

1/#4 ✓

Travis County Commissioners' Court Agenda Request

Voting Session 7-7-09
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

Public
Hearing on July 7, 2009 to receive comments regarding a request to authorize the filing of an instrument to vacate a 25' x 194.01' (0.11 acre) drainage easement as recorded in Volume 12390, Pages 558-559 of the Real Property Records of Travis County, Texas located across a portion of Lot 5, Block A of Paleface Ranch Subdivision, Section 2B as recorded in Book 95, Pages 86-91 of the Plat Records of Travis County, Texas – all being in Travis County, Precinct 3.

C. Approved by: Karen Huber
Commissioner Karen Huber, Precinct Three

- II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).
- B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

<u>John Hille:</u>	<u>854-9415</u>	<u>Joe Arriaga:</u>	<u>854-7562</u>
<u>Anna Bowlin:</u>	<u>854-7561</u>	<u>Don Grigsby:</u>	<u>854-7560</u>

III. Required Authorizations: Please check if applicable:

- Planning and Budget Office (854-9106)
- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant
- Human Resources Department (854-9165)
- A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (854-9700)
- Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (854-9415)
- Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGES OFFICE
09 JUL -2 AM 11:26

Last Updated 7-2-09 at 2:28pm

~~AGENDA REQUEST DEADLINE~~: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 5:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

MEMORANDUM

DATE: May 27, 2009

TO: Members of the Commissioners' Court

THROUGH: Joseph P. Gieselman, Executive Manager TNR

FROM: Anna Bowlin, Division Director of Development Services

SUBJECT: **Consider and take appropriate action on approving the setting of a Public Hearing on July 7, 2009 to receive comments regarding a request to authorize the filing of an instrument to vacate a 25' x 194.01' (0.11 acre) drainage easement as recorded in Volume 12390, Pages 558-559 of the Real Property Records of Travis County, Texas located across a portion of Lot 5, Block A of Paleface Ranch Subdivision, Section 2B as recorded in Book 95, Pages 86-91 of the Plat Records of Travis County, Texas – all being in Travis County, Precinct 3.**

Summary and Staff Recommendation:

TNR has received a request from the property owner requesting to vacate a 0.11 acre drainage easement. The actual dimensions of the subject drainage easement to be vacated is 25' x 194.01' and is recorded at Volume 12390, Pages 558-559 of the Real Property Records of Travis County, Texas. The location of the subject easement is across a portion of Lot 5, Block A of Paleface Ranch Subdivision, Section 2B as recorded in Book 95, Pages 86-91 of the Plat Records of Travis County, Texas. The purpose of this request is so that the property owner can receive the proper permits to install a septic drain field, which currently would cross over the subject drainage easement.

Professional Engineer, W. H. (Bill) Balzen, has stated:

“The area where the OSSF disposal filed is located shows no signs of surface flow which would result in erosion, channeling, and loss of topsoil. Simply stated “This is not a natural drainage area, or there is has not sufficient surface flow to cause erosion.””

Mr. Balzen further states “Conclusion: There is no compelling reason why the drainage easement needs to be where shown.”

Page 2
May 27, 2009

For the County to recommend the approval of vacating the subject drainage easement, staff has requested the dedication of a new drainage easement. The property owner has met this request and has submitted the new easement dedication. The new easement will be recorded simultaneously with the approved Vacation Order.

With the dedication of the new drainage easement, Travis County Engineer, Don Grigsby, has stated he has no objections to this vacation. TNR recommends the vacation of the 25' x 194.01' (0.11 acre) drainage easement as described in the attached Order of Vacation and as shown on the attached field notes and sketch.

Budgetary and Fiscal Impact:

None.

Issues and Opportunities:

With the vacation of the existing drainage easement and the dedication of the new drainage easement, the property owner will be able to receive the proper permits to do improvements on the said lot, including the proposed septic drain field, without encroaching on the existing drainage easement. Travis County has relied on Mr. Balzen's professional opinion as a Professional Engineer in regards to this vacation.

Required Authorizations:

None.

Exhibits:

Order of Vacation
Field Notes and Sketch
Original easement doc
Letter of Request
Engineer's letter
Drainage construction plans
New easement dedication
Location Maps

PS:AB:ps

1105 Paleface Ranch Subdivision, Section 2B

ORDER OF VACATION

STATE OF TEXAS §

COUNTY OF TRAVIS §

WHEREAS, the property owner requests the vacation of a 25' x 194.01' (0.11 acre) drainage easement as recorded in Volume 12390, Pages 558-559, of the Real Property Records of Travis County, Texas that is located across a portion of Lot 5, Block a of Paleface Ranch Subdivision, Section 2B as recorded in Book 95, Pages 86-91 of the Plat Records of Travis County, Texas, for the purpose of receiving the proper permits to install a septic drain field, which would be located over the current location of said easement if not vacated; and

WHEREAS, a Professional Engineer has stated, "...This is not a natural drainage area, or there is not sufficient surface flow to cause erosion..." and further states "...There is no compelling reason why the drainage easement needs to be where shown."; and

WHEREAS, a Travis County Engineer has stated that, with the dedication of the new drainage easement, there is no objection to the vacation of the subject 25' x 194.01' (0.11 acre) drainage easement as described in the attached field notes and sketch; and

WHEREAS, the Travis County Transportation and Natural Resources Department, with the new drainage easement dedication, recommends the vacation of the subject drainage easement as described in the attached field notes and sketch; and

WHEREAS, the required public notice was posted and the Travis County Commissioners Court held a public hearing on July 7, 2009 to consider the proposed action; and

NOW, THEREFORE, the Commissioners Court of Travis County, Texas, orders that the 25' x 194.01' (0.11 acre) drainage easement, as described in the attached field notes, as recorded at Volume 12390, Pages 558-559 of the Real Property Records of Travis County located across a portion of Lot 5, Block A of Paleface Ranch Subdivision, Section 2B as recorded in Book 95, Pages 86-91 of the Plat Records of Travis County, Texas, is, in accordance with State Law, hereby vacated.

ORDERED THIS THE _____ DAY OF _____ 2009.

SAMUEL T. BISCOE, COUNTY JUDGE

COMMISSIONER RON DAVIS
PRECINCT ONE

COMMISSIONER SARAH ECKHARDT
PRECINCT TWO

COMMISSIONER KAREN HUBER
PRECINCT THREE

COMMISSIONER MARGARET GOMEZ
PRECINCT FOUR

FIELD NOTE DESCRIPTION
OF A 0.11 AC. DRAINAGE EASEMENT
TO BE RELEASED
TRAVIS COUNTY, TEXAS.

BEING A CALLED 0.11 ACRE TRACT OF LAND OUT OF LOT 5, BLOCK A, PALEFACE RANCH SUBDIVISION SECTION 2B, A SUBDIVISION RECORDED IN BOOK 95, PAGES 86 THRU 91 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, DESCRIBED AS A DRAINAGE EASEMENT TO TRAVIS COUNTY, TEXAS IN VOLUME 12390, PAGE 559 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS, SAID 0.11 ACRE TRACT BEING A STRIP OF LAND 25.00 FEET IN WIDTH, EXTENDING 12.50 FEET ON EITHER SIDE OF THE CENTERLINE MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING FOR REFERENCE AT AN IRON ROD FOUND AT A POINT OF REVERSE CURVATURE IN THE WEST RIGHT-OF-WAY LINE OF LIKENESS ROAD, BEING THE MOST NORTHERLY, NORTHWEST CORNER OF SAID LOT 5 AND THE SOUTHEAST CORNER OF LOT 4, BLOCK A OF SAID PALEFACE RANCH SUBDIVISION SECTION 2B,

THENCE, WITH A CURVE TO THE RIGHT, WHOSE RADIUS IS 45.00 FEET, A CHORD WHICH BEARS S 03°33'06" E, A CHORD DISTANCE OF 34.01 FEET TO AN IRON ROD FOUND FOR A POINT OF REVERSE CURVATURE IN THE COMMON LINE OF THE WEST RIGHT-OF-WAY OF LIKENESS ROAD AND SAID LOT 5;

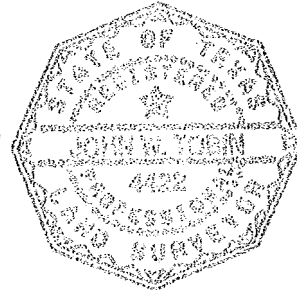
THENCE, WITH A CURVE TO THE LEFT, WHOSE RADIUS IS 60.00 FEET, A CHORD WHICH BEARS S 02°30'32" E, A CHORD DISTANCE OF 56.85 TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED 25 FEET WIDE STRIP OF LAND, BEING IN THE COMMON LINE OF THE WEST RIGHT-OF-WAY OF LIKENESS ROAD AND SAID LOT 5;

THENCE, S 00°57'48" E, THROUGH THE INTERIOR OF SAID LOT 5, A DISTANCE OF 194.01 FEET TO A POINT DESCRIBED AS ON THE NORTHEAST LINE OF A DRAINAGE EASEMENT CONVEYED BY DEED RECORDED IN VOLUME 12210, PAGE 352 OF SAID REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS, FOR THE POINT OF TERMINATION OF THE CENTERLINE OF THIS CALLED 0.11 ACRE TRACT OF LAND.

BY:

John W. Tobin 10/27/08

JOHN W. TOBIN, REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4422
ATX SURVEY COMPANY
1000 CUERNAVACA
AUSTIN, TEXAS 78733
(512) 442-0377



MARCH 7, 1995 JOB NO. 66115.0.4 FIELD NOTE NO. 66115-28
CLIENT NO. 60452 CLIENT NAME: MIKE LEVI PROJECT NAME: PALEFACE
RANCH SECTION 2 - 0.11 ACRE DRAINAGE EASEMENT FOR PALEFACE RANCH
SUB. SEC. 2, PH. 1, TRAVIS COUNTY

FIELD NOTES

A DESCRIPTION OF 0.11 ACRES OF LAND OUT OF THAT CERTAIN 1209.85 ACRE TRACT OF LAND SITUATED IN THE B.B.B. & C. RAILROAD CO. SURVEY NO. 511, THE MICHAEL DECHAUME SURVEY NO. 612, THE BENNETT BUTLER SURVEY NO. 409, THE EDWARD GRITTEN LEAGUE, THE WALTER GIESECKE SURVEY NO. 140, THE THOMAS BROWN SURVEY NO. 615, THE SEALE, MORRIS AND SEALE SURVEY NO. 52, THE T.B. BAILEY SURVEY NO. 512, THE G.W. BAILEY SURVEY NO. 512, ALL IN TRAVIS COUNTY, TEXAS CONVEYED TO MALCOLM B. LEVI, JR. BY DEED RECORDED IN VOLUME 6511, PAGE 1283 OF THE REAL PROPERTY RECORDS OF SAID COUNTY, SAID 0.11 ACRES BEING A STRIP OF LAND 25.00 FEET IN WIDTH, EXTENDING 12.50 FEET ON EITHER SIDE OF THE CENTERLINE MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING for reference at a concrete highway monument found on the northeast right-of-way (R.O.W.) line of Texas State Highway No. 71 (S.H. 71) 75 feet left (northeast) of centerline highway station 815+01.9 being an angle point in the southwest line of said 1209.85 acre tract, from which a concrete highway monument found at a point of curvature on said northeast R.O.W. line bears N 38°05'34" W, along said southwest line, 1280.81 feet;

THENCE crossing said 1209.85 acre tract N 84°42'35" E, 6361.36 feet to the POINT OF BEGINNING of the centerline of the herein described 0.22 acre strip of land, on the curving southwest R.O.W. line of Likeness Road, a private street 60.00 feet in width as shown on the plat of Paleface Ranch Subdivision Section 2B, a proposed subdivision of said 1209.85 acre tract, from which a 5/8 inch iron rod with plastic cap marked "RUST E&I RPLS 4532" set for a point of reverse curvature on the west R.O.W. line of said Likeness Road bears N 02°30'32" W, 56.85 feet;

THENCE, departing the said southwest R.O.W. line, continuing to cross said 1209.85 acre tract along the center of a natural drain being the centerline of the herein described 0.22 acre strip S 00°57'48" E, 194.01 feet to a point on the northeast line of a drainage easement conveyed by deed, recorded in Volume 12210, Page 352 of the said Real Property Records for the POINT OF TERMINUS of the centerline of the herein described 0.11 acre strip of land.

