt funded projects for Fiscal Year 2015 as noted in the September 15, 2014 memorandum, sections A-G.

**RESULT: APPROVED [5 TO 0]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Bruce Todd, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

**MOTION:** Follow staff's recommendation to implement a one-time \$1,000.00 pay increase to red line employees.

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Bruce Todd, Commissioner

**FRIENDLY**

**AMENDMENT:** Add \$6,200.00 to the General Fund to cover the pay increase.

**MOVER:** Gerald Daugherty, Commissioner

**RESULT: FRIENDLY AMENDMENT ACCEPTED**

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

**MOTION:** Approve the recommended changes in the September 13, 2014 Memorandum.

**RESULT: APPROVED [5 TO 0]**

**MOVER:** Margaret J. Gómez, Commissioner

**SECONDER:** Samuel T. Biscoe, Judge

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

20. Consider and take appropriate action on proposed Fiscal Year 2015 Budget Rules.

Members of the Court heard from:

Diana Ramirez, Assistant Budget Director, PBO

**MOTION:** Approve the 2015 budget rules.

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Margaret J. Gómez, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

21. Consider and take appropriate action on the following matters related to the Deferred Compensation Plan:

- a. Approval of use of the appropriate target date funds based on the age and assumed time to retirement as the default investment alternative for participants who do not select any investment;
- b. Authorization of Great-West to place any investment under the plan for which a participant has not made an active selection in the appropriate target date fund;

Members of the Court heard from:

Norman McRee, Financial Analyst, HRMD  
Al DiCristofaro, President, The Retirement Store

**MOTION:** Approve the staff recommendation in Item 21.a-b.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Samuel T. Biscoe, Judge  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

- c. Approval of restated and amended Travis County, Texas 457 (B) Plan Loan Administration Policy Plan 98734-01;

Members of the Court heard from:

Norman McRee, Financial Analyst, HRMD

**MOTION:** Approve Item 21.c.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Samuel T. Biscoe, Judge  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

- d. Approval of revised investment policy statement, effective upon approval; and

Members of the Court heard from:

Norman McRee, Financial Analyst, HRMD  
Al DiCristofaro, President, The Retirement Store

**MOTION:** Approve Item 21.d.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

- e. Approval of Oversight Committee directives and responsibilities, effective upon approval.

Members of the Court heard from:

Norman McRee, Financial Analyst, HRMD  
Al DiCristofaro, President, The Retirement Store

**MOTION:** Approve Item 21.e.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Samuel T. Biscoe, Judge  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

- 22. Consider and take appropriate action on a request from the District Attorney's Office to use the Commissioners Courtroom at 700 Lavaca on Friday, November 7, 2014 from 1:00 to 4:00 p.m. to conduct continuing legal education.

**RESULT: ADDED TO CONSENT**

- 23. Consider and take appropriate action on order amending and correcting order setting salaries for elected officials for Fiscal Year ending on September 30, 2015.

**RESULT: ADDED TO CONSENT**

### Justice and Public Safety Items

- 24. Consider and take appropriate action on the FY2015 interlocal agreement with the City of Austin for Central Booking and related services.

Members of the Court heard from:

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

**MOTION:** Approve the proposed interlocal agreement with the City of Austin for Central Booking.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

*Clerk's Note: The County Judge announced that he plans to send a letter to the Austin Mayor, City Council and City Manager in regards to the Central Booking Interlocal.*

### Other Items

- 25. Consider and take appropriate action to approve the annual written plan for the 0108 Records Management Preservation Fund and 0129 County Clerk's Records Archival Fund.

**RESULT: ADDED TO CONSENT**

- 26. Consider and take appropriate action regarding a request from the County Auditor to approve the funding of an upgrade to the SAP Business Warehouse Environment.

**RESULT: ADDED TO CONSENT**

27. Travis County Records Management's Print Shop to print the following documents to be inserted with the 2014 tax statements:

- a. Newsletters;
- b. One-third page inserts; and
- c. Additional various inserts.

**RESULT: ADDED TO CONSENT**

28. Consider and take appropriate action on bond for Precinct Three Reserve Deputy Constable Felicia Kay Montgomery-Cafferata.

