



Minutes for the Travis County Commissioners Court Tuesday, February 15, 2011 Voting Session

Minutes Prepared by the Travis County Clerk
512-854-4722 • www.co.travis.tx.us • PO Box 149325, Austin, TX 78714-9325

Roll Call

Meeting called to order on February 15, 2011 in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

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

Public Hearings

1. Receive input related to the Community Development Block Grant available from HUD regarding the community needs and project ideas for the unincorporated areas of Travis County for Program Year 2011 and funding priorities for Program Years 2011-2013.

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber
ABSENT: Margaret J. Gómez

Members of the Court heard from:

Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS)
Dr. John K. Kim, Travis County Resident
Aleithia Artemis, Travis County Resident

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

Citizens Communication

Members of the Court heard from:

Gus Peña, Travis County Resident
Paul Aviña, Travis County Resident
Richard Victorin, Audits in the Publics Interest
Aleithia Artemis, Travis County Resident
Morris Priest, Travis County Resident

Dr. John K. Kim, Travis County Resident
Steven Turner, Travis County Resident
Ronnie Gjemre, Travis County Resident

Clerk's Note: Commissioner Davis requested a moment of silence for the loss of Eric Mitchell, former City Council Member and for the County Judge and his family on their recent loss. Commissioner Davis also added a prayer for a speedy recovery for Gary Cobb of the District Attorney's Office.

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, Fire Marshal

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

Proclamations and Resolutions

3. Approve Proclamation celebrating the 135th year of providing higher education at Huston Tillotson University.

Members of the Court heard from:
Marvin Douglas, Huston-Tillotson University
Kurt Childredge, Huston-Tillotson University
Juliette Nias, Huston-Tillotson University

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

Administrative Operations Items

4. 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 \$957,377.67 for the period of January 28 to February 3, 2011.

RESULT: **ADDED TO CONSENT**

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

RESULT: **ADDED TO CONSENT**

Purchasing Office Items

6. Approve Modification No. 8 to Contract No. IL030285LC, City of Austin, for operation and maintenance of the Combined Transportation, Emergency & Communications Center.

RESULT: **ADDED TO CONSENT**

Members of the Court heard from:

Adele Noel, Air Quality Project Manager, Transportation and Natural Resources (TNR)
Jon White, Natural Resources Program Manager, TNR
Aleithia Artemis, Travis County Resident

MOTION: Approve Items 13 and A1.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sarah Eckhardt, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

14. Consider and take appropriate action on an exemption from platting requirements for The Courtyards at Lakeway Condominium Project – Six (6) single-family detached units (0.8265 acres, Hummingbird Lane). (Commissioner Huber)

RESULT: ADDED TO CONSENT

15. Consider and take appropriate action on a proposal to create a Joint Task Force to address bicycle safety on Travis County roads in the unincorporated areas. (Commissioner Eckhardt)

Members of the Court heard from:

Steve Manilla, Executive Manager, TNR
Joe Gieselman, Travis County Resident
Annick Beaudet, Bike Program Manager, City of Austin

RESULT: DISCUSSED **Reset for: 3/8/2011**

16. Consider and take appropriate action regarding the appointment of a Groundwater Availability Stakeholder Committee including:

- a. Extension of application deadline;

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR
Steve Manilla, Executive Manager, TNR

MOTION: Extend the deadline to Friday, February 18, 2011, at 12:00 PM.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- b. Expansion of Rancher category to “Rancher/Agriculture” for western Travis County; and

MOTION: Approve Item 16.b.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Samuel T. Biscoe, Judge
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- c. Other related issues.

RESULT: DISCUSSED

17. Consider and take appropriate action on the following:
 - a. Amendment to Chapter 82 to require notification regarding Travis County's limited land use authority on the cover sheet of plats; and
 - b. Amendment to Title 30 to add section 30-2-87 to require notification regarding Travis County's limited land use authority on the cover sheet of plats. (Commissioner Davis)

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR
 Steve Manilla, Executive Manager, TNR
 Hank Smith, President, Home Builders Association (HBA)

RESULT: DISCUSSED

Reset for: 2/22/2011

Health and Human Services Dept. Items

18. Consider and take appropriate action on the following matters related to the Travis County Healthcare District Board of Managers:

- a. Short list for interviews to fill current County-appointed vacancy;

Members of the Court heard from:

Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS)
 Aleithia Artemis, Travis County Resident

MOTION: Approve the short list of applicants in Item 18.a.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- b. Proposed questions for interviews with candidates; and

MOTION: Approve the list of questions in Item 18.b.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sarah Eckhardt, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- c. Interview schedule and other related issues.

Members of the Court heard from:

David Escamilla, Travis County Attorney

RESULT: DISCUSSED

Clerk's Note: The Court noted that the interviews will be held on Thursday, March 10, 2011, at 1:00 PM in the Commissioners Courtroom.