STATE OF TEXAS COUNTY OF TRAVIS
I hereby certify that this instrument was FILED on
the date and at the time stamped hereon by me, and
was duly RECORDED in the Volume and Page of the
named RECORDS of Travis County, Texas, on

MAR 9 1995

 *Dana DeBeauvoir*
COUNTY CLERK
TRAVIS COUNTY, TEXAS

Page 1 of 1

EXHIBIT A

REAL PROPERTY RECORDS
TRAVIS COUNTY, TEXAS

12390 0559

FILED

95 MAR -9 PM 1:36

DANA DEBEAUVOIR
COUNTY CLERK
TRAVIS COUNTY, TEXAS

1198

FILM CODE

00005261876

DRAINAGE EASEMENT

STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TRAVIS

§

2:41 PM 0686

2 3

.00-NOCH
03/09/95

THAT MALCOLM B. LEVI, JR., of the County of Travis and the State of Texas, hereinafter referred to as "GRANTORS", whether one or more, for which no lien or encumbrance, express or implied, is retained, have this day GRANTED and CONVEYED and by these presents do GRANT and CONVEY unto Travis County, Texas, a political subdivision of the State of Texas, hereinafter referred to as "GRANTEE", an easement and right-of-way for the construction and maintenance of a storm water drainage way to consist of an open drainage ditch or an enclosed storm sewer in, upon and across the following described property, to-wit:

All that certain tract, piece or parcel of land, lying and being situated in the County of Travis, State of Texas, described in Exhibit "A", attached hereto and made a part hereof for all purposes, to which reference is here made for a more particular description of said property.

TO HAVE AND TO HOLD the above described easement, together with all singular the rights and appurtenances thereto in any way belonging, unto the said GRANTEE and assigns forever, and GRANTORS do hereby bind themselves, their heirs, executors, and administrators to WARRANT AND DEFEND FOREVER all and singular the said premises unto the said GRANTEE and its assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED this 8th day of March, 1995.

By *Malcolm B. Levi, Jr.*
MALCOLM B. LEVI, JR.

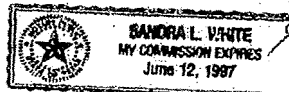
STATE OF TEXAS

§

COUNTY OF TRAVIS

§

This instrument was acknowledged before me by Malcolm B. Levi, Jr., on the 8th day of March, 1995.



Sandra L. White
Notary Public in and for the State of Texas
Sandra L. White
Name (printed or typed)
My Commission Expires: 6-12-1997

Please Return Recorded Document To:

Travis County, Texas
c/o Director, PITD
P. O. Box 1748
Austin, Texas 78767

BR/LEVIDE1 37

REAL PROPERTY RECORDS
TRAVIS COUNTY, TEXAS

12390 0558

December 9, 2008

P.O. Box 1748

314 W. 11th St. # 500
Austin, TX 78701

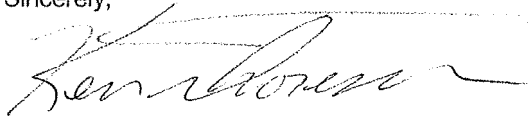
Dear Mr. Scogins:

I am writing to request your assistance in vacating a drainage easement. I am building a home at 1516 Likeness Road in Spicewood. (Paleface Ranch Subdivision, Section 2B, Lot 5A) The lot has a rocky terrain but has suitable soil for a septic system drain field only in the area in which the drainage easement is located. Having owned the lot for almost fifteen years I have observed the water run off from the road in this area on many occasions. The road has a slight slope to the east and therefore almost all the water runs to the east side, well away from the plated drainage easement and proposed drain field. If the drainage easement were vacated or relocated to the area in which the vast majority of the run off actually flows it would more accurately designate the area that needs to be reserved for drainage and would allow adequate area for the septic system drain field. Another factor regarding the placement of the drainage easement is that it is likely that its location was initially determined well before the completion of the roadway. On the first plat of this area the location of the drainage easement was at the property line between lot four and lot five. When the plat was changed increasing the size of lot five I suspect the drainage easement was not reconsidered or relocated. It is also likely that an on-site observation of water run off was not done at this time as the drainage easement was established before the final plat was approved. Therefore, the current location of the drainage easement is not an area in which a substantial amount of water run off occurs.

I have been working with Bill Balzen, P.E., on the design and location of the proposed septic system. I have discussed this with Malinda Pate, Bart Carter and Erik Harris of the Lower Colorado River Authority. Mr. Carter noted that he could not approve the drain field location within a drainage easement and suggested that I contact an attorney for assistance in relocating it. I consulted with Robert Wilson and he suggested I contact your office for assistance in this matter. Enclosed you will find all required information for the requested vacation of the drainage easement.

I appreciate any assistance and guidance you may be able to provide. Please feel free to contact me at the address above or at 512-963-4797.

Sincerely,



Ken Thoresen

B & B ENGINEERING

A PARTNERSHIP OF W. H. (BILL) BALZEN, PE & R. H. (BOB) BALZEN
BILL (512) 515 6733 FAX 515 6734 BOB 515 6377

TO: TRAVIS CO./ COMMISSIONERS COURT AND OTHERS AS APPROPRIATE

FROM: W. H. BALZEN REPRESENTING KEN & BETHANY TRORENSON

REF: OSSF (ON SITE SEWAGE FACILITY) DESIGN AT 1516 LIKENESS RD., AND ATTACHED SURVEY.

- 1. REQUEST: THE 25 FT DRAINAGE EASMENT NOW CROSSING THE OSSF DISPOSAL FIELD BE EITHER VACATED AND RELOCATED, OR MODIFIED (TO ALLOW THE DISPOSAL FIELD BE INSTALLED AS DESIGNED).**
- 2. RECENT HISTORY: REF: OSSF WAS DESIGNED AND APPROVED BY LCRA. INSTALLATION OF THE OSSF COMMENCED, BUT WAS HALTED UPON DISCOVERY OF THE DRAINAGE EASMENT (POOR QUALITY THE DRAWINGS USED IN THE DESIGN WERE NOT "READABLE". THE DRAINAGE EASMENT WAS ASSUMED TO BE A "CONSERVATION EASMENT" TO BE VACATED BY KEN THORENSON IAW LCRA REQUIREMENTS).**
- 3. OLDER HISTORY: THE THORENSONS HAVE OWNED LOT 5 FOR APPROXIMATELY YEARS AND ARE INTIMATELY FAMILIAR WITH SURFACE "RUNOFF" OF RAINWATER. THERE HAS NOT BEEN A HISTORY OF SURFACE WATER RUNNING ACROSS THE AREA OF THE OSSF DISPOSAL FIELD.**
- 4. ANCIENT HISTORY: THE AREA WHERE THE OSSF DISPOSAL FIELD IS LOCATED SHOWS NO SIGNS OF SURFACE FLOW WHICH WOULD RESULT IN ERROSION, CHANNELING AND LOSS OF TOPSOIL. SIMPLY STATED "THIS IS NOT A NATURAL DRAINAGE AREA, OR THERE IS HAS NOT SUFFICIENT SURFACE FLOW TO CAUSE EROSION".**
- 5. GENERAL OBSERVATIONS: SURFACE WATER FLOWS FROM THE DOMINENT WATERSHED TOWARD THE PEDERNALES BRANCH OF LAKE TRAVIS TO THE EAST OF LIKENESS RD. LOCALIZED SURFACE FLOWS ARE TOWARD THE SMALL "CANYON" TO THE SOUTH WHICH FLOWS TO LAKE TRAVIS. DITCHES ON EITHER SIDE OF LIKENESS RD. AND AROUND THE CULDESAC CARRY THE BULK OF THIS WATER TO SOUTHEAST OF THE CULDESAC AND INTO LOT 4.**
- 6. ANALYSIS OF RECENT TOPOGRAPHIC SURVEY: A LOCALIZED TOPOGRAPHIC SURVEY IN THE AREA OF CONCERN IS ATTACHED IN PLUS TWO "MARKED UP" OPTIONS. CONTOUR LINES ARE AT 1 FT. ELEVATIONS. THESE COUNTOURS INDICATE THERE IS NO "DEFINED" CHANNEL FOR SURFACE FLOWS EXCEPT AROUND THE CULDESAC AND ON TO LOT 4.**
- 7.CONCLUSION: THERE IS NO COMPELLING REASON WHY THE DRAINAGE EASMENT NEEDS TO BE WHERE SHOWN.**


8. THE OSSF DESIGN: SHOWS A LPD (LOW PRESSURE DOSE) DISPOSAL FIELD. THIS SYSTEM REQUIRES "DEEP" NATURAL TOPSOIL FOR TREATMENT OF THE SEPTIC TANK EFFLUENT. THE ONLY AREA ON LOT 5 THAT IS SUITABLE FOR THIS TYPE OF OSSF IS THE AREA SELECTED. THIS DESIGN ALSO PROVIDES FOR A BERM DIVERTING SURFACE WATER AROUND THE DISPOSAL FIELDS. OTHER OSSF TYPES ARE NOT RECOMMENDED BY THE DESIGNER FOR REASONS WHICH CAN BE ARGUED.

9. THE REQUEST FOR VACATION OF DRAINAGE EASMENT:

- A. PREFERRED OPTION 1: VACATE THE EASMENT AS NOW EXISTS AND ESTABLISH A NEW DRAINAGE EASMENT TO THE WEST OF THE DRIVEWAY, WITH BERMS/DITCHES AS REQUIRED TO DIRECT SURFACE WATER FROM LIKENESS COVE TO THIS EASMENT. BUILD A SMALL "DETENSION POND - WETLANDS" DEPRESSION FOR TREATMENT RUNOFF FROM LIKENESS RD. A DESIGN WILL BE SUBMITTED TO LCRA OR OTHERS FOR REVIEW AND APPROVAL.**
- B. 2ND OPTION: MODIFY THE EXISTING DRAINAGE EASMENT TO ALLOW THE DISPOSAL FIELD DESIGN. THIS OPTION WOULD CONSIST OF AN UNDERGROUND CULVERT TRANSFERRING RUNOFF UNDERNEATH AND BETWEEN THE TWO PARTS OF THE DISPOSAL FIELD WITH APPROPRIATE INLET AND OUTLET FEATURES. A DESIGN WILL BE SUBMITTED TO LCRA OR OTHERS FOR REVIEW AND APPROVAL.**

**W. H. (Bill) Balzen, PE
515-6733 FAX 515-6734**

Regards,


W. H. Balzen
12/4/08

ATTACHMENTS:

**OSSF DESIGN
SURVEY
SURVEY MARKED OPTION 1
SURVEY MARKED OPTION 2**

DISTRIBUTION OF ATTACHMENTS BY KEN THORENSEN

Last Updated 7-2-09 at 2:28pm

Last Updated 6-12-09 at 2:02pm

TOPOGRAPHIC SURVEY AT 1516 LIKENESS ROAD
PORTION OF LOT 5, BLOCK A, PALEFACE RANCH SUBDIVISION SECTION 2B
VOL. 95 PGS. 86 THRU 91
PLAT RECORDS OF TRAVIS COUNTY, TEXAS

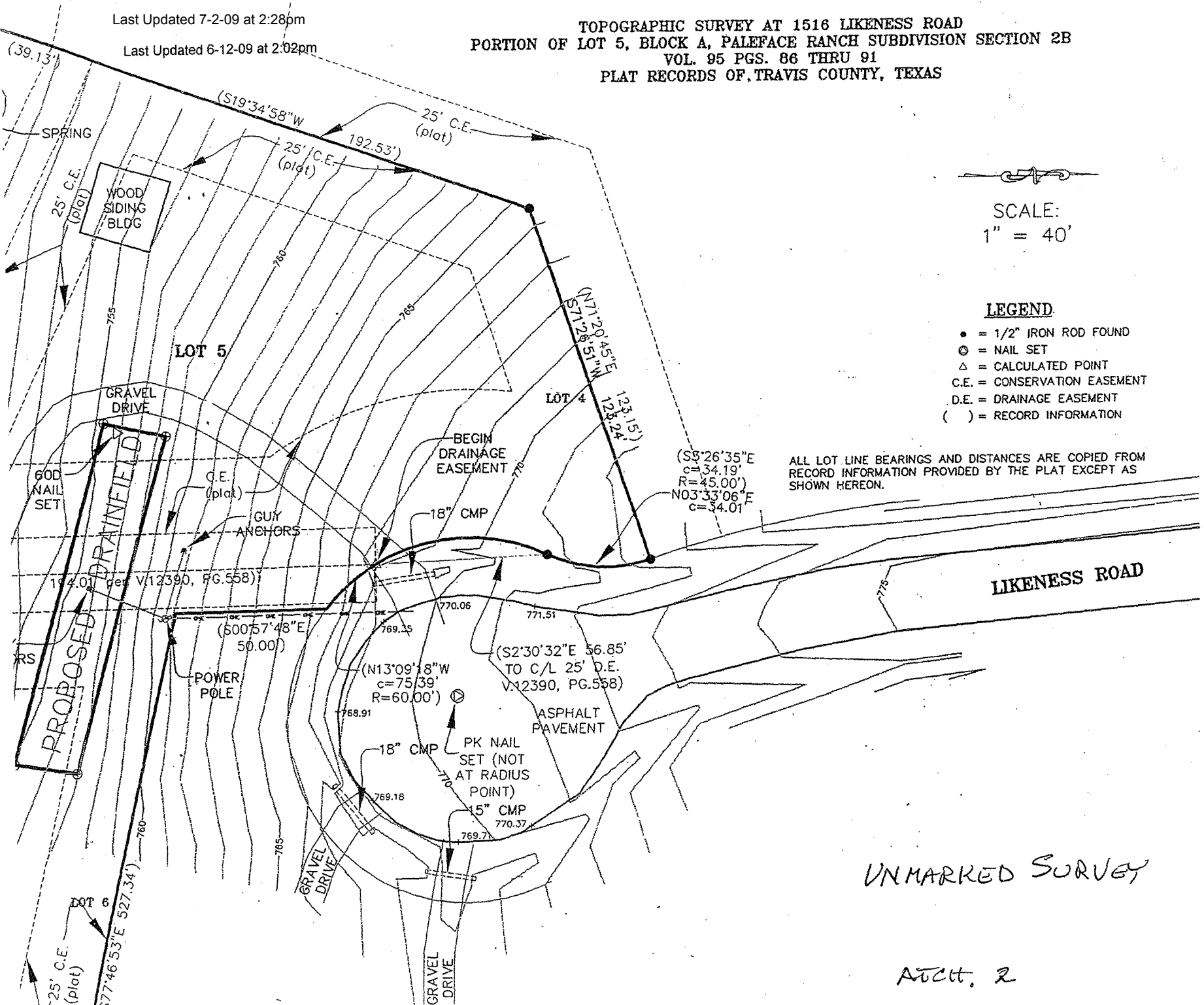


SCALE:
1" = 40'

LEGEND

- = 1/2" IRON ROD FOUND
- ⊙ = NAIL SET
- △ = CALCULATED POINT
- C.E. = CONSERVATION EASEMENT
- D.E. = DRAINAGE EASEMENT
- () = RECORD INFORMATION

ALL LOT LINE BEARINGS AND DISTANCES ARE COPIED FROM RECORD INFORMATION PROVIDED BY THE PLAT EXCEPT AS SHOWN HEREON.



UNMARKED SURVEY

Attch. 2

Last Updated 7-2-09 at 2:28pm

Updated 6-12-09 at 2:02pm

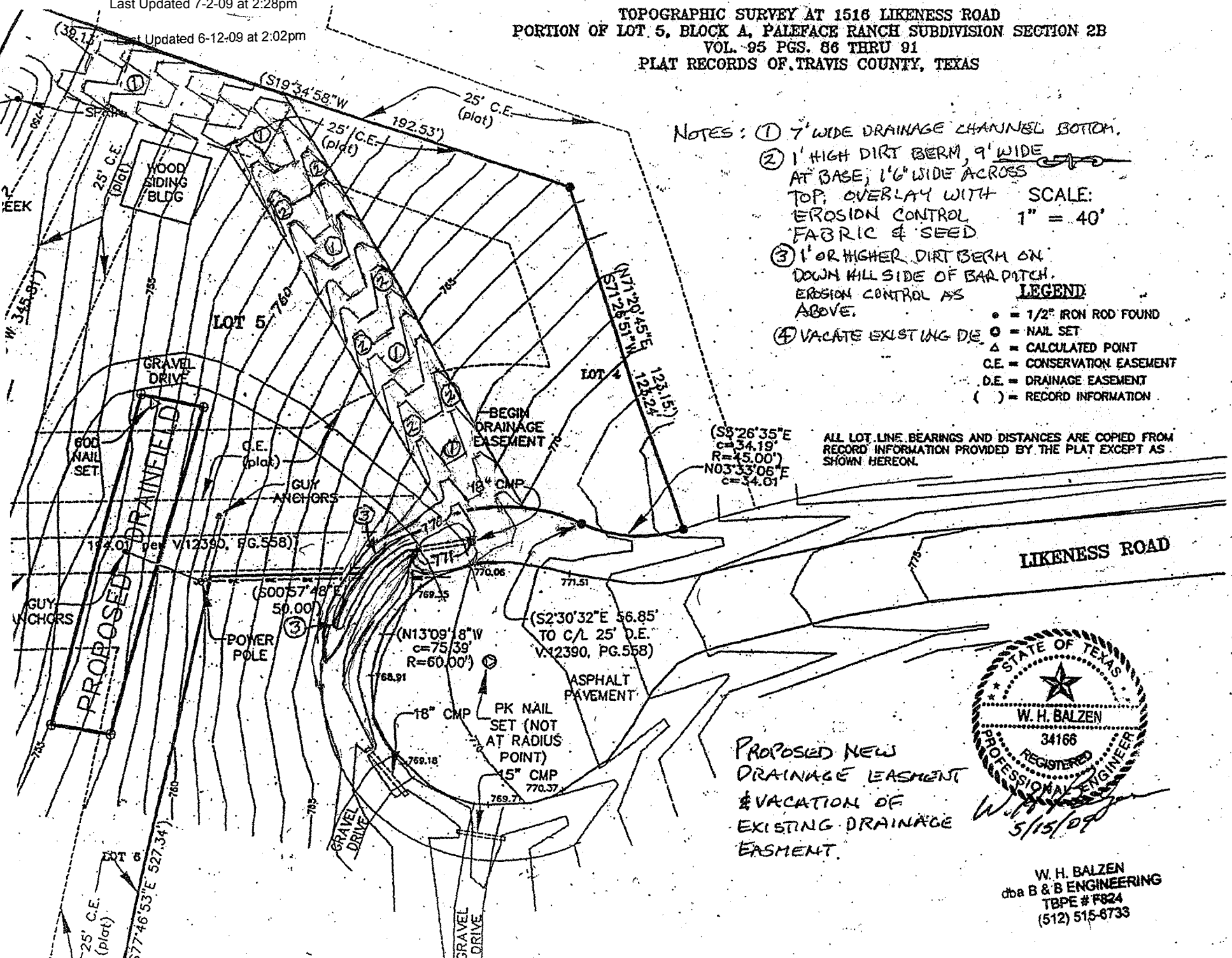
TOPOGRAPHIC SURVEY AT 1516 LIKENESS ROAD
PORTION OF LOT 5, BLOCK A, PALEFACE RANCH SUBDIVISION SECTION 2B
VOL. 95 PGS. 86 THRU 91
PLAT RECORDS OF TRAVIS COUNTY, TEXAS

- NOTES:
- ① 7' WIDE DRAINAGE CHANNEL BOTTOM.
 - ② 1' HIGH DIRT BERM, 9' WIDE AT BASE, 1' 6" WIDE ACROSS TOP, OVERLAY WITH EROSION CONTROL FABRIC & SEED SCALE: 1" = 40'
 - ③ 1' OR HIGHER DIRT BERM ON DOWN HILL SIDE OF BAR DITCH. EROSION CONTROL AS ABOVE.
 - ④ VACATE EXISTING D.E.

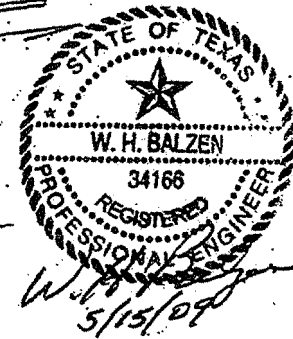
LEGEND

- = 1/2" IRON ROD FOUND
- = NAIL SET
- △ = CALCULATED POINT
- C.E. = CONSERVATION EASEMENT
- D.E. = DRAINAGE EASEMENT
- () = RECORD INFORMATION

ALL LOT LINE BEARINGS AND DISTANCES ARE COPIED FROM RECORD INFORMATION PROVIDED BY THE PLAT EXCEPT AS SHOWN HEREON.



PROPOSED NEW
DRAINAGE EASEMENT
& VACATION OF
EXISTING DRAINAGE
EASEMENT.



W. H. BALZEN
dba B & B ENGINEERING
TBPE # F824
(512) 515-8733

DRAINAGE EASEMENT

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

STATE OF TEXAS §

COUNTY OF ~~TRAVIS~~ §
Williamson

That I/we, Ken and Bethany Thoresen (GRANTOR), being the owner/owners of Lot 5, Block A, Paleface Ranch Subdivision, Section 2B, as recorded at Book 95, Pages 86-91 of the Plat Records of Travis County, Texas and conveyed to me/us by deed of record in Volume 12453, page 0009, of the Official Public Records of Travis County, Texas, do hereby grant and convey, to the Public (GRANTEE), the use of a portion of said land, out of the aforementioned tract of land, for drainage easement purposes in, under, upon, and across the following described property, to-wit:

Those certain tracts of land situated in Travis County and being more particularly described by metes and bounds in Exhibit A, which is attached hereto and made a part hereof.

GRANTOR further covenants and agrees to:

1. use said property only in those ways consistent with the drainage easement herein granted and agrees to do nothing which would impair, damage, or destroy said drainage easement, and it is further understood and agreed that the covenants and agreements set forth above shall be considered covenants running with the land, fully binding upon GRANTOR and his/her successors and assigns;
2. no objects, including but not limited to, buildings, fences, or landscaping shall be allowed in subject drainage easement except as approved by Lower Colorado River Authority and Travis County;
3. the subject drainage easement shall be maintained by the property owner or his/her assigns; and
4. the property owner or his/her assigns shall provide for access to the subject drainage easement as may be necessary and shall not prohibit access by Lower Colorado River Authority and Travis County for inspection or maintenance of said easement.

TO HAVE AND TO HOLD the above-described easement, together with all and singular the rights and appurtenances thereto in any way belonging, unto the said GRANTEE and assigns forever; and GRANTOR does hereby bind himself/herself, his/her heirs, executors, and

administrators to WARRANT AND DEFEND FOREVER all and singular the said easement unto the said GRANTEE and its assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED THIS THE TWELFTH DAY OF MAY, 2009.

By: *Ken Thoresen*
Owner
Ken Thoresen
Print

STATE OF TEXAS §

COUNTY OF ~~TRAVIS~~ §

Williamson

(5-12-09)

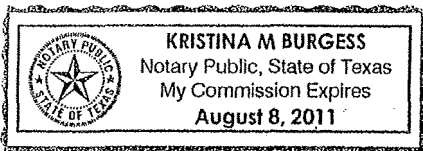
This instrument was acknowledged before me on *12th* by *Kenneth Alan Thoresen*

Notary Public in and for the State of Texas

Kristina Burgess

Printed Name: *Kristina M. Burgess*

My commission expires: *08/08/2011*



FIELD NOTE DESCRIPTION
0.124 ACRE (5,398 SQUARE FEET)

BEING A 0.124 ACRE (5,398 SQUARE FEET) TRACT OF LAND OUT OF LOT 5, BLOCK A, PALEFACE RANCH SUBDIVISION SECTION 2B, A SUBDIVISION RECORDED IN BOOK 95, PAGES 86 THRU 91 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 0.124 ACRE (5,398 SQUARE FEET) TRACT BEING A 25 FEET WIDE STRIP OF LAND MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING FOR REFERENCE AT AN IRON ROD FOUND AT A POINT OF REVERSE CURVATURE IN THE WEST RIGHT-OF-WAY LINE OF LIKENESS ROAD, BEING THE MOST NORTHERLY, NORTHWEST CORNER OF SAID LOT 5 AND THE MOST EASTERLY, SOUTHEAST CORNER OF LOT 4, BLOCK A OF SAID PALEFACE RANCH SUBDIVISION SECTION 2B;

THENCE, WITH A CURVE TO THE RIGHT, WHOSE RADIUS IS 45.00 FEET, A CHORD WHICH BEARS S03°26'35"W, A CHORD DISTANCE OF 34.19 FEET TO AN IRON ROD FOUND FOR A POINT OF REVERSE CURVATURE IN THE COMMON LINE OF THE WEST RIGHT-OF-WAY OF LIKENESS ROAD AND OF SAID LOT 5;

THENCE, WITH A CURVE TO THE LEFT, WHOSE RADIUS IS 60.00 FEET, A CHORD WHICH BEARS S15°46'59"W, A CHORD DISTANCE OF 20.80 TO A CALCULATED POINT FOR THE **POINT OF BEGINNING** OF THE HEREIN DESCRIBED TRACT BEING IN THE COMMON LINE OF THE WEST RIGHT-OF-WAY OF LIKENESS ROAD AND OF SAID LOT 5;

THENCE, CONTINUING ALONG SAID CURVE TO THE LEFT WITH THE COMMON LINE OF THE WEST RIGHT-OF-WAY OF LIKENESS ROAD AND OF SAID LOT 5, AN ARC LENGTH OF 27.26 FEET, WHOSE RADIUS IS 60.00 FEET AND WITH A CHORD WHICH BEARS S07°12'50"E, A CHORD DISTANCE OF 27.02 TO A CALCULATED POINT;

THENCE, THROUGH THE INTERIOR OF SAID LOT 5, THE FOLLOWING THREE (3) COURSES AND DISTANCES:

1. S60°28'32"W, A DISTANCE OF 144.88 TO A CALCULATED POINT,
2. S19°34'58"W, A DISTANCE OF 59.15 TO A CALCULATED POINT IN THE NORTHEAST LINE OF A 50 FEET WIDE DRAINAGE EASEMENT CONVEYED IN A DEED RECORDED IN VOLUME 12110, PAGE 352 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS, AND
3. N64°04'55"W, ALONG THE NORTH LINE OF SAID 50 FEET WIDE DRAINAGE EASEMENT, A DISTANCE OF 25.15 TO A CALCULATED POINT IN THE WEST LINE OF SAID LOT 5, BEING ALSO THE SOUTHEAST LINE OF SAID LOT 4;

THENCE, N19°34'58"E, ALONG THE COMMON WEST LINE OF SAID LOT 5 AND THE SOUTHEAST LINE OF SAID LOT 4, A DISTANCE OF 65.70 TO A CALCULATED POINT, FROM WHICH A ½ INCH IRON ROD FOUND, BEING THE NORTHWEST CORNER OF SAID LOT 5 AND AN ANGLE POINT IN THE SOUTHEAST LINE OF SAID LOT 4, BEARS N19°34'58"E, A DISTANCE OF 101.68 FEET;

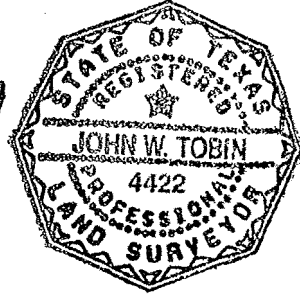
PROPOSED DRAINAGE EASEMENT
TRAVIS COUNTY, TEXAS

THENCE, THROUGH THE INTERIOR OF SAID LOT 5, N60°28'32"E, A DISTANCE OF 164.46 TO THE **POINT OF BEGINNING** AND CONTAINING 0.124 ACRE (5,398 SQUARE FEET), MORE OR LESS.

