



**Minutes for the
Travis County Commissioners Court
Tuesday, April 5, 2011
Voting Session**

Minutes Prepared by the Travis County Clerk
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78714-9325**

Roll Call

Meeting called to order on April 5, 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 comments on a request to authorize the filing of an instrument to vacate a 10 foot wide public utility easement located along the rear lot lines of Lots 21 through 25 of Northridge Acres, No. 2 – a subdivision in Travis County, Precinct Two. (Commissioner Eckhardt) (Action Item #12)

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:

Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR)

MOTION: Close the Public Hearing.
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

Citizens Communication

Members of the Court heard from:

Dr. John K. Kim, Travis County Resident
Ronnie Gjemre, Travis County Resident
Gus Peña, 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

MOTION: Approve an order prohibiting outdoor burning as recommended by the Fire Marshal.
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

Proclamations and Resolutions

3. Approve Proclamation declaring the month of April, 2011 as "Light of Hope - National Child Abuse Awareness Month" in Travis County. (Judge Biscoe)

Members of the Court heard from:

Ola Jobe, Child Protective Services (CPS)
Brenda Jones, CPS
Deputy Derek Taylor, Travis County Sheriff's Office (TCSO)

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

4. Approve Resolution recognizing April 4 through 10, 2011 as "Public Health Week" in Travis County. (Judge Biscoe)

Members of the Court heard from:

Sherri Fleming, County Executive, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS)
Shannon Jones, Assistant Director, Public Health, Austin-Travis County Health and Human Services (A-TCHHS)
Leanne Courtney, Forensic Nurse Investigator, Medical Examiner's Office

MOTION: Approve the Resolution in Item 4.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Margaret J. Gómez, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Justice and Public Safety Items

5. Consider and take appropriate action regarding an Interlocal Agreement for enforcement of Travis County Fire Code between Travis County and the City of Mustang Ridge.

RESULT: **ADDED TO CONSENT**

Purchasing Office Items

6. Pursuant to Section 263.152 of the Texas Local Government Code, declare one Trimble GPS unit as surplus property and authorize trade-in on another Trimble GPS unit.

RESULT: ADDED TO CONSENT

7. Approve Assignment of Contract No. 09T00207OJ from Fringe Benefits Management Company to WageWorks, Inc.

RESULT: ADDED TO CONSENT

8. Approve Modification No. 5 to Interlocal Agreement No. IL000104MQ, Texas AgriLife Extension Service.

RESULT: ADDED TO CONSENT

9. Approve contract award for transport of cadavers, IFB No. 11T00110CW, to the low bidder, Moore LLC.

RESULT: ADDED TO CONSENT

10. Approve contract award for pest control services, IFB No. B110108-CW, to the low bidder, Southwest Exterminating Company.

RESULT: ADDED TO CONSENT

11. Approve Modification No. 1 to Contract No. 10K00267RV, Job Order No. 2, for assignment of payments from Architectural Habitat of Austin, Inc. to Suretec Information Systems, Inc.

RESULT: ADDED TO CONSENT

Transportations and Natural Resources Dept. Items

12. Consider and take appropriate action regarding a request to authorize the filing of an instrument to vacate a 10 foot wide public utility easement located along the rear lot lines of Lots 21 through 25 of Northridge Acres, No. 2 – a subdivision in Travis County, Precinct Two. (Commissioner Eckhardt)

RESULT: ADDED TO CONSENT

13. Consider and take appropriate action on a Cash Security Agreement with Highland Homes, Austin for sidewalk fiscal for Commons at Rowe Lane IIA Lot 26 Block O in Precinct Two. (Commissioner Eckhardt)

RESULT: ADDED TO CONSENT

14. Consider and take appropriate action regarding a plat for recording in Precinct Two: Raceway Single Family Subdivision Section One Final Plat (A small lot subdivision) (Resubdivision of lots 24 and 25 Northridge Acres Number 2 Subdivision - 70 lots - 14.039 acres - Grand Avenue Parkway). (Commissioner Eckhardt)

RESULT: ADDED TO CONSENT

15. Consider and take appropriate action on the Crosswater Yacht Club Roadway Improvement Agreement in Precinct Three. (Commissioner Huber)

Members of the Court heard from:

Anna Bowlin, Program Manager, Planning and Engineering, TNR
Teresa Calkins, Engineer, TNR
Susan Brown, Graveyard Point Resident
Steve Manilla, County Executive, TNR

MOTION: Approve the Roadway Agreement.
RESULT: **APPROVED [4 TO 1]**
MOVER: Karen L. Huber, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber, Margaret J. Gómez
NAYS: Ron Davis

16. Issue a call for recommendations on naming a 227 acre county-owned tract that is part of the Balcones Canyonlands Preserve located within the Bull Creek watershed north of RM 2222, east of RM 620 in Precinct Three. (Commissioner Huber)

Members of the Court heard from:

Rose Farmer, Resource Management Specialist, TNR
John Hille, Assistant County Attorney
Steve Manilla, County Executive, TNR

MOTION: Indicate the Court's intention to waive the policy for naming County parks and facilities.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Karen L. Huber, Commissioner
AYES: Biscoe, Davis, Eckhardt, Huber, Gómez

Clerk's Note: The Court noted its intention to post an item on the Agenda Tuesday, April 12, 2011, to take action naming the tract of land after Sam Hamilton.

Planning and Budget Dept. Items

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

RESULT: **ADDED TO CONSENT**

18. Review and approve requests regarding grant programs, applications, contracts and permissions to continue:
- a. Annual agreement with the Texas Department of Housing and Community Affairs for Health and Human Services and Veterans Service to continue to provide weatherization repairs for low income households through the Low Income Home Energy Assistance Program (LIHEAP) Weatherization Program; and
 - b. Amendment to the agreement with the Texas Water Development Board for the Flood Mitigation Assistance Planning Grant in Transportation and Natural Resources Department that includes language to allow greater latitude for adjustments between tasks under the program.

RESULT: **ADDED TO CONSENT**

19. Presentation only
Receive recommendations from Local Tax Policy Working Group on Travis County historical property tax exemptions and property tax exemptions for the disabled and/or over sixty-five year old property owners. (A Work Session to receive public input on this issue will be held Thursday, April 14 at 1:30 PM in the Commissioners Courtroom)

Members of the Court heard from:

Leroy Nellis, Budget Manager, Planning and Budget Office (PBO)
Dusty Knight, Chief Operating Officer, Tax Assessor Collector's Office
Elliott Beck, Assistant County Attorney

Judge Biscoe announced that Item 19 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: DISCUSSED

Administrative Operations Items

20. 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 \$736,608.69, for the period of March 18 to March 24, 2011.

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action on request from the Black Stallion Literacy Foundation to use the Exposition Show Barn on April 21, 2011 and to waive all fees with exception of the stall rental fee.

RESULT: ADDED TO CONSENT

Other Items

23. Consider and take appropriate action on request to appoint Carole Hurley to serve as a Precinct Two appointee to the Travis County Children's Protective Services Board, effective immediately through April 2014. (Commissioner Eckhardt)

RESULT: ADDED TO CONSENT

24. Receive revenue and expenditure reports for the month of February 2011.

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

25. Receive update from the Security Committee on emerging security issues for Travis County. (Commissioner Huber) ⁴

Judge Biscoe announced that Item 25 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.076, Security.

RESULT: DISCUSSED

26. Consider and take appropriate action regarding possible utilization of County-owned land at Northeast Metropolitan Park. ^{1 and 2}

Judge Biscoe announced that Item 26 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: Accept offer made by Pflugerville Community Development Corporation for the purchase direct Staff to negotiate specific terms within the offer and to schedule the Chapter 26 Public Hearing as required by State law for sales of public land.

RESULT: APPROVED [UNANIMOUS]

MOVER: Sarah Eckhardt, Commissioner

SECONDER: Karen L. Huber, Commissioner

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

ABSENT: Ron Davis, Margaret J. Gómez

27. Receive briefing from County Attorney and take appropriate action regarding proposal for payment plan with Bruce Lipshy to pay the County under Lease Agreement at 700 Lavaca, Suite 405. ^{1 and 2}

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.

RESULT: DISCUSSED

Reset for: 4/12/2011

28. Receive legal briefing and take appropriate action on UGL Equis Corporation contract, including request for modification. ¹

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

MOTION: Indicate the Court's intention not to take action on the modification to give us an opportunity to get responses to a soon-to-be-issued RFI regarding the block of land purchased by Travis County recently.

RESULT: APPROVED [4 TO 0]

MOVER: Samuel T. Biscoe, Judge

SECONDER: Ron Davis, Commissioner

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

ABSTAIN: Margaret J. Gómez

Consent Items

MOTION: Approve the following Consent Items: C1-C3 and Agenda Items 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 17, 18.a–b, 20, 21, 22, 23, and 24.
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 Sessions of March 8 and 15, 2011.

Added Items

- A1. Consider and take appropriate action on legislative matters, including:
 - a. Update on legislative activities; and
 - b. Amendments 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, Intergovernmental Relations (IGR)

RESULT: **DISCUSSED**

- A2. Receive briefing from County Attorney and take appropriate action regarding Travis County's participation in a coalition to develop a proposal to the Lower Colorado River Authority to acquire certain retail utility systems. (Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney)

Judge Biscoe announced that Item A2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Accept the invitation to join the coalition, designate Commissioner Huber as the County representative on the Executive Committee and ask Jon White, Natural Resources Program Manager, TNR and other appropriate Staff to provide support and assistance.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Samuel T. Biscoe, Judge
SECONDER: Sarah Eckhardt, Commissioner
AYES: Samuel T. Biscoe, Sarah Eckhardt, Karen L. Huber
ABSENT: Ron Davis, Margaret J. Gómez

Minutes approved by the Commissioners Court

Date of Approval

Samuel T. Biscoe, Travis County Judge