19. Consider and take appropriate action on the following related to the Environmental Review for the Gilbert Lane Land Acquisition for Affordable Housing Development Project funded by Community Development Block Grant Funds through HUD:

- a. Receive comments provided during the public comment period;

Members of the Court heard from:
Christy Moffett, Social Services Manager, TCHHS

RESULT: DISCUSSED

- b. Certify the results of the environmental review; and
- c. Authorize submission to the HUD San Antonio Field Office, Region VI.

Members of the Court heard from:
Christy Moffett, Social Services Manager, TCHHS
Aleithia Artemis, Travis County Resident

MOTION: Approve Items 19.b–c.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Planning and Budget Dept. Items

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

Clerk's Note: The Court noted a correction to the Lake Travis Economic Study line item A1 from 001-4901-621-4007 to 001-4913-631-4007.

RESULT: ADDED TO CONSENT

Other Items

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

Members of the Court heard from:
Deece Eckstein, Intergovernmental Relations Officer
John Hille, Assistant County Attorney

MOTION: Support the four bills (HB 450, SB 238, SB 302 and SB 447) regarding prohibiting a property owners' association from imposing or enforcing restrictions against solar energy devices.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ron Davis, Commissioner
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

MOTION: Direct Staff to review HB2585 to see how it fits into Travis County's legislative policy positions and priorities, starting with the drafting process.
RESULT: **APPROVED [4 TO 0]**
MOVER: Ron Davis, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Ron Davis, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
ABSTAIN: Samuel T. Biscoe

22. Consider and take appropriate action on Resolution regarding decision by Lower Colorado River Authority to sell water and wastewater utilities.

Members of the Court heard from:

Tom Weber, Environmental Quality Program Manager, TNR
Ronnie Gjemre, Travis County Resident
Dennis Daniel, Manager, LCRA
Roland Peña, LCRA

MOTION: Approve the Resolution in Item 22.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, 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

23. Receive briefing from County Attorney's Office regarding public/private partnerships and other alternative funding mechanisms available to the County under its existing authority. ¹

Judge Biscoe announced that Item 23 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: **DISCUSSED**

24. Consider and take appropriate action regarding potential acquisition of open space land. ^{1 and 2}

Judge Biscoe announced that Item 24 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: **NOT DISCUSSED** **Reset for: 2/22/2011**

25. Consider and take appropriate action regarding proposal for downtown office building by D2000, a turn key development company. ^{1 and 2}

Judge Biscoe announced that Item 25 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: REPOSTED

Reset for: 3/1/2011

26. Receive briefing and take appropriate action regarding the following lease agreements at 700 Lavaca:

a. West Corporation d/b/a Intrado, Inc.; and

Judge Biscoe announced that Items 26.a-b would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

RESULT: POSTPONED

b. City of Austin.^{1 and 2}

Judge Biscoe announced that Items 26.b would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

MOTION: Approve the changes to the proposed amendment by the City of Austin.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Consent Items

Members of the Court heard from:

Aleithia Artemis, Travis County Resident

Ronnie Gjemre, Travis County Resident

MOTION: Approve the following Consent Items: C1–C3 and Agenda Items 4, 5, 6, 7, 9, 12, 14, and 20.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Ron Davis, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

C1. Receive bids from County Purchasing Agent.

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

C3. Approve setting a Public Hearing on March 8, 2011 to receive comments regarding a request to authorize the filing of an instrument to vacate a portion of a drainage easement which traverses Lot 18, Block A of Granada Oaks – a subdivision in Travis County, Precinct Three.
(Commissioner Huber)

Added Items

- A1. Consider and take appropriate action to support full funding for the Low-Income Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program and the Local Initiative Projects.

Items 13 and A1 are associated with one another and were called for concurrent discussion.

Members of the Court heard from:

Adele Noel, Air Quality Project Manager, Transportation and Natural Resources (TNR)
Jon White, Natural Resources Program Manager, TNR
Aleithia Artemis, Travis County Resident

MOTION: Approve Items 13 and A1.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Sarah Eckhardt, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



**Minutes for the Northwest Travis County
Road District No. 3 (Golden Triangle)
Tuesday, February 15, 2011
Voting Session**

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

1. Approve payment of claims and authorize County Treasurer to invest Road District funds.

MOTION: Make the investments in Item 1.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge



**Minutes for the Travis County
Bee Cave Road District No. 1 (Galleria)
Tuesday, February 15, 2011
Voting Session**

**Minutes Prepared by the Travis County Clerk
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Meeting called to order on February 15, 2011 in the Ned Granger Building, Commissioners Courtroom, 1st Floor, 314 W. 11th St., Austin, TX. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

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

1. Approve payment of claims and authorize County Treasurer to invest Road District funds.

MOTION: Make the investments in Item 1.
RESULT: **APPROVED [4 TO 0]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Karen L. Huber, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
ABSTAIN: Ron Davis

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge