

MINUTES OF MEETING JUNE 9, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 9th day of June 2009, the Commissioners' Court convened the Voting Session at 9:08 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 One Commissioner Ron Davis and Precinct Four Commissioner Margaret Gómez were not present during this Voting Session.

The Commissioners Court retired to Executive Session at 10:54 AM.

The Commissioners Court reconvened the Voting Session at 11:31 AM.

The Commissioners Court adjourned the Voting Session at 11:32 AM.

PUBLIC HEARING

- 1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: TOLLETT LAKESIDE, A REVISED PLAT OF LOT 26, LAKEWOOD ESTATES AND LOT 25-A OF REVISED PLAT LOTS 24 AND 25, LAKE WOOD ESTATES SUBDIVISION (2 TOTAL LOTS). (COMMISSIONER HUBER) (ACTION ITEM #16) (9:09 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 16 for a summary of the action item.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to open the public hearing.

Motion carried:

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

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR).

Motion by Judge Biscoe **and seconded by** Commissioner Huber to close the public hearing.

Motion carried:

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

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; Ronnie Gjemre, Travis County Resident; and Kimberly Orts, Deputy Sheriff, Senior Law Enforcement, Travis County Sheriff’s Office (TCSO). (9:10 AM)

RESOLUTIONS AND PROCLAMATIONS

- 2. APPROVE RESOLUTION TO SUPPORT THE APPLICATION OF COLLEGE HOUSES, INC. AND NORTH AMERICAN STUDENTS OF COOPERATION DEVELOPMENT SERVICES FOR A FEDERAL COLLEGE HOUSING LOAN. (JUDGE BISCOE) (9:22 AM)

Members of the Court heard from: Harvey Davis, Manager, Travis County Corporations; Brian Donovan, University of Texas Interco-operative Council; and Alan Robinson, College House.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve the Resolution in Item 2.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
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 \$1,013,698.31 FOR THE PERIOD OF MAY 22 TO 28, 2009. (9:19 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. (9:19 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 THE FOLLOWING:
(9:51 AM)

- A. AMENDMENT TO TRAVIS COUNTY CODE § 10.0295 (H), PEACE OFFICER PAY SCALE - SKILL BASED PAY, EFFECTIVE JUNE 9, 2009; AND
- B. AUTHORIZE HUMAN RESOURCES MANAGEMENT DEPARTMENT TO WORK WITH CONSTABLES 1 THROUGH 5 IN PROCESSING PAY ACTIONS UNDER THE AMENDED TRAVIS COUNTY CODE § 10.0295 (H), PEACE OFFICER PAY SCALE - SKILL BASED PAY IF APPROVED.

Clerk’s Note: Items 5.A&B are associated with one another and were called for concurrent discussion.

Clerk’s Note: The Court discussed the following revisions to Travis County Code, Chapter 10.025 (h), Skill Based Pay:

- Added: “Implementation of skill based pay is subject to the department’s discretion and ability to pay within its approved budget. The effective date of the skill based pay is the first of the month after Human Resources Management Department (HRMD) receives a departmental memorandum with official certifications attached; and ,
- (4) TCLEOSE Certified Civil Process Proficiency Pay – Eliminates the September 30th eligibility date and commencement of pay following fiscal year.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Luane Schull, Compensation Manager, HRMD; and Randy Lott, Budget Analyst, Planning and Budget Office (PBO).

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to approve the proposed policy.

Motion carried:

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

Clerk’s Note: The County Judge noted that:

- Departments who do not have the ability to pay the increases mid-year will need to submit a new budget request with their annual budget to PBO, and,
- By passing the above Motion the Court has approved Items 5.A&B.

JUSTICE AND PUBLIC SAFETY ITEMS

6. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION FOR THE GOVERNOR'S OFFICE TO SUPPORT THE APPLICATION SUBMITTED BY A COUNTY-WIDE COLLABORATION FOR THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE FORMULA GRANT PROGRAM TO FUND THE 2009-2010 TRAVIS COUNTY INFORMATION MANAGEMENT STRATEGY FOR CRIMINAL JUSTICE. (9:19 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. RECEIVE UPDATE ON LOCAL COLLABORATIVES FORMED IN RESPONSE TO THE HOMELESS PREVENTION AND RAPID RE-HOUSING PROGRAM FUNDING OPPORTUNITIES. (9:26 AM)

Members of the Court heard from: Roger Jefferies, Executive Manager, Justice and Public Safety (JPS); Cathy McClaugherty, Senior Planner, Criminal Justice Planning (CJP); Jo Catherine Quinn, Director, Self-Sufficiency Services, Caritas; Sharon Lowe, Executive Director, Foundation for the Homeless; Laura Smith, Executive Director, Crime Prevention Institute (CPI); Mathilde Hyams-Flores, Deputy Director, AIDS Services of Austin; Leah Graham, Executive Director, The Wright House Wellness Center; Jeri Houchins, Administrative Director, Austin/Travis County Reentry Roundtable; and Julie Cullen, Financial Analyst, CJP.

Discussion only. No formal action taken.

PURCHASING OFFICE ITEMS

8. APPROVE CONTRACT AWARD FOR SURFACE AGGREGATES GRADES 4 AND 5, IFB NO. B090177DR, TO THE LOW BIDDER, VULCAN CONSTRUCTION MATERIALS. (9:19 AM)

Clerk's Note: Item 8 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. APPROVE CONTRACT AWARD FOR BOAT, BOAT MOTOR AND MARINE COMPONENT MAINTENANCE REPAIRS-TIME AND MATERIALS, IFB NO. B090201NB, TO THE SOLE BIDDER, LAKE LBJ MARINELAND. (9:59 AM)

Members of the Court heard from: Bonnie Floyd, Assistant Purchasing Agent; Ronnie Gjemre, Travis County Resident; and Don Ward, Director, Road Maintenance and Fleet Services, TNR.

Discussion only. No formal action taken.

Item 9 to be reposted on June 16, 2009.

10. APPROVE MODIFICATION NO. 7 TO INTERLOCAL AGREEMENT NO. IL030144RE, CITY OF AUSTIN, FOR THE SUMMER YOUTH EMPLOYMENT PROGRAM. (9:19 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 CONTRACT NO. PS090256VR, DR. DAVID D. LANDERS, PHD, TO PROVIDE PSYCHOLOGICAL EVALUATION SERVICES FOR JUVENILE PROBATION. (9:19 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 TO THE FOLLOWING FIRMS FOR PROFESSIONAL ENGINEERING SERVICES FOR TRAVIS COUNTY BRIDGES PROJECT, RFQ NO. Q090072LP. (9:19 AM)

A. **AECOM** TECHNICAL SERVICES, INC. (JESSE BOHLS BRIDGE); AND

B. **HDR** ENGINEERING, INC. (KIMBRO/PARSONS BRIDGE).

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

13. APPROVE MODIFICATION NO. 17 TO CONTRACT NO. MA960322, EASY ACCESS, INC., FOR TAX OFFICE COMPUTER SYSTEM. (9:19 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.

14. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. CM070295LC, DOCUNAV SOLUTIONS, FOR AN INVOICE IMAGING SYSTEM. (9:19 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.

15. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS090092RE, CARITAS OF AUSTIN, FOR BASIC NEEDS SERVICES. (9:19 AM)

Clerk's Note: Item 15 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

16. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: TOLLETT LAKESIDE, A REVISED PLAT OF LOT 26, LAKEWOOD ESTATES AND LOT 25-A OF REVISED PLAT LOTS 24 AND 25, LAKE WOOD ESTATES SUBDIVISION (2 TOTAL LOTS). (COMMISSIONER HUBER) (9:19 AM)

Clerk's Note: Item 16 is the action item for the public hearing on Agenda Item 1.

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.

- 17. CONSIDER AND TAKE APPROPRIATE ACTION ON A POLICY TO REIMBURSE RECOGNIZED EMISSION REPAIR FACILITIES FOR REPAIRS MADE THROUGH THE LOW INCOME VEHICLE REPAIR, RETROFIT AND REPLACEMENT ASSISTANCE PROGRAM. (10:05 AM)

Members of the Court heard from: Adele Noel, Air Quality Project Manager, TNR; and Ronnie Gjemre, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve Item 17.

Motion carried:

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

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN WATERFORD ON LAKE TRAVIS, SECTION 3C SUBDIVISION AND WITHIN A PORTION OF RIGHT OF WAY DEDICATED AS LOHMAN FORD ROAD THROUGH OFFICIAL PUBLIC RECORDS DOCUMENT NO. 2006002724. (COMMISSIONER HUBER) (9:19 AM)

Clerk’s Note: Item 18 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 19. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR SPANISH OAKS SECTION 9 SUBDIVISION. (COMMISSIONER HUBER) (9:19 AM)

Clerk’s Note: Item 19 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)
- A. RECEIVE UPDATE ON THE CURRENT PROJECTS AND TIMELINESS;
 - B. RECEIVE RESULTS OF THE NEEDS IDENTIFICATION FROM THE SPRING PUBLIC ENGAGEMENT PROCESS;
 - C. REQUEST TO APPROVE THE POTENTIAL PROJECTS FOR THE PROGRAM YEAR 2009 ACTION PLAN; AND
 - D. OTHER RELATED ITEMS.

Clerk's Note: Items 22.A-D are associated with one another and were called for concurrent discussion.

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

Discussion only. No formal action taken.

Items 20.A-D to be reposted June 16, 2009.

PLANNING AND BUDGET DEPT. ITEMS

21. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:08 AM)

Item 21 not needed.

22. CONSIDER AND TAKE APPROPRIATE ACTION ON NEW GRANT APPLICATION TO THE OFFICE OF JUVENILE JUSTICE DELINQUENCY PREVENTION FOR JUVENILE PROBATION TO DEVELOP, IMPLEMENT AND EXPAND MENTORING PROGRAMS AND TRANSITIONAL SERVICES. (9:19 AM)

Clerk's Note: Item 22 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

23. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:19 AM)

Clerk's Note: Item 23 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. 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, 2009. (JUDGE BISCOE AND COMMISSIONER DAVIS) (9:19 AM)

Clerk's Note: Item 24 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

25. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING UPDATED MANAGEMENT REPRESENTATION LETTER TO BE PROVIDED TO DELOITTE & TOUCHE, LLP REGARDING FISCAL YEAR 2008 COUNTY-WIDE ANNUAL FINANCIAL AUDIT IN CONNECTION WITH THE JUNE 9, 2009 PRELIMINARY OFFICIAL STATEMENT. (9:19 AM)

Clerk's Note: Item 25 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

27. CONSIDER AND TAKE APPROPRIATE ACTION ON PREVAILING WAGE RATE COMPLAINT RECEIVED FROM SUBCONTRACTOR/EMPLOYEE PERFORMING WORK ON ADDITIONS AND ALTERATIONS TO THE TRAVIS COUNTY CORRECTIONAL COMPLEX PROJECT. ¹ (9:08 AM)

Clerk's Note: Judge Biscoe announced that Item 27 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 27 was postponed.

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION GRANTING ALTERNATE STAFF THE AUTHORITY TO SIGN CONTRACTUAL AND CLOSING DOCUMENTS FOR FLOODPLAIN PROPERTY ACQUISITIONS. (COMMISSIONER GÓMEZ) (9:19 AM)

Clerk's Note: Item A1 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 Court noted that Carol Joseph, Assistant Director, TNR, and Steve Manilla, Director, Public Works, TNR will be substituted for Joe Gieselmann, Executive Manager, TNR in his absence.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM TRAVIS COUNTY SHERIFF'S OFFICE HONOR GUARD TO TAKE COUNTY VEHICLE TO PARTICIPATE IN 2009 ANNUAL NATIONAL MEMORIAL SERVICE COMPETITION IN COLORADO SPRINGS, COLORADO. (9:19 AM)

Clerk's Note: Item A2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