BY:

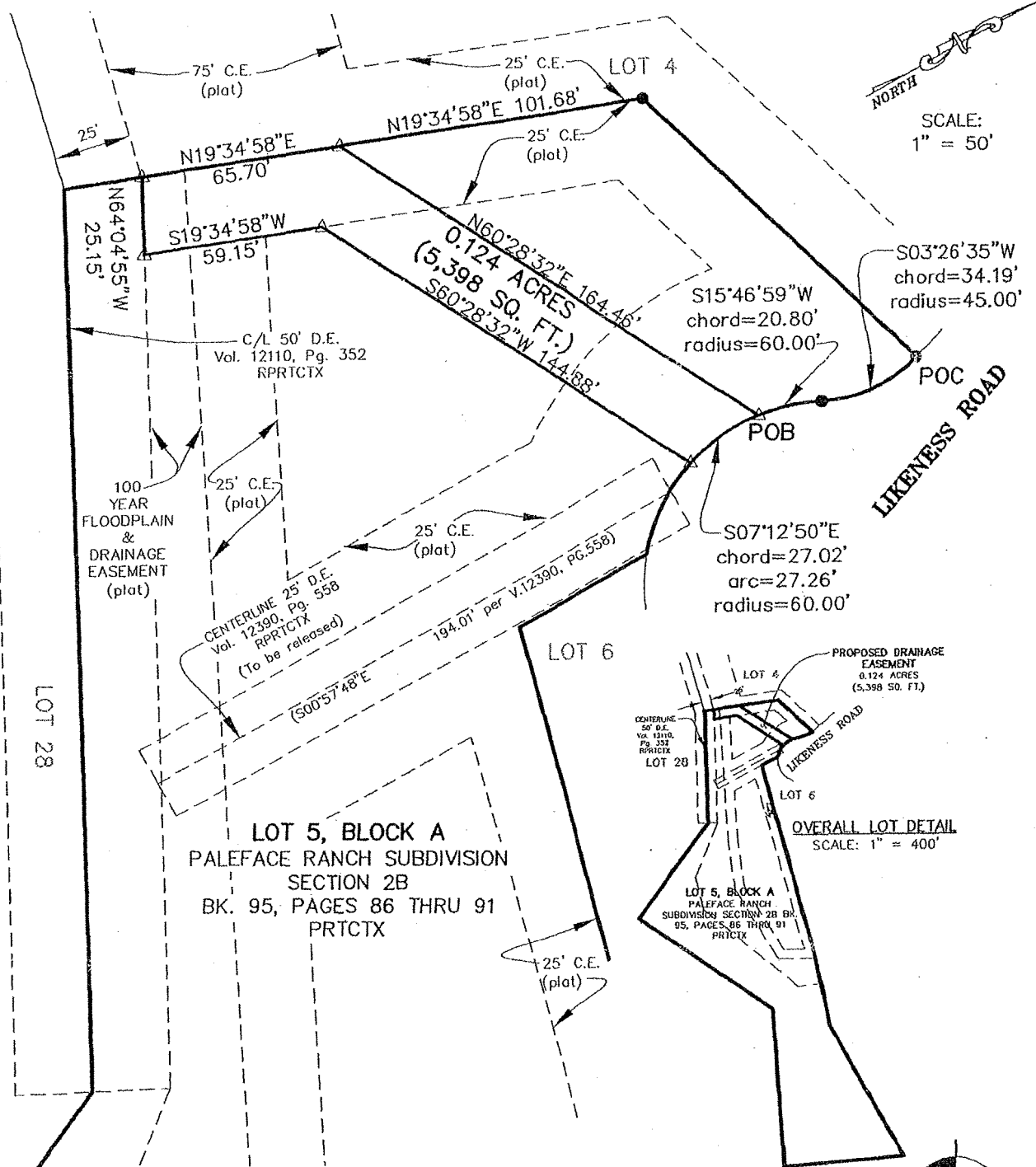
John W. Tobin 4-28-2009

JOHN W. TOBIN, REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4422
ATX SURVEY COMPANY
1000 CUERNAVACA
AUSTIN, TEXAS 78733
(512) 442-0377

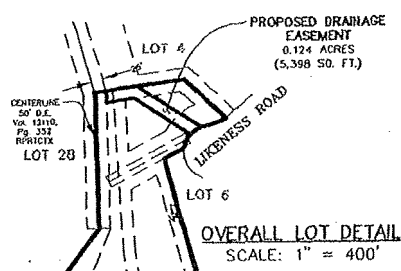


Last Updated 7-2-09 at 2:28pm
 Last Updated 6-12-09 at 2:02pm

SKETCH TO ACCOMPANY FIELD NOTES FOR 0.124 ACRE (5,398 SQUARE FEET) OF LAND OUT OF LOT 5, BLOCK A, PALEFACE RANCH SUBDIVISION SECTION 2B, A SUBDIVISION RECORDED IN BOOK 95, PAGES 86 THRU 91 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS



NORTH
 SCALE:
 1" = 50'



LEGEND

- = 1/2" IRON ROD FOUND
- △ = CALCULATED POINT
- POB = POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT

RPRTCTX = REAL PROPERTY RECORDS OF TRAVIS CO. TX.
 PRPTCTX = PLAT RECORDS OF TRAVIS CO. TX.
 D.E. = DRAINAGE EASEMENT
 C.E. = CONSERVATION EASEMENT



2/#27

RECEIVED
COUNTY JUDGE'S OFFICE

TRAVIS COUNTY COMMISSIONERS COURT

09 JUN 30 PM 3:54 **AGENDA REQUEST**

Work Session _____ Voting Session July 7, 2009 Executive Session _____
Date Date Date

- I. A. Request made by: Samuel T. Biscoe, County Judge
(Elected Official/Appointed Official/Executive Manager/County Attorney)

PUBLIC HEARING

- B. Requested Text: Receive comments regarding the proposed Neighborhood Stabilization Program 2 application to the U.S. Department of Housing and Urban Development by the Travis County Housing Finance Corporation.

Approved by: _____
Signature of Commissioner(s) or Judge

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

- _____ Planning and Budget Office (473-9106)
- _____ Additional funding for any department or for any purpose
- _____ Transfer of existing funds within or between any line item
- _____ Grant
- _____ Human Resources Department (473-9165)
- _____ A change in your department's personnel (reclassifications, etc)
- _____ Purchasing Office (473-9700)
- _____ Bid, Purchase Contract, Request for Proposal, Procurement
- _____ County Attorney's Office (473-9415)
- _____ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 5:00 PM on Mondays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.

RECEIVED
 COUNTY JUDGE'S OFFICE
TRAVIS COUNTY COMMISSIONERS COURT
AGENDA REQUEST
 09 JUN 30 11 2:40

Work Session _____ Voting Session July 7, 2009 Executive Session _____
 Date Date Date

- I. A. Request made by: Samuel T. Biscoe, County Judge
 (Elected Official/Appointed Official/Executive Manager/County Attorney)
- B. Requested Text: Consider and take appropriate action on request to approve an amended resolution supporting the application of Travis County Housing Finance Corporation to the Texas Department of Housing and Community Affairs for Neighborhood Stabilization Program Funding.

Approved by: _____
 Signature of Commissioner(s) or Judge

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

- Planning and Budget Office (473-9106)
 Additional funding for any department or for any purpose
 Transfer of existing funds within or between any line item
 Grant
- Human Resources Department (473-9165)
 A change in your department's personnel (reclassifications, etc)
- Purchasing Office (473-9700)
 Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (473-9415)
 Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 5:00 PM on Mondays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.



Agenda Memo

To: Travis County Commissioner's Court
From: Miguel Gonzalez, Sr. Financial Analyst
Date: 06/30/2009
Re: Amended Resolution Supporting an NSP Application by the Corporation

Action Item

Consider and take appropriate action on request to approve an AMENDED resolution supporting the application of Travis County Housing Finance Corporation (TCHFC) to the Texas Department of Housing and Community Affairs (TDHCA) for Neighborhood Stabilization Program 1 (NSP1) Funding.

Requested Action

Approve an amended resolution supporting the TCHFC application to the TDHCA for NSP1 Funding.

Background

On April 14, 2009 the Travis County Commissioner's Court approved a resolution supporting the application of the TCHFC to TDHCA for NSP1 funding. A completed NSP1 application was submitted to TDHCA on April 27, 2009. The total requested amount was \$1,372,540 (\$847,540 direct allocation, \$525,000 "as-available" allocation) for financing mechanisms to stabilize neighborhoods facing high rates of foreclosures.

On June 23, 2009, TDHCA notified TCHFC staff that one administrative deficiency was noted on our application. The Travis County Resolution included in the application failed to acknowledge that the Texas NSP is a reimbursement program and failed to provide the name and title of the person with signatory authority to execute the contract.

The attached amended resolution has been reviewed by TDHCA staff and does meet these requirements. Only one change was made to the resolution, the inclusion of the following paragraph:

"Whereas, Travis County acknowledges that the Texas NSP is a reimbursement program and designates Samuel T. Biscoe, Travis County Housing Finance Corporation - Board President, with signatory authority to execute the Texas NSP contract."

Recommendation

Staff recommends approval of the amended resolution.



Resolution

A RESOLUTION SUPPORTING THE APPLICATION OF TRAVIS COUNTY HOUSING FINANCE CORPORATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR NEIGHBORHOOD STABILIZATION PROGRAM FUNDING.

Whereas, Travis County encourages and promotes healthy and stable neighborhoods and homeownership for its citizens and for families of all income levels; and

Whereas, the Travis County Housing Finance Corporation has extensive and successful experience in administering home ownership assistance programs in Travis County for low and moderate income families; and

Whereas, Travis County acknowledges that the Texas NSP is a reimbursement program and designates Samuel T. Biscoe, Travis County Housing Finance Corporation - Board President, with signatory authority to execute the Texas NSP contract.

Whereas, the Travis County Housing Finance Corporation is intending to apply to the Texas Department of Housing and Community Affairs for funding from the Texas Neighborhood Stabilization Program to conduct eligible program activities within Travis County but outside the city of Austin; and

Whereas, the Commissioner's Court finds that promoting healthy and stable neighborhoods and providing persons of low and moderate income with assistance to obtain safe and decent housing in Travis County is the intent of the Travis County Housing Finance Corporation's Application; and

Whereas, the Application for Neighborhood Stabilization Program funding by Travis County Housing Finance Corporation would assist in promoting healthy and stable neighborhoods experiencing high rates of foreclosures therefore providing a true communitywide benefit and help preserve progress made in the availability of affordable housing.

Now, Therefore, BE IT RESOLVED THAT THE COMMISSIONERS COURT OF TRAVIS COUNTY, TEXAS, does hereby support the Travis County Housing Finance Corporation's Application for Neighborhood Stabilization Program funding from the Texas Department of Housing and Community Affairs.

APPROVED AND ADOPTED this 7th day of July 2009.

JUDGE SAMUEL T. BISCOE
COUNTY JUDGE

RON DAVIS
COMMISSIONER, PRECINCT 1

SARAH ECKHARDT
COMMISSIONER, PRECINCT 2

KAREN HUBER
COMMISSIONER, PRECINCT 3

MARGARET GOMEZ
COMMISSIONER, PRECINCT 4

Travis County Commissioners Court Agenda Request

Meeting Date: July, 7, 2009

I. A. Requestor: Judge Biscoe Phone # 854-9555

B. Specific Agenda Language:

CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY.

C. Sponsor: _____
County Commissioner or County Judge

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request.

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request.

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant

Human Resources Department (854-9165)

- A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- Contract, Agreement, Travis County Code - Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to County Judge's office, Room 520, in writing by Tuesdays at 12:00 p.m. for the next week's meeting. Late or incomplete requests may be deferred to the following week's meeting.

Last Updated 7-2-09 at 2:28pm

From: Debbie Ties
To: News 8 ; News Release
CC: Commissioners Court; Danny Hobby; PETE BALDWIN
Date: 7/1/2009 10:36 AM
Subject: Fireworks Press Release
Attachments: Fireworks presslrelease.doc

Please contact our office if you have any questions regarding the attached press release. Debbie

Debbie Ties
Administrative Assistant
Travis County Fire Marshal's Office
Phone: 512-854-6472
Fax: 512-854-6471
debbie.ties@co.travis.tx.us

June 30, 2009

FOR MORE INFORMATION:

Hershel Lee – 854-4621

FOR IMMEDIATE RELEASE

SUBJECT: WATCH OUT FOR FIREWORKS FIRES

With days to go before the Fourth of July, local firefighters already have been sent out to battle an increasing number of small roadside fires. Dry grass is an easily ignited fuel for embers from such items as fireworks and discarded smoking materials. Local fire departments prepare every year for an increased number of grass and brush fires, especially those set off by fireworks around the Fourth of July. Fireworks have been known to cause large amounts of property damage across the country. Our area is having record high temperatures and with current drought conditions, Travis County is virtual tinder box. “In celebrating the anniversary of our nation’s independence, many people forget to be careful using consumer fireworks, thus creating a real fire danger,” said Hershel Lee, Travis County Fire Marshal. “Fireworks are unpredictable and can be a dangerous ignition source. Fireworks users need to know that Travis County is a prime candidate for wildfires – especially this time of year.” Fireworks buyers must be at least 16 years of age. Consumer fireworks should be used or supervised by adults. Firework safety tips and regulations can be found on the Fire Marshal’s website at www.co.travis.tx.us/fire_marshal. Citations and fines may be assessed to anyone caught using fireworks illegally.

###



Travis County Commissioners Court Agenda Request

Voting Session 07-14-09
(Date)

Work Session _____
(Date)

I. A. Request made by: for Joseph P. Gieselman Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

Consider and take appropriate action on:

A. **Blackstone Vineyard Preliminary Plan (159 Lots – 210 acres – 13005 Fitzhugh Rd.– Water service provided by the LCRA and wastewater service to be provided by on-site septic systems– City of Austin ETJ –mostly in Hays Co.)**

B. **Approve the Phasing Agreement for Blackstone Vineyard Preliminary Plan**

C. Approved by:

Karen Huber
Commissioner Karen Huber, Precinct Three

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

Dennis Wilson: 854-4217 Sarah Sumner: 854-7687
Anna Bowlin: 854-7561
Don Perryman: 974-2786

RECEIVED
COUNTY JUDGE'S OFFICE
09 JUN 25 PM 2:07

III. Required Authorizations: Please check if applicable:

- Planning and Budget Office (854-9106)
- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant
- Human Resources Department (854-9165)
- A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (854-9700)
- Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (854-9415)
- Contract, Agreement, Policy & Procedure

Last Updated 7-2-09 at 2:28pm

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits **MUST** be submitted to the County Judge's Office no later than 5:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

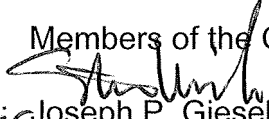
JOSEPH P. GIESELMAN, EXECUTIVE MANAGER


411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

MEMORANDUM

June 24, 2009

TO: Members of the Commissioners' Court

THROUGH:  Joseph P. Gieselman, Executive Manager

FROM:  Anna Bowlin, Division Director, Development Services

SUBJECT: Blackstone Vineyard Preliminary Plan, Precinct Three

PROPOSED MOTION:

Consider and take appropriate action on:

- A. **Blackstone Vineyard Preliminary Plan (159 Lots – 210 acres – 13005 Fitzhugh Rd.– Water service provided by the LCRA and wastewater service to be provided by on-site septic systems– City of Austin ETJ –mostly in Hays Co.)**
- B. **Approve the Phasing Agreement for Blackstone Vineyard Preliminary Plan**

SUMMARY AND STAFF RECOMMENDATION:

This final plat subdivision consists of a total 150 lots for single-family residential and 9 lots for drainage/common area on 210 acres. Of those 210 acres, 6.52 acres are in Travis County with 4 common area lots, 1 drainage/common area lot and part of 5 residential lots. There are 1,603 total linear feet of new roads in Travis County within the proposed plan. No fiscal is required at this time.

The Phasing Agreement addresses the construction of a left turn lane into the subdivision from Fitzhugh Road once the developer final plats more than 50 lots.

This proposed plan encompasses three review jurisdictions, Travis County, Hays County, and the City of Austin.

As this final plat meets all Travis County standards and has been approved by the City of Austin Zoning and Platting Commission and the Hays County Commissioner's Court on June 17, 2009, TNR staff recommends approval of the plat.

ISSUES:

Staff has received several inquiries from area neighbors. Mr. Chad Swedberg was concerned with potential emergency access from the subdivision to Trail Driver Rd. However, the project was redesigned to change the emergency access to Fitzhugh Road and the ESD concurred with the plan. Linda and Rod Kleman expressed concerns about the location of the new septic fields in relation to their existing water well. Staff received other inquiries from neighbors regarding potential increase in traffic on Fitzhugh Rd. Other contacts were generic requests for information. No neighbors attended or spoke at the Zoning and Platting Commission or the Hays County Commissioner's Court meeting and the case was approved as a consent item by both bodies.

BUDGETARY AND FISCAL IMPACT:

None.

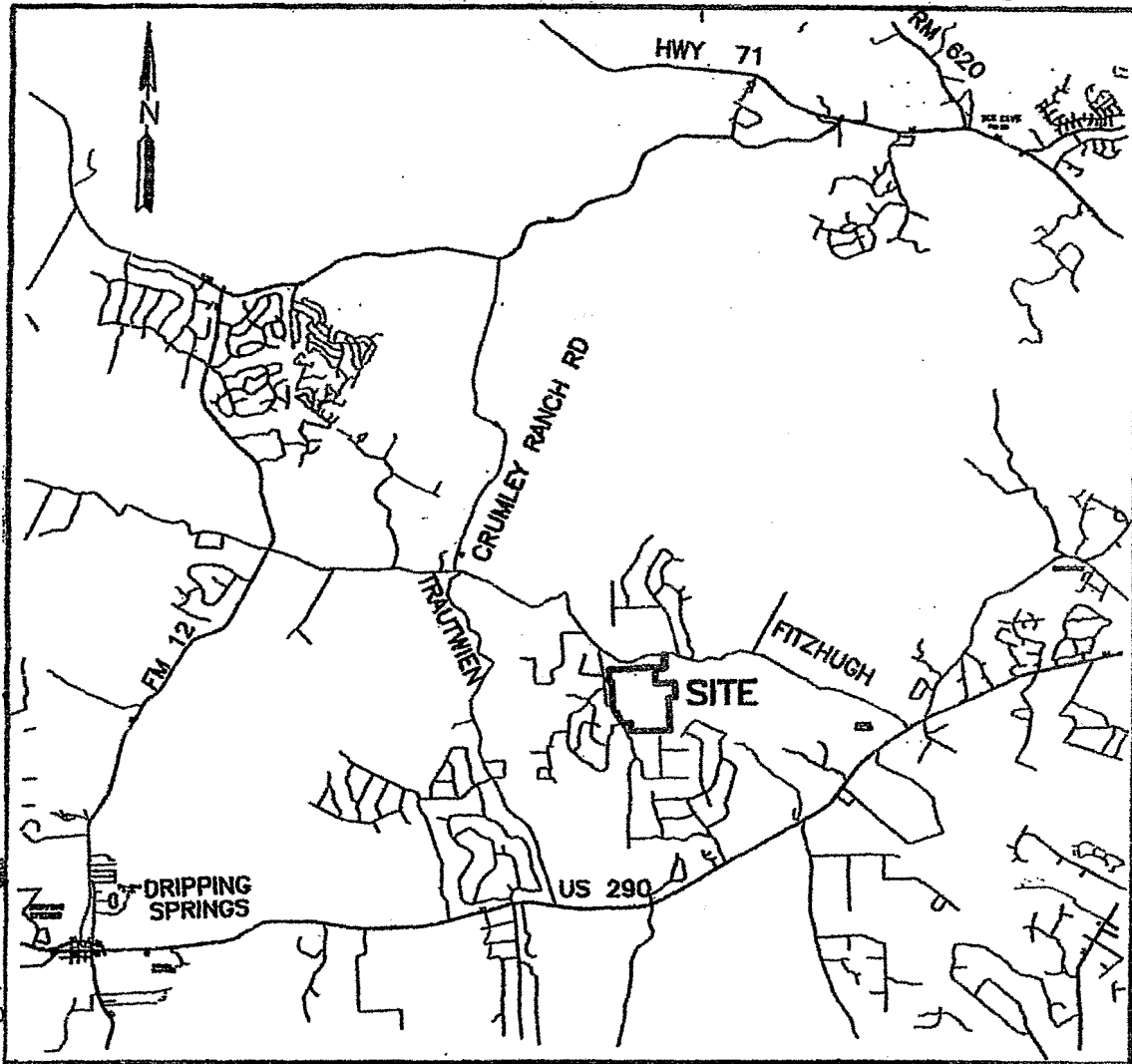
REQUIRED AUTHORIZATIONS:

None.

EXHIBITS:

Location map
Proposed plan
Phasing Agreement

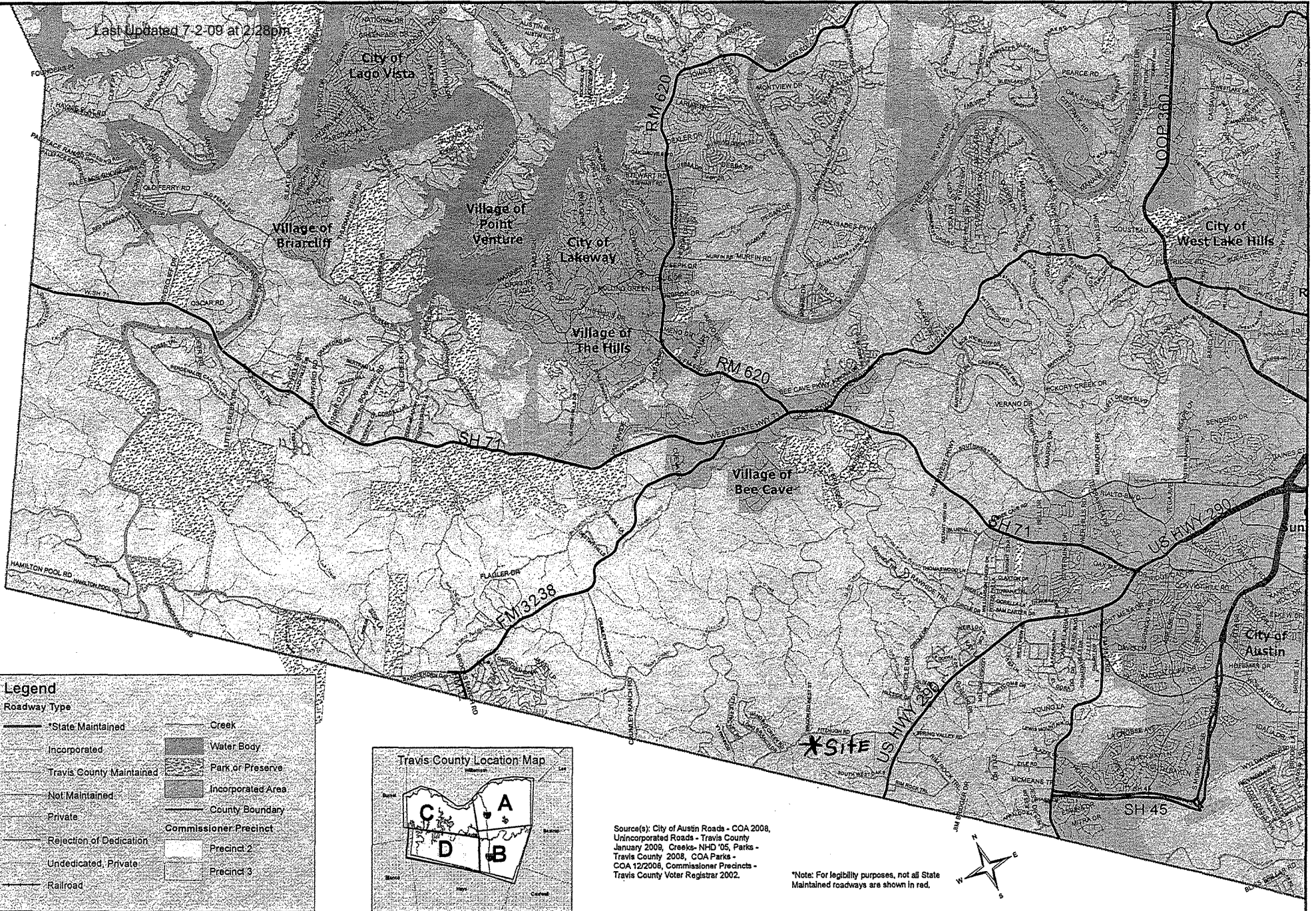
AMB: dp
1105



LOCATION MAP

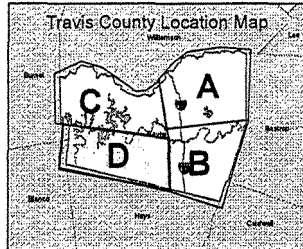
NTS

Last Updated 7-2-09 at 2:28pm



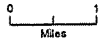
Legend

*State Maintained	Creek
Incorporated	Water Body
Travis County Maintained	Park or Preserve
Not Maintained	Incorporated Area
Private	County Boundary
Rejection of Dedication	Commissioner Precinct
Undedicated, Private	Precinct 2
Railroad	Precinct 3



Source(s): City of Austin Roads - COA 2008, Unincorporated Roads - Travis County January 2009, Creeks- NHD '05, Parks - Travis County 2008, COA Parks - COA 12/2008, Commissioner Precincts - Travis County Voter Registrar 2002.

*Note: For legibility purposes, not all State Maintained roadways are shown in red.



Map Disclaimer: This map was created for the Travis County Sign Crew for identifying Travis County's maintained roadways. The data is provided "as is" with no warranties of any kind. For questions, contact the Travis County GIS Coordinator at (512) 854-9383.

Travis County Roadways, Map D

Map Prepared by: Travis County, Dept. of Transportation & Natural Resources. Date: 1/1/2009 <http://www.co.travis.tx.us/maps>



Hays County

Blackstone

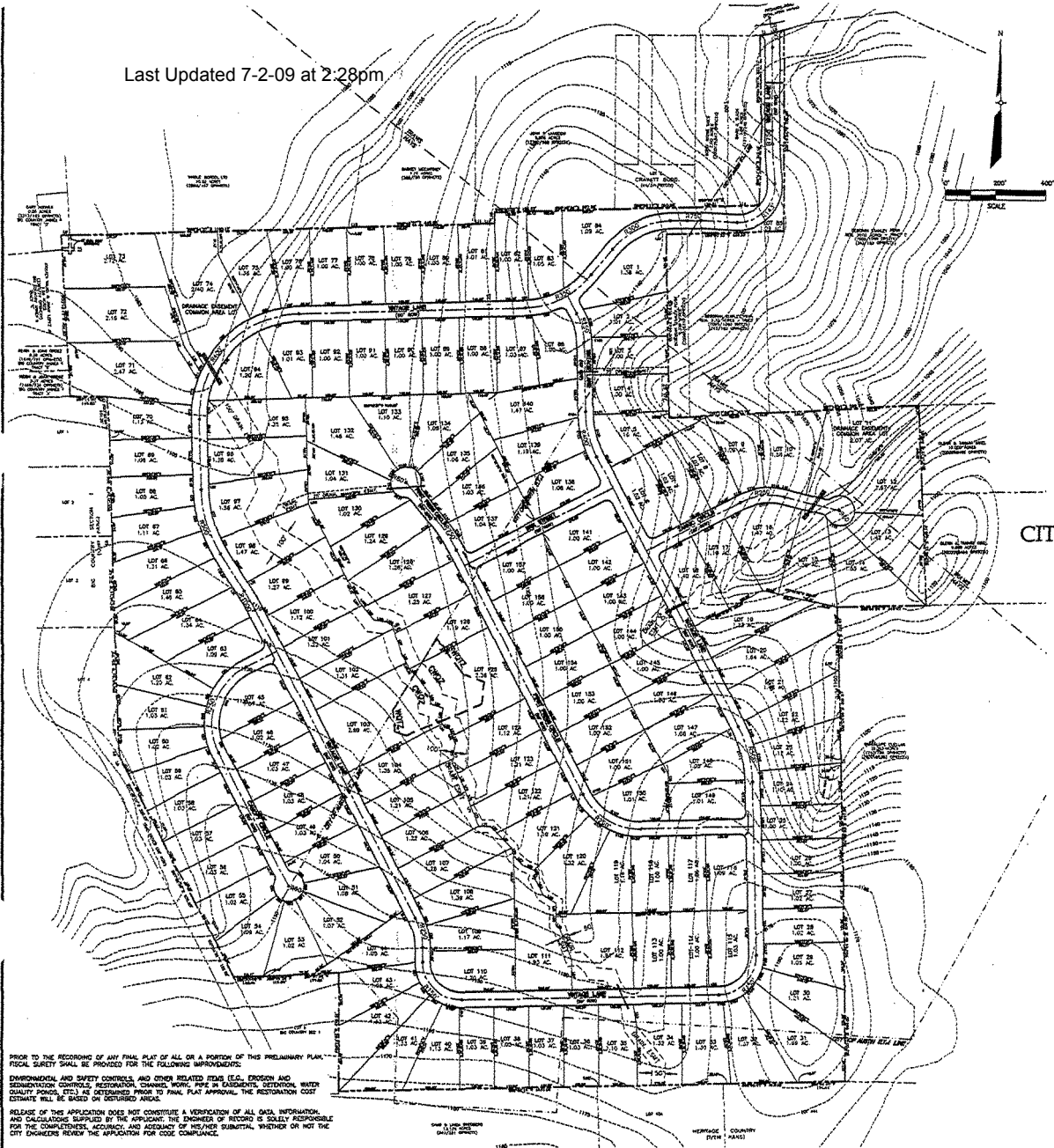
Elizabeth Road

Tenwood Road

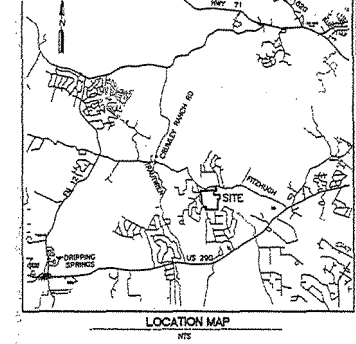
© 2007 Tele Atlas
© 2007 Europa Technologies

Google
Heritage County

Last Updated 7-2-09 at 2:28pm



- SITE LEGEND**
- BOUNDARY LINE
 - - - EASEMENT BOUNDARY
 - - - E.T.A. BOUNDARY
 - - - COUNTY BOUNDARY
 - - - R.O.W. LINE
 - - - DISTING. CONTOURS



OWNERS
 BLACKSTONE VINEYARD DEVELOPMENT, LLC
 13251 BRIDGE CREEK
 AUSTIN, TEXAS 78738
 (512) 499-1840
 (512) 298-0508 (FAX)

ENGINEER
 WINKLEY ENGINEERING, INC.
 1121 HWY. 360 SOUTH
 BUILDING H, SUITE 100
 AUSTIN, TEXAS 78744
 (512) 328-3242
 (512) 328-9388 (FAX)

CECILIOS AND WILSON, LLC
 610 BRADZOS STREET, SUITE 107
 AUSTIN, TEXAS 78701
 (512) 306-1322
 (512) 306-9119 (FAX)

SURVEYOR
 HONANUS SURVEYING CO., INC.
 1101 HWY. 360 SOUTH, 14-100
 AUSTIN, TEXAS 78746
 (512) 328-0002
 (512) 328-0004 (FAX)

- INDEX OF DRAWINGS:**
1. PRELIMINARY PLAT
 2. NOTES AND TABLES
 3. PRELIMINARY PLAT - SHEET ONE
 4. PRELIMINARY PLAT - SHEET TWO
 5. PRELIMINARY PLAT - SHEET THREE

**PRELIMINARY PLAN FOR
 ~BLACKSTONE VINEYARD SUBDIVISION~
 CITY OF AUSTIN~TRAVIS COUNTY~HAYS COUNTY
 TEXAS**

LEGAL DESCRIPTION
 209.25 ACRES OF LAND LOCATED IN THE WEA. BORNWELL SURVEY No. 2, THE H. JOHNSON SURVEY No. 623 AND THE HERMAN BISHOP SURVEY No. 128, IN TRAVIS AND HAYS COUNTIES, TEXAS; SAME BEING ALL OF THAT CERTAIN CALLED 126.04 ACRE TRACT DESCRIBED AS TRACT "F" IN DEED RECORDED IN VOLUME 343 AT PAGE 182 OF THE DEED RECORDS OF HAYS COUNTY, TEXAS; PLUS THAT CERTAIN CALLED 1.39 ACRE TRACT DESCRIBED BY DEED AS DOCUMENT NO. 2008081817 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; AND ALL OF THAT CERTAIN CALLED 80.82 ACRE TRACT DESCRIBED AS TRACT "G" IN DEED RECORDED IN VOLUME 343 AT PAGE 182 OF THE DEED RECORDS OF HAYS COUNTY, TEXAS; AND ALL OF THAT CERTAIN CALLED 0.02 ACRE TRACT DESCRIBED AS TRACT "H" IN DEED RECORDED IN VOLUME 343 AT PAGE 182 OF THE DEED RECORDS OF HAYS COUNTY, TEXAS; AND ALL OF THAT CERTAIN CALLED 0.19 ACRE TRACT DESCRIBED BY DEED RECORDED IN VOLUME 272 AT PAGE 106 OF THE OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS; ALSO BEING DESCRIBED AS TRACT "G" IN DEED RECORDED IN VOLUME 343 AT PAGE 182 OF THE DEED RECORDS OF HAYS COUNTY, TEXAS.

PROJECT INFORMATION

TOTAL AREA 209.25 AC.
 157 TOTAL LOTS
 153 RESIDENTIAL LOTS
 2 MOUNTAIN LOTS
 2 DRAINAGE / COMMON AREA LOTS
 AREA IN LOTS 186.72 AC.
 AREA IN STREETS 20.25 AC.
 LENGTH OF STREETS (TRAVIS COUNTY) 1,370 L.F.
 LENGTH OF STREETS (HAYS COUNTY) 13,151 L.F.
 TOTAL LENGTH OF STREETS 14,781 L.F.

UTILITIES
 WATER LOCAL
 SEWER U.S.S.F.
 PEDONALLES ELECTRIC COOP
 TELEPHONE
 SOUTHWESTERN BELL TELEPHONE CO.

ENGINEERING CERTIFICATION

I, RICHARD E. WILSON, P.E., AN ARCHITECT UNDER THE LAWS OF THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF ENGINEERING AND HEREBY CERTIFY THAT THIS PLAN IS FEASIBLE FROM AN ENGINEERING STANDPOINT, IS COMPLETE AND COMPLES WITH THE ENGINEERING RELATED PORTIONS OF THE TRAVIS COUNTY DEVELOPMENT REGULATIONS, AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

[Signature] S.M.C.B. DATE
 RICHARD E. WILSON, P.E. # 88185
 CECILIOS AND WILSON, LLC
 610 BRADZOS STREET, SUITE 107
 AUSTIN, TEXAS 78701
 (512)306-1322

FLOOD PLAN CERTIFICATION

THE SUBJECT PROPERTY IS LOCATED IN ZONE "X" AND IS NOT WITHIN A 100-YEAR FLOOD HAZARD AREA AS DETERMINED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP NO. 48209-021077 & 48209-02120F, WITH AN EFFECTIVE DATE OF SEPTEMBER 2, 2005.

[Signature] S.M.C.B. DATE
 RICHARD E. WILSON, P.E. # 88185
 CECILIOS AND WILSON, LLC
 610 BRADZOS STREET, SUITE 107
 AUSTIN, TEXAS 78701
 (512)306-1322

PRIOR TO THE RECORDING OF ANY FINAL PLAT OF ALL OR A PORTION OF THIS PRELIMINARY PLAN, FISCAL SURETY SHALL BE PROVIDED FOR THE FOLLOWING IMPROVEMENTS:
 ENVIRONMENTAL AND SAFETY CONTROLS, AND OTHER RELATED ITEMS (E.G., EROSION AND SEDIMENTATION CONTROLS, RESTORATION, CHANNEL WORK, PILES IN GARAGEWAYS, RESTORATION, WATER QUALITY PONDS, ETC.) AS DETERMINED PRIOR TO FINAL PLAT APPROVAL. THE RESTORATION COST ESTIMATE WILL BE BASED ON DETERMINED AREAS.
 RELEASE OF THIS APPLICATION DOES NOT CONSTITUTE A VERIFICATION OF ALL DATA INFORMATION, AND CALCULATIONS SUPPLIED BY THE APPLICANT; THE ENGINEER OF RECORD IS SOLELY RESPONSIBLE FOR THE COMPLETENESS, ACCURACY AND ADEQUACY OF ALL DATA SUBMITTED, WHETHER OR NOT THE CITY ENGINEERS REVIEW THE APPLICATION FOR CODE COMPLIANCE.