**RESULT: ADDED TO CONSENT**

29. Consider and take appropriate action on bond for Daniel Prashner, Travis County Probate Court Judge.

**RESULT: ADDED TO CONSENT**

30. Consider and take appropriate action on the Conference of Urban Counties TechShare Criminal Courts Project. **(This item may be taken into Executive Session under the Consultation with Attorney exception)**

**RESULT: POSTPONED** **Reset for: 9/23/2014**

31. Consider and take appropriate action on support of reauthorization of the Federal "Second Chance Act" during the current session of the United States Congress.

**RESULT: ADDED TO CONSENT**

32. Consider and take appropriate action on orders designating Election Day polling places for the November 4, 2014 joint general and special elections.

**RESULT: ADDED TO CONSENT**

#### **Public Hearings re: Multifamily Housing Projects & Action Items**

33. **At 1:30 p.m.** Receive comments regarding the issuance of the Corporation's Multifamily Housing Revenue Bonds (Parmer Place Apartments). (Action Item #35)

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

Members of the Court heard from:  
Cliff Blount, General Counsel, Naman, Howell, Smith & Lee, LLP  
Gus Peña, Travis County resident

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

34. **At 1:30 p.m.** Receive comments regarding the issuance of the Corporation's Multifamily Housing Revenue Bonds (William Cannon Apartments). (Action Item #36)

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

Members of the Court heard from:

Cliff Blount, General Counsel, Naman, Howell, Smith & Lee, LLP  
Andrea Shields, Manager, Travis County Corporations  
Gus Peña, Travis County resident

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

35. Consider and take appropriate action to approve the issuance of Multifamily Revenue Bonds by Travis County Housing Finance Corporation for the Parmer Place Apartments.

**MOTION:** Approve Item 35.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Ron Davis, Commissioner  
**SECONDER:** Bruce Todd, Commissioner  
**AYES:** Ron Davis, Bruce Todd, Gerald Daugherty, Margaret J. Gómez  
**ABSENT:** Samuel T. Biscoe

36. Consider and take appropriate action to approve the issuance of Multifamily Revenue Bonds by Travis County Housing Finance Corporation for the William Cannon Place Apartments.

**MOTION:** Approve Item 36.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Bruce Todd, Commissioner  
**AYES:** Ron Davis, Bruce Todd, Gerald Daugherty, Margaret J. Gómez  
**ABSENT:** Samuel T. Biscoe

**Consent Items**

- C1. Receive bids from County Purchasing Agent.
- C2. Approve payment of claims and authorize County Treasurer to invest County funds.

**MOTION:** Approve Consent Items C1–C2 and Agenda Items 5, 6.a–b, 7, 8, 9, 10, 11.a–h, 12, 13, 14, 15, 16.a–c, 17, 18, 22, 23, 25, 26, 27, 28, 29, 31, 32 and A1.  
**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

**Added Items**

- A1.** Consider and take appropriate action on the following:
  - a. Plat for recording: West Cypress Hills, Phase Two, Section 3 – final plat (West Cypress Hills, Phase Two, Section 3; 61 total lots: 59 single-family lots, 1 drainage lot, 1 amenity lot – Verbena Parkway – no ETJ); and
  - b. Approval of a subdivision construction agreement for West Cypress Hills, Phase Two, Section 3.

**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, September 23, 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 September 23, 2014, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dana DeBeauvoir, County Clerk, was represented by Deputy Catherine Jones.

|                   |                          |         |
|-------------------|--------------------------|---------|
| 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 Travis County budget for fiscal year 2015. (Action Item #30)

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

**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 the application for a Texas mass gathering act permit under chapter 751 of the Texas Government Code from Pay It Forward entertainment group for the Mud Volleyball Tournament and related issues, including but not limited to the following:
  - a. Event: Mud Volleyball Tournament  
Place: Bloor Ranch  
12000 Blue Bluff Road  
Austin, TX 78653  
Date: September 27, 2014  
from 9:00 a.m. to 6:00 p.m.;

- b. Proposed public safety plan, including reports from:
  - i. Austin/Travis County Health Authority;
  - ii. Travis County Fire Marshal; and
  - iii. Travis County Sheriff;
- c. proposed traffic management plan; and
- d. all related issues. (Action Item #36)

**RESULT: PULLED**

- 3. Receive comments regarding District Clerk's request to approve the fiscal year 2015 records management plan. (Action Item #37)

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

Members of the Court heard from:  
 Michelle Brinkman, Chief Deputy, District Clerk's Office

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

- 4. Receive comments regarding a request to authorize the filing of an instrument to vacate two five-foot wide public utility and drainage easements located along the common lot line of Lots 16 and 17 of Travis Oaks, Section Two in Precinct Three. (Commissioner Daugherty) (Action Item #20)

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

Members of the Court heard from:  
 Steve Manilla, County Executive, Transportation and Natural Resources (TNR)  
 Karen Holmes, Travis County resident  
 Tom Nuckols, Assistant County Attorney  
 Gil Elsass, 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

## Citizens Communication

Members of the Court heard from:

Carlos Leon, Travis County resident  
John Spillyards, Account Manager, ASCO Equipment  
Brett Spicer, Senior Deputy, Law Enforcement, TCSO and President, Travis County Sheriff Law Enforcement Association (TCSLEA)  
Dr. John Kim, Travis County resident

## Special Items

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

**RESULT: NOT NEEDED**

## Resolutions and Proclamations

6. Approve resolution recognizing September as Voter Registration Awareness month.

Members of the Court heard from:

Bruce Elfant, Travis County Tax Assessor/Collector  
Dee Lopez, Division Director, Travis County Tax Assessor/Collector

**MOTION:** Approve the resolution in Item 6.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

## Purchasing Office Items

7. Approve contract award for electrical time and materials, IFB No. 1406-013-RF, to the following low bidders:
  - a. Group a and materials, Travis County Facilities:
    - i. Z-non Electric, Inc. – primary;
    - ii. Elk Electric, Inc. – secondary;
  - b. Group b and materials, residential housing units:
    - i. Elk Electric, Inc. – primary;
    - ii. Z-non Electric, Inc. – secondary.

**RESULT: ADDED TO CONSENT**

8. Approve contract award for drug test kits, IFB No. 1407-004-SC, to low bidder, Redwood Toxicology Laboratory, Inc.

**RESULT:           ADDED TO CONSENT**

9. Approve contract award for Non-Commissioned Security Guard Services, IFB No. 1407-008-RF, to lowest responsive bidder, VETS Securing America.

**RESULT:           ADDED TO CONSENT**

10. Consider and take appropriation action regarding Professional Early Childhood Services Program as follows:

- a. Approve six (6) new contracts resulting from RFS #1402-001-SP:
- i. 4400002169 Any Baby Can;
  - ii. 4400002190 Austin Child Guidance Center;
  - iii. 4400002191 Austin Community College District;
  - iv. 4400002168 Avance Austin;
  - v. 4400002192 Communities in Schools;
  - vi. 4400002193 Workforce Solutions Capital Area Workforce Board;
- b. Approve two (2) new contracts with existing vendors:
- i. 4400002213 Any Baby Can;
  - ii. 4400002214 Easter Seals of Central Texas;
- c. Approve three (3) renewal contract modifications:
- i. 4400001765 Child Inc.;
  - ii. 4400000816 Workforce Solutions Capital Area Workforce Board - Childcare Match;  
and
  - iii. 4400001860 Workforce Solutions Capital Area Workforce Board – CCCS.

**RESULT:           ADDED TO CONSENT**

11. Approve Interlocal Agreement with Washington County for Brazos Valley Wide Area Communications System.

**RESULT:           ADDED TO CONSENT**

12. Consider and take appropriate action regarding a request to amend a subrecipient agreement with Austin Tenants' Council, Inc. funded with Community Block Grant funds available through HUD for the time period of October 1, 2014 through September 30, 2015.

**RESULT:           ADDED TO CONSENT**

13. 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**

14. Approve Contract No. 4400002216 with Literacy Coalition of Central Texas for Professional Literacy Illuminates Program Services.

