

Minutes for the Travis County Commissioners Court Tuesday, March 1, 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 March 1, 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 recommendations for the naming of the new Travis County building at 4717 Heflin Lane, Austin. (Commissioner Davis) (Revised Action Item # 18)

MOTION: Open the Public Hearing.
RESULT: APPROVED [UNANIMOUS]
MOVER: Ron Davis, Commissioner
SECONDER: Sarah Eckhardt, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

Members of the Court heard from:

Roger El Khoury, Director, Facilities Management Judge Yvonne Williams, Justice of the Peace, Precinct 1 Eleanor Davis Thompson, Travis County Resident

Gus Peña, Travis County Resident

Reverend N. Jordan Mkwanazi, Senior Pastor, Metropolitan African Methodist Episcopalian (AME) Church

Judge Herb Evans, Justice of the Peace, Precinct 5

MOTION: Close the Public Hearing.
RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

Citizens Communication

Members of the Court heard from:

Gus Peña, Travis County Resident Morris Priest, Travis County Resident Ronnie Gjemre, Travis County Resident

Introductions

2. Introduction of Lydia Domaruk as the new County Extension Agent-Urban Youth Development with Texas AgriLife Extension in Travis County.

Members of the Court heard from:

Skip Richter, Director, Texas AgriLife Extension Service, Travis County Health and Human Services (TCHHS)

Lydia Domaruk, County Extension Agent-Urban Youth Development, Texas AgriLife Extension Service (TCHHS)

RESULT: DISCUSSED

Purchasing Office Items

3. Approve Modification No. 1, an Assignment of Contract No. 10T00195NB, from Plummer's Enviro Solutions, Inc. to Sandy M. Martinez d/b/a Vega Septic and Environmental Services.

RESULT: ADDED TO CONSENT

4. Approve twelve-month extension (Modification No. 8) to Interlocal Agreement No. IL040149ML, Limestone County, for inmate housing services.

RESULT: ADDED TO CONSENT

5. Authorize Purchasing Agent to commence negotiations with the highest qualified respondent, HVJ Associates, Inc., RFQ No. Q100298-JE, Design Services for Capital Area Pavement Engineering Council.

RESULT: ADDED TO CONSENT

Approve contract award for gasoline and diesel, IFB No. B110070LD, to the low bidder, Sun Coast Resources.

Members of the Court heard from:

Cyd Grimes, Purchasing Agent

Jon White, Natural Resources Program Manager, Transportation and Natural Resources (TNR)

John Hille, Assistant County Attorney Steve Manilla, County Executive, TNR

MOTION: Approve Item 6.

RESULT: APPROVED [3 TO 0]

MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner

AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber

ABSTAIN: Ron Davis

ABSENT: Margaret J. Gómez

7. Approve Modification No. 3 to Contract No. 09K00179JW, Ross Construction, Inc. for Ferguson Lane-Tuscany Way connector road and drainage improvements.

RESULT: ADDED TO CONSENT

8. Approve contract award for energy conservation measures at 700 Lavaca Street, IFB No. B100251-JE, to the low bidder, Wattinger Company, Inc.

Members of the Court heard from:

Cyd Grimes, Purchasing Agent

Marvin Brice, Construction Procurement Management, Purchasing

MOTION: Approve Item 8.

RESULT: APPROVED [4 TO 0]

MOVER: Karen L. Huber, Commissioner SECONDER: Sarah Eckhardt, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

9. Approve contract award for Lava Lane roadway extension, IFB No. B110095-JW, to the low bidder, RGM Constructors of Texas, LLC.

RESULT: ADDED TO CONSENT

 Approve contract award for water damage remediation, mold damage remediation and decontamination services, IFB No. B110092-JE, to the qualified low bidder's, Blackmon Mooring of Texas, Inc., and Belfor USA Group, Inc.

RESULT: ADDED TO CONSENT

11. Approve Modification No. 11 to Contract No. PS970315ML, Vinson & Elkins, for legal services.

Members of the Court heard from:

Cyd Grimes, Purchasing Agent

John Hille, Assistant County Attorney

Susan Spataro, Travis County Auditor

Rodney Rhoades, County Executive, Planning and Budget Office (PBO)

MOTION: Approve Item 11.

RESULT: APPROVED [UNANIMOUS]
MOVER: Sarah Eckhardt, Commissioner
SECONDER: Ron Davis, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

Transportations and Natural Resources Dept. Items

12. Consider and take appropriate action on a License Agreement with the City of Austin for water quality improvements and facilities within the public right-of-way of Colton Bluff Springs Road in Precinct Four. (Commissioner Davis)

RESULT: ADDED TO CONSENT

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

Clerk's Note: The Court announced their appointees:

- o Precinct One Kathleen Pitre, Jennifer Walker and Marcus Gary
- o Precinct Two Raymond Slade, Dr. Robert Kier and Jody McDaniel
- Precinct Three Madeline Nabers. Jim Dower and John Dupnik
- o Precinct Four Barbara Cilley, Ralph Reinhardt and Wade Wheatly
- o County Judge Hank Smith, Ann Huthnance and Jim Linardos

MOTION: Approve the 15 appointees for the Groundwater Availability Stakeholder

Committee.

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

14. Consider and take appropriate action on the presentation of the Bond Committee Charter and introduction of the Citizens Bond Advisory Committee.

Members of the Court heard from:

Steve Manilla, County Executive, TNR
Rosa Rio Valdez, Citizens Bond Advisory Committee
Mark Taylor Evert, Citizens Bond Advisory Committee
John Trevellian, Citizens Bond Advisory Committee
Carolyn Vogel, Citizens Bond Advisory Committee
Nell Penridge, Citizens Bond Advisory Committee
Nicole Francois, Citizens Bond Advisory Committee
Frank Fuentes, Citizens Bond Advisory Committee
Terrence Irion, Citizens Bond Advisory Committee
Joyce Thoresen, Citizens Bond Advisory Committee
Larry Graham, Citizens Bond Advisory Committee
Celia Israel, Citizens Bond Advisory Committee
Joe Gieselman, Citizens Bond Advisory Committee

RESULT: DISCUSSED

Planning and Budget Dept. Items

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

MOTION: Approve Item 15.

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

- 16. Review and approve requests regarding grant programs, applications, contracts and permissions to continue:
 - Annual application to the Substance Abuse and Mental Health Services Administration,
 Center for Substance Abuse Treatment, for Juvenile Probation to receive year two of a potential four year grant to continue to enhance the department's existing drug court; and

Members of the Court heard from:

Ronnie Gjemre, Travis County Resident

MOTION: Approve Item 16.a.

RESULT: APPROVED [UNANIMOUS]
MOVER: Karen L. Huber, Commissioner
SECONDER: Ron Davis, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

b. Annual agreement with the Texas Department of Housing and Community Affairs for the Health and Human Services and Veterans Service Department to continue to provide household heating and cooling energy assistance to help low income families or individuals become energy self-sufficient under the Comprehensive Energy Assistance Program.

RESULT: ADDED TO CONSENT

- Consider and take appropriate action on a request to reorganize the Planning & Budget Office (PBO):
 - a. Reclassify two vacant positions to Strategic Planning staff positions to support the Strategic Planning Manager and increase the planning capabilities within PBO; and
 - b. Authorize PBO to work with HRMD to draft appropriate job descriptions, grading and reclassification of the slots for future Commissioners Court action.

RESULT: PULLED

Administrative Operations Items

Consider and take appropriate action on the naming of the new Travis County building at 4717
Heflin Lane, Austin, including waiver of policy requiring certain procedural steps because only
one name has been recommended. (Commissioner Davis)

Members of the Court heard from:

Richard E. Scott, Former Judge, Justice of the Peace, Precinct 1

MOTION: Approve Item 18 with the waiver and name the Precinct One building after

Richard E. Scott, Former Judge, Justice of the Peace, Precinct 1.

RESULT: APPROVED [UNANIMOUS]
MOVER: Ron Davis, Commissioner
SECONDER: Sarah Eckhardt, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

19. 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 \$885,757.98, for the period of February 11 to February 17, 2011.

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

21. Consider and take appropriate action on request from Ms. Amy Valdez for return of her deposit for an event that was planned to be held at the Exposition Center Skyline Club.

Members of the Court heard from:

Danny Hobby, County Executive, Travis County Emergency Services

MOTION: Approve Item 21.

RESULT: APPROVED [UNANIMOUS]
MOVER: Karen L. Huber, Commissioner
SECONDER: Ron Davis, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Sarah Eckhardt, Karen L. Huber

ABSENT: Margaret J. Gómez

Other Items

- 22. Consider and take appropriate action on legislative matters, including:
 - a. Update on legislative activities;

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, Intergovernmental Relations (IGR)

RESULT: DISCUSSED

 Adoption of a Resolution in support of the Travis County Healthcare District d/b/a Central Health proposal relating to property, facilities and equipment;

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

Susan Spataro, Travis County Auditor

Stacy Wilson, Director, Government Affairs, Central Health

RESULT: DISCUSSED Reset for: 3/8/2011

Regional cuts to 9-1-1 funding through CAPCOG and implications for Travis County;

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

Danny Hobby, County Executive, Travis County Emergency Services

Betty Voights, Executive Director, Capital Area Council of Governments (CAPCOG).

Paul Knight, Captain, Travis County Sheriff's Office (TCSO) and Floor Coordinator, Combined Transportation, Emergency, and Communications Center (CTECC)

RESULT: DISCUSSED Reset for: 3/8/2011

d. House Bill 990 relating to certain Homestead Preservation Reinvestment Zones; and

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

Leroy Nellis, Budget Manager, Planning and Budget Office (PBO)

Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office

Reverend Ira L. Lewis, Travis County Resident

Scottie Ivory, Chestnut Neighborhood Association

George Williams, Minister, East Side Church of Christ

MOTION: Oppose HB 990, relating to certain Homestead Preservation

Reinvestment Zones.

A Substitute Motion was made by Commissioner Eckhardt and Seconded by Commissioner Huber to remove Travis County from HB

990.

Clerk's Note: The Court took a vote on whether to vote on the Substitute Motion before the

Standing Motion.

RESULT: DEFEATED [2 TO 2]

AYES: Sarah Eckhardt, Karen L. Huber NAYS: Ron Davis, Margaret J. Gómez

ABSTAIN: Samuel T. Biscoe

Clerk's Note: The Court took a Vote on the Standing Motion at this time.

RESULT: APPROVED [3 TO 0]
MOVER: Ron Davis, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

AYES: Samuel T. Biscoe, Ron Davis, Margaret J. Gómez

ABSTAIN: Sarah Eckhardt, Karen L. Huber

Item 22.d, revisited

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

Clerk's Note: Staff advised the Court that there is a policy in place whereby the Court will take action on a legislative item only when at least four members of the Court favor such action. The Court indicated that this policy will be discussed at the March 8, 2011 meeting.

e. Addition to the priorities, policy positions, and the positions on other proposals sections of the Travis County legislative agenda.

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

MOTION: Authorize the IGR Office to represent Travis County's opposition to all

budget cuts at the 92nd Legislature.

RESULT: APPROVED [4 TO 0]

MOVER: Sarah Eckhardt, Commissioner SECONDER: Karen L. Huber, Commissioner

AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J.

Gómez

ABSTAIN: Ron Davis

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

MOTION: Approve adding supporting full funding for the Low Income Repair

Assistance, Retrofit and Accelerated Vehicle Retirement Program (LIRAP) and the Local Initiative Projects to the Policy's Position section

of the Travis County legislative Agenda.

RESULT: APPROVED [UNANIMOUS]

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Samuel T. Biscoe, Judge

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Members of the Court heard from:

Deece Eckstein, Intergovernmental Relations Officer, IGR

MOTION: Approve supporting legislation to promote local control over the planning

and management of both surface water and groundwater resources.

RESULT: APPROVED [UNANIMOUS]
MOVER: Karen L. Huber, Commissioner
SECONDER: Sarah Eckhardt, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

23. Consider and take appropriate action on personnel adjustments in the County Clerk's Office to manage the research and preparation of requirements for a new voting system and to assist in the transition to a new Elections Division Director.

Members of the Court heard from:

Dana DeBeauvoir, Travis County Clerk

Ronnie Gjemre, Travis County Resident Todd Osburn, Compensation Manager, HRMD Randy Lott, Budget Analyst, PBO

MOTION: Approve Item 23.

RESULT: APPROVED [UNANIMOUS]
MOVER: Samuel T. Biscoe, Judge
SECONDER: Ron Davis, Commissioner

AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

24. Consider and take appropriate action on making an appointment to the Downtown Austin Transportation Management Association Board of Directors. (Commissioner Eckhardt)

RESULT: DISCUSSED Reset for: 3/8/2011

25. Consider and take appropriate action on the Amended Equitable Sharing Program Compliance Notice to receive payment of Federal Forfeitures (U.S. Department of Justice Filing).

RESULT: ADDED TO CONSENT

26. Receive revenue and expenditure reports for the month of January, 2011.

RESULT: ADDED TO CONSENT

27. Receive state required Racial Profiling Report for calendar year 2010 from Constable Precinct Three Office.

RESULT: ADDED TO CONSENT

Consider and take appropriate action on bond for Robert A. Perkins to serve as Visiting Justice
of the Peace.

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on reappointment of Nikelle S. Meade to the Central Texas Regional Mobility Authority Board. (Judge Biscoe)

Members of the Court heard from:

Dr. John K. Kim, Travis County Resident

MOTION: Approve Item 29.

RESULT: APPROVED [UNANIMOUS]
MOVER: Ron Davis, Commissioner
SECONDER: Sarah Eckhardt, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber

ABSENT: Gómez

 Consider and take appropriate action on the reappointment of Michele Murphy-Smith to the Sustainable Food Policy Board, effective immediately through February 28, 2013. (Commissioner Huber)

RESULT: ADDED TO CONSENT

31. Consider and take appropriate action on the reappointment of Katie Kraemer to the Sustainable Food Policy Board, effective immediately through February 28, 2013. (Judge Biscoe)

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

32. Consider purchase of several tracts of land in northwest Travis County in connection with the Balcones Canyonlands Conservation Plan and take appropriate action. ²

MOTION: Authorize Steve Manilla, County Executive, TNR, to execute contracts on the

> County's behalf with various land owners in the Lime Creek area for purchases of land to benefit the Balcones Canyonland Preserve, subject to

the following conditions:

If the price offered is according to the per-acre appraised value for the area determined by outside appraisers and staff;

If values are requested by landowners that are higher than the per-acre appraised value, then staff will bring these reasonable counter-offers

back to the Commissioners Court for consideration.

RESULT: APPROVED [UNANIMOUS] Karen L. Huber, Commissioner MOVER: SECONDER: Margaret J. Gómez, Commissioner AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

- 33. Consider and take appropriate action regarding the downtown lot at 3rd and Guadalupe:
 - Receive legal briefing regarding various legal options for County for a public/private partnership regarding a new civil courts building; and 1

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

Evaluate the County Executives of Planning and Budget, and Emergency Services (Facilities) regarding progress to date, performance and future duties regarding a new civil courts building. 3

RESULT: **PULLED**

Consent Items

Members of the Court heard from:

Ronnie Gjemre, Travis County Resident

MOTION: Approve the following Consent Items: C1–C4 and Agenda Items 3, 4, 5, 7, 9, 10,

12, 16.b, 19, 20, 25, 26, 27, 28, 30, and 31.

RESULT: ADOPTED [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

- 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 Session of February 1, 2011
- C4. Approve setting a Public Hearing on March 29, 2011 to receive comments regarding a request to assign a street name for an unnamed road to "Wind Farm Road" in Precinct Two. (Commissioner Eckhardt)

Date of Approval	
Samuel T. Biscoe, Travis County Judge	

Minutes approved by the Commissioners Court



Minutes for the Northwest Travis County Road District No. 3 (Golden Triangle) Tuesday, March 1, 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

Meeting called to order on March 1, 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.

RESULT: NOT NEEDED

2. Approve the Northwest Travis County Road District No. 3 Minutes for the Voting Session of February 1, 2011.

MOTION: Approve Item 2.

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, March 1, 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

Meeting called to order on March 1, 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.

RESULT: NOT NEEDED

Approve the Travis County Bee Cave Road District No. 1 Minutes for the Voting Session of February 1, 2011.

MOTION: Approve Item 2.

RESULT: APPROVED [UNANIMOUS]
MOVER: Ron Davis, Commissioner

SECONDER: Margaret J. Gómez, Commissioner **AYES:** Biscoe, Davis, Eckhardt, Huber, Gómez

Minutes approved by the Commissioners Court

Date of Approval	
Samuel T. Riscoe, Travis County Judge	