Cecilios & Wilson, LLC
 Civil/Environmental Consulting Engineers
 610 BRADZOS STREET, SUITE 107
 AUSTIN, TEXAS 78701
 (512) 306-1322

WINKLEY ENGINEERING, INC.
 CIVIL, MECHANICAL & CONSULTING SERVICES
 1121 HWY. 360 SOUTH
 BUILDING H, SUITE 100
 AUSTIN, TEXAS 78744
 (512) 328-3242



**PRELIMINARY PLAN
 BLACKSTONE VINEYARD
 CITY OF AUSTIN
 TRAVIS/HAYS COUNTIES, TEXAS
 PRELIMINARY PLAT**

REVISION	
DATE	
REVISION NO.	1
JOB NO.	
DATE	APRIL 27, 2008
DESIGN	RM
DRAWN	RM
CHECK	RM
FILED BOOK	
FILE NAME	PRELIMINARY SITE
SHEET # OF TOTAL SHEETS	1 OF 5

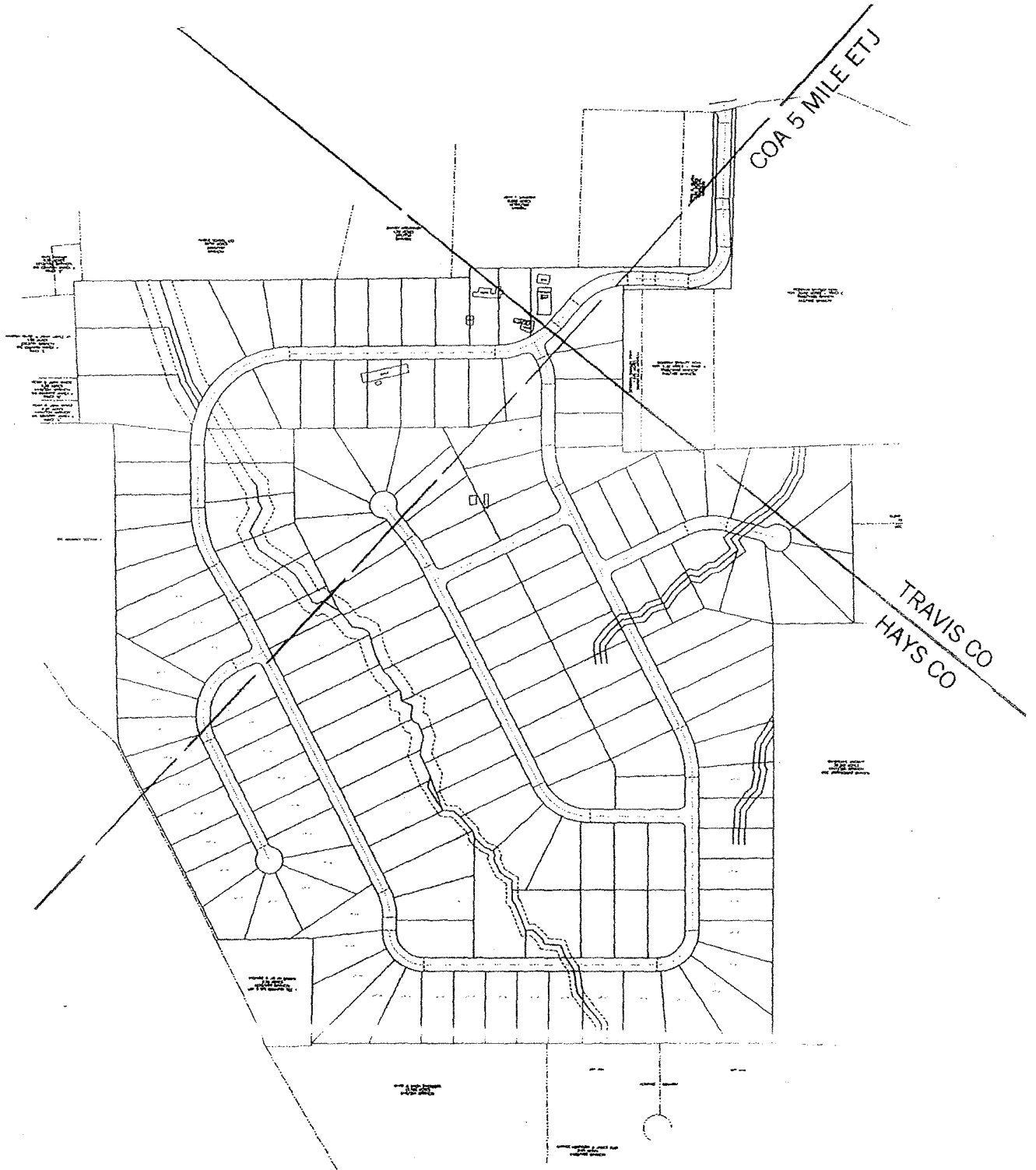


EXHIBIT 1

BLACKSTONE VINEYARD SUBDIVISION

Last Updated 7-2-09 at 2:28pm

From: Karen Ford [karen.ford@co.hays.tx.us]

Sent: Wednesday, May 27, 2009 6:44 PM

To: Chad Swedberg

Cc: BCNA NEIGHBORS; Chad Nemece; Perryman, Don; Oscar & Tina Buitron; Robert Connelly; James Rust & Latrice Hertzler; Ron & Linda Kleman; Kris Valko & Jimmy Lopez; Clint Garza; Betty Lambright; Jerry Borcharding

Subject: Re: Blackstone access to Trail Driver

Chad,

Thanks for bringing this community concern to my attention. Per our telephone call this afternoon, let me provide comments to all.

First, Hays County staff and our office have been fully engaged in the development process and working with Mr. Nemece, Travis County and City of Austin. Our environmental compliance specialist, Betty Lambright, and development coordinator, Clint Garza, and a number of other Hays County staff have spent the past year working with all parties trying to make sure this development meets all our rules and is designed to be the best it can be.

City of Austin has water quality authority/regulations and some other authorities granted by state law that Counties do not have. Mr. Nemece unfortunately has been somewhat "ping-ponged" between the primary governing entities (Hays/COA), and in my experience has shown a willingness to meet our rules and even go beyond in a number of instances. The City of Austin rules are more stringent by effect of legislative authority, and I believe Mr. Nemece and his team continue to work to meet those requirements.

We are aware of the 20-foot emergency access easement that has been the topic of concern recently. While not a Hays County requirement in this case, we do agree to its necessity with a subdivision of this size and only one ingress/egress point. Travis County was asking for a second public access, but in the end agreed to the locked, emergency-only easement. Chad Nemece argued for this and was true to his word regarding no through access to Trail Driver. In an effort to make all have some comfort level with this emergency easement, the developer has agreed to expand the subdivision plat notes to the effect it will never be a public ROW, only an emergency only access easement. I support this type of safety easement, and can only hope it will never be needed for Blackstone or for Big Country.

This afternoon I spoke with the developer's representative, Rick Vaughn, and asked him to look in to the citing of the easement, referring him to your concern over ditch and slope issues off Trail Driver. I should hear back from him tomorrow and will provide info when I get it.

Just so you will know, Hays County will soon adopt new development regulations that have been almost three years in the making. Our current subdivision rules were adopted in 1997. Considerable public input and debate have occurred in our rulemaking, and we look forward to having a revised set of regs that will provide comprehensive and clear direction for development. There is also provision in the new rules for enhanced public notice and input with regard to development. You expressed some frustration on that front, with neighbors just "not knowing" what was going on. While I believe Mr. Nemece has been communicative and shared his plans with members of your neighborhood, more information is always needed and desired.

Please let me know if you have any further questions. I'll be in the office Th morning and glad to address any further concerns.

Best,
kif

--

Karen Ford
Hays County Commissioner, Pct 4
P. O. Box 1158
Dripping Springs, TX 78620

Ph 512/ 858-7268
Fax 512/ 858-2655

PLEASE NOTE: All Pct 4 offices have moved to 195 Roger Hanks Parkway, Dripping Springs, TX 78620.



Last Updated 7-2-09 at 2:28pm

Please consider the environment before printing this e-mail

On 5/26/09 12:42 PM, "Chad Swedberg" <swedtex@austin.rr.com> wrote:

- > Commissioner Ford - this is a heads up on an issue that could pit Hays
- > County citizens against Travis County code requirements. It may require
- > intervention by your office with Travis County and/or the City of Austin
- > prior to a scheduled Jun 2 hearing by the Austin Zoning and Platting
- > (P&Z) Commission.
- >
- > It relates to the proposed Blackstone Vineyard development planned for
- > the south side of Fitzhugh at the Hays/Travis line. Although only about
- > a half dozen of the proposed 153 lots fall in Travis County, Travis
- > County has significant input to the review and approval by P&Z because
- > the Austin ETJ extends into Hays County in this area. I have attached a
- > copy of the most recent Master Comment Report listing the comments and
- > concerns of the various city and county departments reviewing the
- > developers application. The items of concern addressed here can be found
- > on page 7 of the report, items 11 and 12. (Thanks to neighbor Kevin
- > Sprague for finding this and bringing to my attention). Those items are
- > quoted here:
- >
- > 11. Per the Travis County Fire Code, two points of access are required
- > when the
- > development contains more than 30 dwelling units (Section D107.1). In
- > addition, the
- > access drives must be separated in accordance with Section D104.3 of the
- > County Fire
- > Code. Update 1 - information Update 2 - cleared
- >
- > 12. Consider a second drive to be provided for emergency use only along
- > Trail Driver Road.
- > This drive must be a minimum of 20 feet in width, must have an
- > all-weather surface, and
- > must be capable of supporting the weight of a 75,000 fire apparatus.
- > Update 1 - please
- > verify if easement will be gated with local ESD approved locks or if
- > local traffic will also be
- > able to use the easement. You may need a single outlet waiver or
- > variance for this
- > subdivision if the emergency access is not a public street. Update 2 -
- > comment stands
- > until letter received from ESD, single outlet variance will be required.
- >
- > This morning I spoke with the Austin P&Z case manager, Don Perryman
- > (974-2786) who verified that the current status is basically as stated
- > above (He is an addressee on this email). To further complicate, the
- > responding ESD/EMS should be from Hays County and any waiver would
- > likely have to come from them - and possibly (?) Oak Hill ESD in Travis
- > County. The P&Z hearing is scheduled for Tuesday, June 2. Since the
- > developers application with P&Z expired May 31, the June 2 hearing will
- > be the developers last opportunity for approval unless the developer can
- > find cause for the P&Z board to grant an extension. That means the
- > developer is under tremendous pressure to gain approval on this and a
- > multitude of other open items in a very short period of time.
- >
- > Although I cannot speak for every Hays County citizen and resident of
- > the Big and Heritage Country subdivisions, I feel certain virtually all
- > would be ADAMANTLY against a Blackstone access road to Trail Driver. And
- > my understanding is that the developer (Chad Nemec - he is included on

Last Updated 7-2-09 at 2:28pm

> this email) is also against this requirement. Mr. Nemec had assured us a
> year ago that there would be no access to Blackstone from Trail Driver.
> The idea of a secondary or emergency access road may sound good in
> theory from a Travis perspective, but the practicality of such a road
> would be a disaster for us.
>
> I have also attached an image of the area in question showing pertinent
> features. Fitzhugh Road is the white road running along the top of the
> image. The red line shows the stretch of Trail Driver that abuts the
> development. There is a lot wrong with this process. If you took the 6
> or so Travis lots by themselves, the requirement would go away since it
> involves less than the minimum 30 units. But because of the Travis input
> to Austin ETJ reviews, Travis County is now directing Hays County road
> and ESD/EMS requirements. The layout of the Blackstone development and
> the single access point to Fitzhugh does logically argue for a
> secondary/emergency access for its 153 planned residences - but note
> that Trail Driver is also a single access point for the roughly 180
> residents of Big Country and Heritage Country. In an emergency
> evacuation, Trail Driver would be a terrible bottleneck; adding
> intersecting traffic would ensure a disaster. Not readily apparent from
> the attached is that the section of Trail Driver that abuts Blackstone
> is about a 15 degree downhill slope, south to north, that ends in a "S"
> curve with a (Hays County cautionary sign) 15 MPH speed limit. Speeding
> is already a problem on this stretch and it is certainly not the ideal
> point for additional intersecting traffic. Also not apparent from the
> image is that on the east side of Trail Driver (toward the development),
> there is a fairly deep (up to 5') drainage ditch and a steep (10-15')
> slope up to the level of the development. Finally, prior to any
> developments out here, there was a cattle run, about 15' wide, that very
> roughly ran parallel to what is now Trail Driver. The need for cattle
> run has long disappeared and, I have been told, the ownership of that
> strip was verbally conveyed to adjoining property owners. I'm not sure
> that the conveyance has ever been legally settled. For the stretch of
> Trail Driver in question here, that cattle run is very clearly shown by
> the two fence lines that defined the run. It runs between Trail Driver
> and Blackstone.
>
> Sincerely,
> Chad Swedberg
> 288-9390
>
>

Blackstone access to Trail Driver #1.txt

From: Chad Swedberg [swedtex@austin.rr.com]

Sent: Tuesday, May 26, 2009 12:43 PM

To: Karen Ford

Cc: BCNA NEIGHBORS; Chad Nemec; Perryman, Don; Oscar & Tina Buitron; Robert Connelly; James Rust & Latrice Hertzler; Ron & Linda Kleman; Kris Valko & Jimmy Lopez

Subject: Blackstone access to Trail Driver

Attachments: Master Comments (2).pdf; Satellite3.jpg

Commissioner Ford - this is a heads up on an issue that could pit Hays County citizens against Travis County code requirements. It may require intervention by your office with Travis County and/or the City of Austin prior to a scheduled Jun 2 hearing by the Austin Zoning and Platting (P&Z) Commission.