**RESULT:           ADDED TO CONSENT**

15. Approve Contract No. 4400002232, Pavement Restoration, Inc., for Asphalt Rejuvenation Program.

**RESULT:           ADDED TO CONSENT**

16. Approve twelve month extension of 60 social services contracts. (See Attachment A for list of contracts).

**RESULT:           ADDED TO CONSENT**

17. Approve Modification No. 1 to Contract 4400002187, APAC of Texas, Inc. (Wheeler Companies) for fiscal year 2014 HMA Overlay Program.

**RESULT:           ADDED TO CONSENT**

18. Approve Amendment One to interlocal agreement between the City of Austin and Travis County for Emergency Medical Services.

**RESULT:           ADDED TO CONSENT**

19. Approve Modification No. 1, an Assignment of Contract No. 4400000469 (HTE Contract No. MA060238JT) from Clinical Data Solutions, LLC to Ferri Holdings, Inc. (d/b/a Clinical Data Solutions).

**RESULT:           ADDED TO CONSENT**

**Transportation and Natural Resources Dept. Items**

20. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate two five-foot wide public utility and drainage easements located along the common lot line of Lots 16 and 17 of Travis Oaks, Section Two in Precinct Three. (Commissioner Daugherty)

Members of the Court heard from:  
Karen Holmes, Travis County resident

**MOTION:**           Approve Item 20.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Gerald Daugherty, Commissioner  
**SECONDER:**       Margaret J. Gómez, Commissioner  
**AYES:**            Biscoe, Davis, Todd, Daugherty, Gómez

21. Consider and take appropriate action on a plat for recording: Rowe Lane Estates Section Two amended plat of Lots 19 and 20 (amended plat – two total lots – Hodde Lane – City of Pflugerville ETJ) in Precinct One. (Commissioner Davis)

**RESULT: PULLED**

22. Consider and take appropriate action on the following:

- a. The use of an alternative fiscal agreement for Avalon, Phase 9C; and
- b. The use of a cash security agreement for the fiscal posting for Avalon, Phase 9C in Precinct One. (Commissioner Davis)

**RESULT: ADDED TO CONSENT**

#### **Health and Human Services Dept. Items**

23. Receive an update on the status of projects for the Program Year 2014 Action Plan related to the Community Development Block Grant available through HUD, and provide direction to staff on how to proceed with necessary changes to the action plan.

Members of the Court heard from:

Christy Moffett, Social Services Manager, Travis County Health and Human Services & Veterans Service (TCHHS&VS)  
Sherri Fleming, County Executive, TCHHS&VS  
Steve Manilla, County Executive, TNR

**RESULT: DISCUSSED**

**Reset for 10/7/2014**

24. Consider and take appropriate action on the following requests from Central Texas Chapter of the National Forum for Black Public Administrators (NFBPA):
- a. Proclamation recognizing the Central Texas Chapter of the NFBPA for hosting the state of Texas' regional conference in Travis County;
  - b. Assistance in the form of printing and sponsorship of youth to attend conference; and
  - c. A memorandum of understanding for Travis County's support for Leadership Summit 2014 and authorize Judge Biscoe to sign on behalf of the Commissioners Court.

Members of the Court heard from:

Dusty McCormick, President, Central Texas Chapter of the National Forum for Black Public Administrators (NFBPA)  
Sherri Fleming, County Executive, TCHHS&VS  
Stephanie Hayden, Education Chair, NFBPA  
Michelle Faulkner, Committee Conference Chair, NFBPA

**MOTION:** Approve Item 24.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Bruce Todd, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

## Planning and Budget Dept. Items

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

Members of the Court heard from:

Jessica Rio, Budget Director, PBO

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

**MOTION:** Approve Item 25.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

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

- a. Annual contract with the Texas Department of Family and Protective Services for the Title IV-E legal administration grant in the District Attorney's Office;
- b. Amendment to the interlocal with the City of Austin that will extend the term of the 2011 Byrne Justice assistance grant in the Sheriff's Office to September 30, 2015; and
- c. Permission to continue the indigent defense system evaluation project grant in the criminal courts until a contract can be fully executed.

