

MINUTES OF MEETING JUNE 8, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 8th day of June 2010, the Commissioners' Court convened the Voting Session at 9:12 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct Four Commissioner Margaret Gómez was not present during this Voting Session.

The Commissioners Court retired to Executive Session at 11:22 AM.

The Commissioners Court reconvened the Voting Session at 12:11 PM.

The Commissioners Court adjourned the Voting Session at 12:13 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 12:13 PM and adjourned at 12:14 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 12:15 PM and adjourned at 12:15 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 12:16 PM and adjourned at 12:16 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Northridge Acres Resident; Gus Peña, Travis County Resident; Charles Williams, Conservation Coordinator, Transportation and Natural Resources (TNR); Ronnie Gjemre, Travis County Resident; and Maurice Priest, Travis County Resident. (9:13 AM)

Clerk's Note: The County Judge noted that the Summer Youth Employment Program needed some help from Travis County Departments as one employer had to drop out this year and more placements were needed. Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS) asked anyone interested to call 512-854-4100.

CONSENT ITEMS

Members of the Court heard from: Ronnie Gjemre, Travis County Resident; and Maurice Priest, Travis County Resident.

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve the following Consent Items: C1-C5 and Items 5, 6, 10, 11, 12, 13, 14, 16, and 17. (9:32 AM)

Motion carried:

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. REAPPOINT MILBREY R. RANEY TO SERVE AS A PRECINCT TWO APPOINTEE TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD EFFECTIVE IMMEDIATELY THROUGH JUNE 2013. (COMMISSIONER ECKHARDT)
- C4. APPROVE MINUTES FOR VOTING SESSION OF MAY 25, 2010.
- C5. APPROVE SETTING OF A PUBLIC HEARING ON JUNE 29, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE THREE PORTIONS OF OLD HIGHWAY 20 SOUTH. (COMMISSIONER HUBER)

HEALTH AND HUMAN SERVICES DEPT. ITEMS

1. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (9:51 AM)
 - A. UPDATE ON THE CURRENT PROJECTS AND TIMELINESS;
 - B. RESULTS OF THE NEEDS IDENTIFICATION FROM THE SPRING PUBLIC ENGAGEMENT PROCESS;
 - C. POTENTIAL PROJECTS FOR THE PROGRAM YEAR 2010 ACTION PLAN;
AND
 - D. OTHER RELATED ITEMS.

Clerk's Note: Items 1.A-D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS); Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Ronnie Gjemre, Travis County Resident.

Discussion only. No formal action taken.

PLANNING AND BUDGET DEPT. ITEMS

2. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(10:23 AM)

A. NEW APPLICATION TO THE CAPITAL AREA COUNCIL OF GOVERNMENTS FOR TRANSPORTATION AND NATURAL RESOURCES AND FACILITIES MANAGEMENT DEPARTMENTS TO RECEIVE RESOURCES TO INITIATE A RECYCLING PROGRAM FOR WASTE GENERATED AT THE TRAVIS COUNTY EXPOSITION CENTER; AND

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve Item 2.A.

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

2. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(10:24 AM)

B. NEW APPLICATION TO THE CAPITAL AREA COUNCIL OF GOVERNMENTS FOR TRANSPORTATION AND NATURAL RESOURCES TO RECEIVE RESOURCES TO SUPPORT THE DEPARTMENT'S EXISTING SOLID WASTE ENFORCEMENT PROGRAM.

Motion by Judge Biscoe **and seconded by** Commissioner Huber to approve Item 2.B.

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

- 3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE BUILDING AT 700 LAVACA: (10:24 AM)
 - A. COMMISSIONERS COURT MEMBERS' OFFICES; AND
 - B. COMMISSIONERS COURTROOM.

Clerk's Note: Items 3.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; Susan Spataro, Travis County Auditor; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Huber **and seconded by** Commissioner Davis that we designate the first floor of 700 Lavaca Street for the new Commissioners Court meeting room.

Motion carried:

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

Motion by Judge Biscoe **and seconded by** Commissioner Huber that we indicate the Commissioners Court members will be located on the second and 15th floors.

Motion carried:

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

4. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROCESS AND SCHEDULE FOR DEVELOPING THE ADVERTISEMENT FOR THE PUBLIC HEARING TO SET ELECTED OFFICIALS' SALARIES FOR FISCAL YEAR 2011 AND THE CALENDAR FOR ACTION FOR THE REMAINDER OF THE SALARY SETTING PROCESS. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (10:33 AM) (11:22 AM) (12:11 AM)

Clerk's Note: Judge Biscoe announced that Item 4 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Jessica Rio, Assistant Budget Manager, Planning and Budget Office (PBO); Leroy Nellis, Budget Manager, PBO; Barbara Wilson, Assistant County Attorney.

Discussion only. No formal action taken.

ADMINISTRATIVE OPERATIONS ITEMS

5. 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 \$801,226.70 FOR THE PERIOD OF MAY 21 TO 27, 2010. (9:32 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:32 AM)

Clerk's Note: Item 6 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM RANGER ENVIRONMENTAL SERVICES, INC. TO INSTALL A GROUNDWATER MONITORING WELL AND BURIED WATER TRANSFER PIPE ON COUNTY PROPERTY AT 5021 EAST CESAR CHAVEZ STREET. (9:12 AM)

Item 7 postponed.

- 8. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM MANOS DE CRISTO TO USE 5335 AIRPORT BOULEVARD BUILDING FOR ANNUAL BACK-TO-SCHOOL PROGRAM AND WAIVE ALL FEES FOR THE USE OF THE FACILITY FROM JULY 26, 2010 THROUGH AUGUST 16, 2010. (9:35 AM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; John Hille, Assistant County Attorney; Julie Ballesteros, Executive Director, Manos De Cristos; Maurice Priest, Travis County Resident; Judith Cárdenas, Outreach Coordinator, Manos De Cristo; and Shannon Moore, Director of Development, Manos De Cristo.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the request, including the contract with the insurance.

Motion carried:

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

- 9. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO USE COUNTY FUNDS TO REIMBURSE TRAVEL COSTS FOR THREE FINALISTS INTERVIEWING FOR THE HUMAN RESOURCES MANAGEMENT DEPARTMENT DIRECTOR POSITION. (9:48 AM)

Members of the Court heard from: Roger Jefferies, Executive Manager, Justice and Public Safety (JPS); and Tracey Calloway, Interim Director, Human Resources Management Department (HRMD).

Motion by Judge Biscoe and seconded by Commissioner Huber to approve Item 9.

Motion carried:

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

PURCHASING OFFICE ITEMS

10. APPROVE TWO-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. PS090234RE, WORKSOURCE, D/B/A WORKFORCE SOLUTIONS – CAPITAL AREA WORKFORCE BOARD, FOR GAINFUL EMPLOYMENT MODEL. (9:32 AM)

Clerk's Note: Item 10 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

11. APPROVE ISSUANCE OF JOB ORDER NO. 71, MINOR CONSTRUCTION AND RENOVATION SERVICES, CONTRACT NO. 07K00307RV, ARCHITECTURAL HABITAT OF AUSTIN, INC. (9:32 AM)

Clerk's Note: Item 11 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

12. APPROVE CONTRACT AWARD FOR 290 EAST LANDFILL OPERATIONS AND MAINTENANCE, IFB NO. B100191-LD, TO THE LOW BIDDER, SCS FIELD SERVICES. (9:32 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. DECLARE CERTAIN VEHICLES AND EQUIPMENT AS SURPLUS PROPERTY AND SELL AT PUBLIC AUCTION, PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:32 AM)

Clerk's Note: Item 13 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

14. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO USE ALTERNATIVE FISCAL FOR WATERFORD ON LAKE TRAVIS, SECTION FIVE SUBDIVISION. (COMMISSIONER HUBER) (9:32 AM)

Clerk's Note: Item 14 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

- 15. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO DISTRIBUTE FLIERS WITH THE JUNE 15TH PAYROLL CHECKS ANNOUNCING THE TRAVIS COUNTY/CITY OF AUSTIN EMANCIPATION DAY – JUNETEENTH CELEBRATION ON JUNE 18, 2010. (JUDGE BISCOE AND COMMISSIONER DAVIS) (9:49 AM)

Members of the Court heard from: Maurice Priest, Travis County Resident.

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	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

- 16. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR TWO NON-COUNTY EMPLOYEES TRAVEL EXPENSES TO BE PAID BY JUVENILE PROBATION DEPARTMENT. (9:32 AM)

Clerk’s Note: Item 16 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

Clerk’s Note: The County Judge noted that the amount was \$2,700.00.

- 17. CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT BETWEEN TRAVIS COUNTY ACTING THROUGH ITS DOMESTIC RELATIONS OFFICE AND DIVERSYS LEARNING, INC., TO LICENSE COOPERATIVE PARENTING PROGRAM MATERIALS AND TO DEVELOP INTERACTIVE ON-LINE PARENTING CLASSES. (9:32 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.

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE CREATION OF A WORKING GROUP TO REVIEW LOCAL TAX POLICY FOR TRAVIS COUNTY AND MAKE SPECIFIC RECOMMENDATIONS TO THE COMMISSIONERS COURT. (COMMISSIONER ECKHARDT) (10:38 AM)

Members of the Court heard from: Maurice Priest, Travis County Resident; Leroy Nellis, Budget Manager, PBO; and Dusty Knight, Chief Operating Officer, Tax Assessor Collector's Office.

Discussion only. No formal action taken.

Clerk's Note: The Court directed Nelda Wells Spears, Travis County Tax Assessor Collector; Dusty Knight, Chief Operating Officer, Tax Assessor Collector's Office; Leroy Nellis, Budget Manager, PBO; Susan Spataro, Travis County Auditor; and Elliott Beck, Assistant County Attorney to form a committee and create a charge, refine the timeline, including a public input process in the timeline, and also investigate any outside volunteer assistance that might be helpful to them in that charge, and to come back in two weeks.

Item 18 to be reposted on June 22, 2010.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON THE CREATION OF A PROCESS FOR MAKING AN APPOINTMENT TO THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION (CAMPO) TRANSPORTATION POLICY BOARD TO FILL THE FOURTH SLOT ALLOTTED TO THE COMMISSIONERS COURT. (COMMISSIONER ECKHARDT) (11:15 AM)

Members of the Court heard from: Maurice Priest, Travis County Resident.

Discussion only. No formal action taken.

Item 19 to be reposted on June 29, 2010.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON ASSUMPTIONS FOR TRAVIS COUNTY REGARDING THE FOLLOWING: (11:05 AM)

A. PROPERTY TAX CONSIDERATIONS; AND

B. 2010 PARCEL RATE FEES.

Clerk’s Note: Items 20.A&B are associated with one another and were called for concurrent discussion.

Clerk’s Note: The Court discussed Staff recommendation that the court adopts the 2010 parcel fee rate of \$1.11.

Members of the Court heard from: Dusty Knight, Chief Operating Officer, Tax Assessor Collector’s Office; Tien Dao, Business Analyst I, Tax Assessor Collector’s Office; Katie Gipson, Budget Analyst, PBO; and Leroy Nellis, Budget Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the \$1.11 2010 parcel rate in Item 20.B.

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

Item 20.A discussion only. No formal action taken.

Item 20.A to be reposted on June 15, 2010.

21. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPERTY TAX RATE CONSIDERATIONS FOR THE TRAVIS COUNTY HEALTHCARE DISTRICT. (11:14 AM)

Members of the Court heard from: Tien Dao, Business Analyst I, Tax Assessor Collector’s Office; Dusty Knight, Chief Operating Officer, Tax Assessor Collector’s Office; and John Hille, Assistant County Attorney.

Discussion only. No formal action taken.

Item 21 to be reposted on June 15, 2010.

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.

- 22. CONSIDER AND TAKE APPROPRIATE ACTION ON ACQUISITION OF APPROXIMATELY 8.6 ACRES OF LAND ON FISHER HOLLOW TRAIL, IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN. (COMMISSIONER HUBER) ² (11:22 AM) (12:11 PM)

Clerk's Note: Judge Biscoe announced that Item 22 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 Commissioner Huber **and seconded by** Commissioner Eckhardt that we offer for purchase, the price of \$240,000.00.

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

- 23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ¹ (9:12 AM)

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

Item 23 postponed.

24. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE FROM TRAVIS REALTY CORP. FOR PROPERTY LOCATED AT 700 LAVACA STREET. ^{1 AND 2} (11:22 AM)
(12:12 AM)

Clerk's Note: 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.

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

Discussion only. No formal action taken.

Item 24 to be reposted June 15, 2010.

25. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING ISSUES ASSOCIATED WITH THE POTENTIAL SALE OF COUNTY-OWNED LAND OFF FM 969 IN EAST AUSTIN TO THE CITY OF AUSTIN. ^{1 AND 2} (11:22 AM)
(12:12 AM)

Clerk's Note: 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.

Clerk's Note: The Court discussed approving the fourth amendment that was offered to the City of Austin, as well and reposting it June 15, 2010 in case there are any changes.

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

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve the fourth amendment in Item 25.

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Huber to adjourn the Voting Session. (12:13 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS’ COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge