

## MINUTES OF MEETING JULY 20, 2010

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 20<sup>th</sup> day of July 2010, the Commissioners' Court convened the Voting Session at 9:13 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt and Precinct Four Commissioner Margaret Gómez were not present during this Voting Session.

The Commissioners Court retired to Executive Session at 11:15 AM.

The Commissioners Court reconvened the Voting Session at 12:44 PM.

The Commissioners Court adjourned the Voting Session at 12:47 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 12:47 PM and adjourned at 12:47 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 12:47 PM and adjourned at 12:48 PM.

### CITIZENS COMMUNICATION

**Members of the Court heard from:** Maurice Priest, Travis County Resident; Tracey Calloway, Interim Director, Human Resources Management Department (HRMD); and Ronnie Gjemre, Travis County Resident. (9:13 AM)



2. APPROVE PROCLAMATION RECOGNIZING THE RETIREMENT OF VENNIE DAVIS IN CRIMINAL JUSTICE PLANNING, JUSTICE AND PUBLIC SAFETY DIVISION. (9:31 AM)

**Members of the Court heard from:** Roger Jefferies, Executive Manager, JPS; Danny Hobby, Executive Manager, Travis County Emergency Services; and Vennie Davis, Budget Analyst, CJP.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the Proclamation in Item 2.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

### ADMINISTRATIVE OPERATIONS ITEMS

3. 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 \$1,041,661.52 FOR THE PERIOD OF JULY 2, 2010 TO JULY 8, 2010. (9:24 AM)

**Clerk's Note:** Item 3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:24 AM)

**Clerk's Note:** Item 4 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

5. CONSIDER AND TAKE APPROPRIATE ACTION ON APPROVAL OF A LICENSE AGREEMENT WITH T&S REAL PROPERTY, LTD., TO INSTALL A GROUNDWATER MONITORING WELL AND BURIED WATER TRANSFER PIPE ON COUNTY PROPERTY AT 5021 EAST CESAR CHAVEZ STREET. (9:24 AM)

**Clerk's Note:** Item 5 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

6. CONSIDER AND TAKE APPROPRIATE ACTION ON REVISIONS TO THE FOLLOWING CHAPTERS OF THE TRAVIS COUNTY CODE REGARDING HUMAN RESOURCES MANAGEMENT POLICIES: (9:41 AM)
  - A. CHAPTER 9 – HUMAN RESOURCES POLICIES AND PROCEDURES FOR COUNTY EMPLOYEES WHO WORK FOR COMMISSIONERS COURT; AND
  - B. CHAPTER 15 – DRUG AND ALCOHOL POLICY.

**Clerk's Note:** Items 6.A&B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Tracey Calloway, Interim Director, HRMD; Dan Mansour, Risk and Benefits Manager, HRMD; Ronnie Gjemre, Travis County Resident; and Barbara Wilson, Assistant County Attorney.

Discussion only. No formal action taken.

Items 6.A&B to be reposted on July 27, 2010.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON SMOKING CESSATION PROGRAM FOR TRAVIS COUNTY EMPLOYEES: (9:13 AM)
  - A. APPROVE PARTNERSHIP WITH DR. GARY ELKINS (BAYLOR UNIVERSITY) FOR YEAR ONE OF A TWO-YEAR PILOT PROGRAM/STUDY OF HYPNOTHERAPY FOR SMOKING CESSATION; AND
  - B. A REQUEST TO APPROVE \$12,050 FOR FUNDING YEAR ONE FROM THE WELLNESS BUDGET.

Items 7.A&B pulled from the Agenda.

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING CHANGES TO THE EXPOSITION CENTER RATE SCHEDULE FOR TABLES, CHAIRS AND PICNIC TABLES. (11:12 AM)

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management.

**Motion by** Commissioner Huber **and seconded by** Judge Biscoe to approve Item 8.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

### **JUSTICE AND PUBLIC SAFETY ITEMS**

9. CONSIDER AND TAKE APPROPRIATE ACTION TO RATIFY A REQUEST TO TEXAS MILITARY FORCES FOR RENEWAL OF A MEMORANDUM OF AGREEMENT FOR ONE ADDITIONAL TERM TO ALLOW A SECURE LANDING ZONE AT CAMP MABRY FOR STAR FLIGHT AIRCRAFT DURING RESCUE OPERATIONS. (9:24 AM)

**Clerk's Note:** Item 9 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

**PURCHASING OFFICE ITEMS**

- 10. APPROVE CONTRACT AWARD FOR THE PROVISION OF DENTAL SERVICES FOR A DENTAL HEALTH MAINTENANCE ORGANIZATION (DHMO), MAXIMUM ALLOWABLE CHARGE (MAC) AND PREFERRED PROVIDER ORGANIZATION (PPO) PLANS FOR TRAVIS COUNTY EMPLOYEES, RFP NO. P100123OJ, TO ASSURANT, INC. (11:14 AM)

**Members of the Court heard from:** Dan Mansour, Risk and Benefits Manager, HRMD; and Barbara Wilson, Assistant County Attorney.