**RESULT:** **ADDED TO CONSENT**

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

**RESULT:** **ADDED TO CONSENT**

28. 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 \$1,330,349.20 for the period of September 5 to September 11, 2014.

**RESULT:** **ADDED TO CONSENT**

29. Consider and take appropriate action on order setting the Travis County tax rates for the year beginning January 1, 2014:

- a. Total maintenance and operations tax rate (38.50 cents per \$100 valuation);

**MOTION:** Approve that the property tax rate be increased by the adoption of a tax rate of 38.50 cents for each \$100.00 valuation of all taxable property for maintenance and operations, which is effectively a 1.1 percent increase in the tax rate, and that the tax rate of 38.50 cents is hereby levied for the current tax year for general operating purposes.

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

- b. Total debt service tax rate (7.13 cents per \$100 valuation); and

**MOTION:** Approve that there is hereby levied for the current tax year a property tax rate of 7.13 cents for each \$100.00 valuation of all taxable property for debt service to provide sinking funds and to pay interest on outstanding debt, which include both bonds and certificates of obligation.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Margaret J. Gómez, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

- c. Total County ad valorem tax rate (45.63 cents per \$100 valuation).

Members of the Court heard from:

Jessica Rio, Budget Director, PBO

Barbara Wilson, Assistant County Attorney

*Clerk's Note: Judge Biscoe read the following summary of the Court's action into the record:*

*"The two components of the Travis County property tax rate for the current year having been approved in this order, property taxes are increased by the adoption of a tax rate of 38.50 cents for maintenance and operation, and a tax rate of 7.13 cents for debt service, and there is hereby levied for the current tax year, a total tax rate of 45.63 cents for each \$100 valuation of all taxable property, which is effectively a 1.5 percent increase in the total tax rate."*

30. Consider and take appropriate action on order approving the Travis County budget for fiscal year 2015.

Members of the Court heard from:

Jessica Rio, Budget Director, PBO

Barbara Wilson, Assistant County Attorney

**MOTION:** Approve the proposed order setting budget for Travis County for fiscal year ending September 30, 2015.

**RESULT:** **APPROVED [UNANIMOUS]**

**MOVER:** Samuel T. Biscoe, Judge

**SECONDER:** Gerald Daugherty, Commissioner

**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

31. Consider and take appropriate action on Order Amending and Correcting Order Setting Fees charged by the sheriff and constables of Travis County for calendar year ending December 31, 2015.

**RESULT:** **ADDED TO CONSENT**

32. Approve Tuition/Fees Award for one Travis County employee to participate in the Leadership Austin Essential Class Program in accordance with Chapters 10.0191 through 10.0195 of the Travis County Code.

**RESULT:** **ADDED TO CONSENT**

33. Consider and take appropriate action on auto loss claim recommendations for the period June 1, 2013 through August 30, 2014:
- a. TNR Unit SB2510 – settle;
  - b. Constable 3 Unit 3038 – settle;
  - c. Constable 3 Unit 3157 – settle;
  - d. TNR Unit C2592H – settle;
  - e. TNR Unit 3212 – settle;
  - f. TCSO Unit 3581 – settle;
  - g. TCSO Unit 3731 – settle;
  - h. Constable 4 Unit 3508 – settle;
  - i. Constable 2 Unit 2843 – settle;
  - j. TCSO Unit 3386 – settle; and
  - k. TCSO Unit 3913 – settle.

**RESULT:           ADDED TO CONSENT**

34. Consider and take appropriate action to approve a contract between Travis County and the Travis County Development Authority for project management services related to the north campus project.

Members of the Court heard from:

Roger El Khoury, Director, FMD  
 Andrea Shields, Manager, Travis County Corporations  
 Kim Nguyen, Senior Architechtrual Associate, FMD

**MOTION:**           Approve Item 34.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Samuel T. Biscoe, Judge  
**SECONDER:**       Margaret J. Gómez, Commissioner  
**AYES:**             Biscoe, Davis, Todd, Daugherty, Gómez

35. Consider and take appropriate action on license agreement with the Texas Book Festival, Inc., to use the Ned Granger building parking garage and the USB surface parking lot on Saturday, October 25, and Sunday, October 26, 2014.