**Motion by** Commissioner Davis **and seconded by** Commissioner Huber to approve Item 10.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

**HEALTH AND HUMAN SERVICES DEPT. ITEMS**

- 11. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE THE AMENDED CITIZEN PARTICIPATION PLAN RELATED TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDED THROUGH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (11:10 AM)

**Members of the Court heard from:** Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS).

**Motion by** Commissioner Huber **and seconded by** Commissioner Davis to approve Item 11.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

12. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE RENEWAL OF HOST AGENCY AGREEMENT WITH AARP FOUNDATION FOR SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM. (9:24 AM)

**Clerk's Note:** Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

13. RECEIVE AND DISCUSS A PRESENTATION FROM CENTRAL HEALTH AND COMMUNITYCARE ON THE FOLLOWING: (10:06 AM)
  - A. CENTRAL HEALTH'S FIVE-YEAR REPORT CARD;
  - B. CENTRAL HEALTH'S COMMUNITY PLANNING INITIATIVE, CENTRAL HEALTH CONNECTION;
  - C. SERVICE EXPANSION BY CENTRAL HEALTH AND COMMUNITYCARE;  
AND
  - D. CENTRAL HEALTH'S FISCAL YEAR 2011 PRELIMINARY BUDGET DIRECTION.

**Clerk's Note:** Items 13.A-D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Christie Garbe, Chief Communications and Planning Officer, Central Health; John Stevens, Chief Financial Officer (CFO), Central Health; Larry Wallace, Chief Service Delivery Officer; Central Health; David Vliet, Chief Executive Officer, CommunityCare; Leslee Froehlich, Chief Operations Officer, CommunityCare; and Trish Young, President and Chief Executive Officer, Central Health.

Discussion only. No formal action taken.

- 14. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST BY CENTRAL HEALTH PURSUANT TO SECTION 281.106 OF THE HEALTH AND SAFETY CODE FOR APPROVAL TO ISSUE CERTIFICATES OF OBLIGATION IN ACCORDANCE WITH SUBCHAPTER C, CHAPTER 271, LOCAL GOVERNMENT CODE, FOR DISTRICT PURPOSES. (10:55 AM)

**Members of the Court heard from:** John Stevens, CFO, Central Health; Trish Young, President and Chief Executive Officer, Central Health; and Ladd Pattillo, Travis County Financial Adviser.

Discussion only. No formal action taken.

Item 14 to be reposted on August 3, 2010.

### PLANNING AND BUDGET DEPT. ITEMS

- 15. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:52 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Danny Thomas, Constable Precinct 1; and Sergeant Knox, Deputy, Constable Precinct 1.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 15.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent



16. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:  
(11:09 AM)

- A. ANNUAL GRANT CONTRACT WITH THE OFFICE OF ATTORNEY GENERAL OF TEXAS FOR THE INFORMATION AND TELECOMMUNICATIONS DEPARTMENT TO BE REIMBURSED FOR COSTS ASSOCIATED WITH TRAVIS COUNTY'S CONTINUING PARTICIPATION IN THE STATEWIDE AUTOMATED VICTIM NOTIFICATION SERVICE;
- B. ANNUAL GRANT CONTRACT WITH THE AUTO BURGLARY AND THEFT PREVENTION AUTHORITY TO CONTINUE THE SHERIFF'S COMBINED AUTO THEFT TASK FORCE PROGRAM IN THE SHERIFF'S DEPARTMENT; AND
- C. PERMISSION TO CONTINUE THE AMERICORPS GRANT PROGRAM IN THE HEALTH AND HUMAN SERVICES DEPARTMENT UNTIL A NEW GRANT AWARD IS RECEIVED FROM THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE.

**Clerk's Note:** Items 16.A-C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** John Hille, Assistant County Attorney.