**RESULT:           ADDED TO CONSENT**

**Other Items**

36. Consider and take appropriate action regarding the application for a Texas mass gathering act permit under Chapter 751 of the Texas Government Code from Pay It Forward entertainment group for the Mud Volleyball Tournament and related issues.

**RESULT:           PULLED**

37. Consider and take appropriate action to approve the District Clerk's fiscal year 2015 records management plan.

**MOTION:** Approve Item 37.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Margaret J. Gómez  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

38. Consider and take appropriate action on Travis County Healthcare District d/b/a Central Health 2014 tax rate:

- a. Total maintenance and operations tax rate (12.53 cents per \$100 valuation);
- b. Total debt service tax rate (.11 cents per \$100 valuation); and
- c. Total county ad valorem tax rate (12.64 cents per \$100 valuation).

Members of the Court heard from:

Patricia Young Brown, President and CEO, Central Health  
Jeff Knodel, Vice President and Chief Financial Officer, Central Health  
Bob Ozer, Travis County resident

*Clerk's Note: Item 38 was called for concurrent discussion with Item 39.*

**MOTION:** Approve the budget setting the maintenance and operations tax rate of 12.53 cents per \$100.00 of valuation, the total debt service tax rate of .11 cents per \$100.00 of valuation, for a total ad valorem tax rate of 12.64 cents per \$100.00 of valuation.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

39. Consider and take appropriate action on the Travis County Healthcare District d/b/a Central Health for fiscal year 2015 budget.

Members of the Court heard from:

Patricia Young Brown, President and CEO, Central Health  
Jeff Knodel, Vice President and Chief Financial Officer, Central Health  
Bob Ozer, Travis County resident

*Clerk's Note: Item 39 was called for concurrent discussion with Item 38.*

**MOTION:** Approve Item 39.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

40. Receive fiscal year 2015 forfeited property account budget from the Travis County District Attorney's Office in accordance with the provisions of Article 59.06(d) of the Texas Code of Criminal Procedure.

**RESULT:** **ADDED TO CONSENT**

41. Consider and take appropriate action to approve contract for Travis County to perform administrative, accounting and clerical services for the Travis County Corporations from October 1, 2014 to September 30, 2015.

**RESULT:           ADDED TO CONSENT**

42. Consider and take appropriate action on findings and resolutions for adoption by Commissioners Court of Travis County, Texas related to issuance of the Clifton Higher Education Finance Corporation revenue bonds for the benefit of Idea public schools.

**RESULT:           ADDED TO CONSENT**

43. Consider and take appropriate action on bond for visiting Justice of the Peace Evelyn P. McKee.

**RESULT:           ADDED TO CONSENT**

44. Receive fiscal year 2013 financial audit reports for Emergency Services District Number Five and Number Ten. (Commissioner Daugherty)

**RESULT:           ADDED TO CONSENT**

45. Declare two single-drawer cash registers surplus property 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**

#### **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*

46. Receive briefing and authorize County Attorney to enter into a contract for expert study and witness for possible tax challenge. <sup>1</sup>

*Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**RESULT:           DISCUSSED**

**Reset for 9/30/2014**

47. Consider and take appropriate action on whether to authorize the County Attorney to file amici curiae; in relation to appeal from the 133rd District Court, Harris County in Zachry Construction Corporation v. Port of Houston Authority of Harris County, Texas; No. 12-0772. <sup>1</sup>

*Judge Biscoe announced that Item 47 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**MOTION:** Authorize the County Attorney to file amici curiae brief.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Bruce Todd, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

48. Receive briefing from outside counsel and take appropriate action regarding Steven Brand v. Travis County; Cause No. 1:14-CV-00658-LY, including the status of the contract with outside counsel.<sup>1</sup>

*Judge Biscoe announced that Item 48 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**MOTION:** Modify contract with outside counsel to increase but not to exceed the amount of \$50,000.00, and authorize the Travis County Purchasing Agent to sign the modification.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Bruce Todd, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

49. Consider and take appropriate action on exercise of right of first refusal to purchase land in southwest Travis County.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 49 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:** Move forward with not exercising Travis County's right of first refusal which allows the purchase of the property by another party and notify the owner.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Samuel T. Biscoe, Judge  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

50. Consider and take appropriate action regarding the potential purchase of real estate in South Austin.<sup>1 and 2</sup>

*Judge Biscoe announced that Item 50 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**

51. Receive legal briefing and take appropriate action on the Conference of Urban Counties TechShare Criminal Courts Project.<sup>1</sup>

*Judge Biscoe announced that Item 51 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**RESULT:** **DISCUSSED**

**Reset for 9/30/2014**

## 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 July 2014 from the County Auditor's Office.
- C4. Approve setting a public hearing on Tuesday, October 7, 2014 to receive comments regarding the temporary road closure of Johnson Road to reconstruct the roadway beginning October 15, 2014 and continuing through December 31, 2014, or until construction is completed in Precinct One. (Commissioner Davis)
- C5. Approve setting a public hearing on Tuesday, October 7, 2014 to receive comments regarding contraflow operations on Pearce Lane from Kellam Road to Ross Road with regards to post event traffic operations of the Formula One Grand Prix on November 2, 2014 in Precinct Four. (Commissioner Gomez)
- C6. Approve setting a public hearing on Tuesday, October 14, 2014 to receive comments regarding a request to authorize the filing of an instrument to vacate two ten-foot wide public utility easements located along the common lot line of Lots 1 and 2, Block A of Bee Creek Hill Estates in Precinct Three. (Commissioner Daugherty)

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

**MOTION:** Approve Consent Items C1–C6 and Agenda Items 7.a–b, 8, 9, 10.a–c, 11, 12, 13, 14, 15, 16, 17, 18, 19, 22.a–b, 26.a–c, 27, 28, 31, 32, 33.a–k, 35, 40, 41, 42, 43, 44, and 45.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Biscoe, Davis, Todd, Daugherty, Gómez

## Added Items

- A1. Approve proclamation recognizing the African American Youth Harvest Foundation on its second annual "Changing the Story" luncheon on Wednesday, October 8th, 2014.

Members of the Court heard from:  
Michael Lofton, Executive Director/Founder, African American Youth Harvest Foundation

**MOTION:** Approve the proclamation in Item A1.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Samuel T. Biscoe, Judge  
**SECONDER:** Bruce Todd, 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, September 16, 2014 Voting Session/Public Hearing

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

Voting Session/Public Hearing called to order on September 16, 2014, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dana DeBeauvoir, County Clerk, was represented by Deputy Catherine Jones.

|                   |                          |         |
|-------------------|--------------------------|---------|
| 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 Travis County tax rate for the Fiscal Year 2015 County budget.

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

Members of the Court heard from:  
Jessica Rio, Budget Director, Planning and Budget Office (PBO)  
Leroy Nellis, Interim County Executive, PBO

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

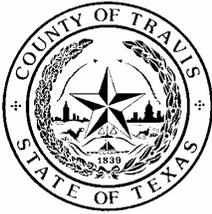
## Minutes approved by the Commissioners Court

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Date of Approval

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Samuel T. Biscoe, Travis County Judge



# Minutes for the Travis County Commissioners Court Friday, September 19, 2014 Voting Session/Public Hearing

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

Voting Session/Public Hearing called to order on September 19, 2014, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dana DeBeauvoir, County Clerk, was represented by Deputy Catherine Jones.

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

## Public Hearings

1. Receive comments regarding the Travis County tax rate for the Fiscal Year 2015 County budget.

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

Members of the Court heard from:  
Jessica Rio, Budget Director, Planning and Budget Office (PBO)

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

*Clerk's Note: At the request of Commissioner Davis, the Court observed a moment of silence in memory of Travis County Sheriff's Office Senior Deputy Jessica Hollis, who lost her life while on duty due to the recent flooding.*

**Minutes approved by the Commissioners Court**

\_\_\_\_\_  
Date of Approval

\_\_\_\_\_  
Samuel T. Biscoe, Travis County Judge