**Motion by** Commissioner Huber **and seconded by** Commissioner Davis to approve Items 16.A-C.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

**OTHER ITEMS**

- 17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE ACCEPTANCE OF A DONATED BELGIAN MALINOIS K-9 NAMED SUTTON, TO BE USED AS A POLICE SERVICE K-9 IN THE TRAVIS COUNTY SHERIFF'S OFFICE. (9:24 AM)

**Clerk's Note:** Item 17 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

**EXECUTIVE SESSION ITEMS**

- 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

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.

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON AMENDMENT TO PURCHASE CONTRACT WITH INDEPENDENT BANK OF AUSTIN, SSB IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN. <sup>1 AND 2</sup> (11:15 AM) (12:44 PM)

**Clerk's Note:** Judge Biscoe announced that Item 18 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 by Judge Biscoe and seconded by Commissioner Huber** that we approve the proposed amendment.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

19. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING LEASE AGREEMENTS AT 700 LAVACA: (11:15 AM) (12:45 PM)

A. TEXAS CHARTER SCHOOLS ASSOCIATION;

B. SHEPPARD, HOUP AND DWORIN LAW FIRM; AND

C. CITY OF AUSTIN. <sup>1 AND 2</sup>

**Clerk’s Note:** Judge Biscoe announced that Items 19.A-C 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.

**Clerk’s Note:** The Court discussed Item 19.A - Texas Charter Schools Association.

**Motion by** Judge Biscoe **and seconded by** Commissioner Huber that we approve the request from the Texas Charter Schools Association, that’s for additional space under the contract.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

**Clerk’s Note:** The Court discussed Item 19.C – City of Austin.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that we authorize Staff to negotiate with the City Of Austin on their space over there and our needs, and that they report back to us as appropriate.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

Item 19.B discussion only. No formal action taken.

Item 19.B to be reposted on August 3, 2010.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSAL RECEIVED FROM AT&T TO INSTALL A DISTRIBUTED ANTENNA SYSTEM AT THE TRAVIS COUNTY EXPOSITION CENTER. <sup>1 AND 2</sup> (11:15 AM) (12:46 PM)

**Clerk's Note:** Judge Biscoe announced that Item 20 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 by Judge Biscoe and seconded by Commissioner Davis** that we simply authorize the proposing party, tell that person that it's a complicated matter, that the Commissioners Court needs to take additional time to sort through it, and we will get back with them at the appropriate time.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

21. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. <sup>1 AND 2</sup> (11:15 AM) (12:46 PM)

**Clerk's Note:** Judge Biscoe announced that Item 21 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.

Discussion only. No formal action taken.

**ADDED ITEMS**

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUESTS AND CLAIMS REGARDING THE CENTRAL TEXAS HUNTING, FISHING AND OUTDOOR EXPO AT THE TRAVIS COUNTY EXPO CENTER, INCLUDING THE FOLLOWING: (11:15 AM) (12:46 PM)
- A. DEAD MAN'S PASS RANCH, L.L.C.;
  - B. SALES R US, INC.; AND
  - C. A'LURE FISHING BOXES. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

**Clerk's Note:** Items A1.A-C are associated with one another and were called for concurrent discussion.

Discussion only. No formal action taken.

Items A1.A-C to be reposted on July 27, 2010.



**MINUTES OF MEETING – JULY 20, 2010**

**NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3**

On Tuesday, the 20<sup>th</sup> day of July 2010, the Commissioners’ Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 12:27 PM in the Commissioners’ Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt and Precinct Four Commissioner Margaret Gómez were not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 12:47 PM.

1. APPROVE N.W.T.C.R.D.#3 MINUTES FOR THE VOTING SESSIONS OF JUNE 29 AND JULY 6, 2010. (12:47 PM)

**Motion by** Commissioner Huber **and seconded by** Commissioner Davis to approve Item 1.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent





**MINUTES OF MEETING – JULY 20, 2010**

**TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1**

On Tuesday, the 20<sup>th</sup> day of July 2010, the Commissioners’ Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 12:47 PM in the Commissioners’ Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt and Precinct Four Commissioner Margaret Gómez were not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 12:48 PM.

1. APPROVE TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 MINUTES FOR THE VOTING SESSIONS OF JUNE 29 AND JULY 6, 2010. (12:47 PM)

**Motion by** Commissioner Huber **and seconded by** Commissioner Davis to approve Item 1.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	absent
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