It relates to the proposed Blackstone Vineyard development planned for the south side of Fitzhugh at the Hays/Travis line. Although only about a half dozen of the proposed 153 lots fall in Travis County, Travis County has significant input to the review and approval by P&Z because the Austin ETJ extends into Hays County in this area. I have attached a copy of the most recent Master Comment Report listing the comments and concerns of the various city and county departments reviewing the developers application. The items of concern addressed here can be found on page 7 of the report, items 11 and 12. (Thanks to neighbor Kevin Sprague for finding this and bringing to my attention). Those items are quoted here:

11. Per the Travis County Fire Code, two points of access are required when the development contains more than 30 dwelling units (Section D107.1). In addition, the access drives must be separated in accordance with Section D104.3 of the County Fire Code. Update 1 - information Update 2 - cleared

12. Consider a second drive to be provided for emergency use only along Trail Driver Road.

This drive must be a minimum of 20 feet in width, must have an all-weather surface, and must be capable of supporting the weight of a 75,000 fire apparatus.

Update 1 - please

verify if easement will be gated with local ESD approved locks or if local traffic will also be able to use the easement. You may need a single outlet waiver or variance for this subdivision if the emergency access is not a public street. Update 2 - comment stands until letter received from ESD, single outlet variance will be required.

This morning I spoke with the Austin P&Z case manager, Don Perryman (974-2786) who verified that the current status is basically as stated above (He is an addressee on this email). To further complicate, the responding ESD/EMS should be from Hays County and any waiver would likely have to come from them - and possibly (?) Oak Hill ESD in Travis County. The P&Z hearing is scheduled for Tuesday, June 2. Since the developers application with P&Z expired May 31, the June 2 hearing will be the developers last opportunity for approval unless the developer can find cause for the P&Z board to grant an extension. That means the developer is under tremendous pressure to gain approval on this and a multitude of other open items in a very short period of time.

Although I cannot speak for every Hays County citizen and resident of the Big and Heritage Country subdivisions, I feel certain virtually all would be ADAMANTLY against a Blackstone access road to Trail Driver. And my understanding is that the developer (Chad Nemec - he is included on this email) is also against this requirement. Mr. Nemec had assured us a year ago that there would be no access to Blackstone from Trail Driver.

The idea of a secondary or emergency access road may sound good in theory from a Travis perspective, but the practicality of such a road would be a disaster for us.

I have also attached an image of the area in question showing pertinent features.

Blackstone access to Trail Driver #1.txt

Fitzhugh Road is the white road running along the top of the image. The red line shows the stretch of Trail Driver that abuts the development. There is a lot wrong with this process. If you took the 6 or so Travis lots by themselves, the requirement would go away since it involves less than the minimum 30 units. But because of the Travis input to Austin ETJ reviews, Travis County is now directing Hays County road and ESD/EMS requirements. The layout of the Blackstone development and the single access point to Fitzhugh does logically argue for a secondary/emergency access for its 153 planned residences - but note that Trail Driver is also a single access point for the roughly 180 residents of Big Country and Heritage Country. In an emergency evacuation, Trail Driver would be a terrible bottleneck; adding intersecting traffic would ensure a disaster. Not readily apparent from the attached is that the section of Trail Driver that abuts Blackstone is about a 15 degree downhill slope, south to north, that ends in a "S" curve with a (Hays County cautionary sign) 15 MPH speed limit. Speeding is already a problem on this stretch and it is certainly not the ideal point for additional intersecting traffic. Also not apparent from the image is that on the east side of Trail Driver (toward the development), there is a fairly deep (up to 5') drainage ditch and a steep (10-15') slope up to the level of the development. Finally, prior to any developments out here, there was a cattle run, about 15' wide, that very roughly ran parallel to what is now Trail Driver. The need for cattle run has long disappeared and, I have been told, the ownership of that strip was verbally conveyed to adjoining property owners. I'm not sure that the conveyance has ever been legally settled. For the stretch of Trail Driver in question here, that cattle run is very clearly shown by the two fence lines that defined the run. It runs between Trail Driver and Blackstone.

Sincerely,
Chad Swedberg
288-9390

Linda & Ron Kleman
12701 Trail Driver
Austin, Tx 78737 (512-288-3722)

May 18, 2009

Dear Commissioners,

We would like to take this opportunity to go on record regarding our concerns with the development plans of Blackstone Vineyard. We live in the Big Country neighborhood and our property borders the ranch being developed. The preliminary plat shows 3-4 narrow lots backing up to our backyard. My families well, our only source of water, is in close proximity to our back property line. We are very concerned with the over saturation of multiple lots with septic systems, possibly contaminating our well and our neighbors. Have there been any studies done on the concentrated levels of multiple waste systems close to people's wells? We would like to be assured that there is no possibility any contamination could happen to our water.

Also, we would like to see the developer as a good will and neighborly gesture, leave a greenbelt buffer/easement along the fence line between our properties. We feel this will help us keep from loosing property value and desirability for future resale, by continuing to maintain an uninterrupted view that provides the privacy and quality of living our Hill Country home and property has provided for the past, present and the future years.

Thank you,
Linda Kleman

Draft

Blackstone Vineyard
PHASING AGREEMENT

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

THIS AGREEMENT is made and entered into by and between Blackstone Vineyard Development, LLC, (the "Developer"), and Travis County, Texas, (the "County"), hereinafter collectively referred to as the "Parties", for the purposes and consideration stated herein.

WHEREAS, the Developer is in the process of subdividing that certain 209.52 acre tract of land described in Exhibit "A", which is attached hereto and made a part hereof, (the "Property"); and

WHEREAS, the Developer desires to develop the Property in phases; and

WHEREAS, it is contemplated that the Developer will subsequently submit final subdivision plats for other portions of the Property for County approval in accordance with the approved Preliminary Plan for Blackstone Vineyard, (the "Preliminary Plan"), dated _____, ____; and

WHEREAS, the Developer and the County desire to provide for the orderly development of the remainder of the Property, including:

a) the improvement of Fitzhugh Road (the Street(s))with a left turn lane once 51 lots are to be final platted which will provide interior access to and through the Property; and

WHEREAS, the development of the Property will necessitate the construction of the Street(s) and/or impact the Road; and

WHEREAS, the Parties desire to establish a process to coordinate the improvement of the Street(s) and the Road with the phased development of the Property;

NOW, THEREFORE, in consideration of these premises and the promises contained herein, the Parties agree as follows:

1) In the phased development of the Property, the Developer will:

a) upon the execution of this Agreement, dedicate or cause to be dedicated by plat or separate instrument the additional right-of way and any required slope or drainage easements necessary for:

I) the construction or the upgrade of the Streets within the

Phase being final platted and any additional portion of the Street(s) required to provide access to the Phase being final platted, as shown on Exhibit "B", which is attached hereto and made a part hereof; and/or

- II) the upgrade of the Road adjacent to the Property being final platted, as shown on Exhibit "B"; and
- b) as the Phase of the subdivision with more than 51 lots of the Property is submitted to the Commissioners Court for approval, post, under a County-approved form:
 - I) the construction security for the cost of the improvements to the Street(s) within the Phase being final platted and any additional portion of the Street(s) necessary to provide access to such Phase;
- 2) In the phased development of the Property, the County will, subject to the performance by the Developer of its obligations under this Agreement and the Travis County Standards for Construction of Streets and Drainage in Subdivisions, approve the subsequent final subdivision plats of the Property.
- 3) Notwithstanding anything in this Agreement to the contrary, if the County initiates a project to improve any portion or all of the Street(s) and/or Road, including that portion of the Road which is adjacent to the Property, the Developer will:
 - a) have the obligation to pay for the improvement of the Street(s) within the Property; and/or
 - b) continue to have the obligation to post construction security pursuant to this Agreement.

If such fiscal is received after the County has begun or has completed the contemplated improvements, the fiscal will be in the form of cash and be used to reimburse the County for the actual costs of constructing the Street(s) and/or Road improvements, including that portion of the Road which is adjacent to the Property.

4) The right-of-way and any slope or drainage easement dedications, which must be dedicated under this Agreement, shall be in an approved County form and must be free from any encumbrances, conditions, restrictions, rights, or interests, which may, in the reasonable opinion of the County Attorney's Office, adversely affect the County's ability to use the right-of-way or easements for their intended purpose.

5) The presently estimated cost of constructing the left turn lane improvements to:

- a) the Phase with more than 51 lots within the Property is:

Phase \$ _____

6) If the Developer submits a final plat(s) for a portion of a Phase of the Property or if the Preliminary Plan for the Property is revised and approved, the County and the Developer will, to the extent required, either amend this Agreement or enter into an additional or supplemental agreement(s) to coordinate the phasing process and the future improvement of the Street(s) and/or Road.

7) The County and its officers, employees, and successors and assigns will not be liable or responsible for and shall be held harmless by the Developer from any claims, losses, damages, causes of action, suits and liability of any kind for personal injury or death or property damage arising out of or in connection with any actions by or negligence of the Developer under the terms of this Agreement.

9) Miscellaneous.

a. Beneficiaries. This Agreement will be binding upon and inure to the benefit of the Parties and their successors and assigns.

b. Restrictive Covenant. This Agreement touches and concerns real property located in Travis County, Texas, and, if recorded, will constitute a covenant running with the land. However, this Agreement will not affect the title to the land conveyed to purchasers of individual lots in a Phase of the Subdivision, who will take their interests free and clear of the conditions of this Agreement without the necessity of any release or consent by the County.

c. Amendment to Agreement. Any revision, modification, or amendment of this Agreement will be effective only when reduced to writing and signed by the County and the current owners of the affected portion(s) of the Property which is affected. NO OFFICIAL, AGENT, OR EMPLOYEE OF THE COUNTY HAS ANY AUTHORITY, EITHER EXPRESS OR IMPLIED TO AMEND OR MODIFY THIS AGREEMENT EXCEPT PURSUANT TO SUCH EXPRESS AUTHORITY AS MAY BE DELEGATED BY THE COMMISSIONERS COURT.

d. Assignment by the Developer. The rights, duties, and responsibilities of the Developer may be assigned only with the consent of the County, which will not be unreasonably withheld or unduly delayed.

e. Entire Agreement. This is the entire agreement between the Parties with respect to the subject matter hereof. As of this date, there are no other agreements or representations, oral or written, between the Parties in conflict with this Agreement.

f. Notice. Any notices hereunder will be in writing and addressed to the respective party at the address set forth below for such party, (i) by personal delivery, (ii) by U.S. Mail, certified or registered, return receipt requested, postage prepaid, or (iii) by FedEx or other nationally recognized overnight courier service. Notice deposited in the U.S. Mail in the manner hereinabove described will be effective on the earlier of the date of actual receipt or three days after the date of such deposit. Notice given in any other manner shall be effective only if and when received by the party to be notified.

DEVELOPER: Blackstone Vineyard Development, LLC
13201 Winding Creek
Austin, TX 78736
512-394-0506

Copy to: _____

Travis County: Joe Gieselman (or successor)
Executive Manager, TNR
P.O. Box 1748
Austin, Texas 78767

Copy to: David Escamilla (or successor)
Travis County Attorney
P.O. Box 1748
Austin, Texas 78767

The Parties may from time-to-time change their respective addresses by written notice to the other party.

g. Applicable Law and Venue. This Agreement shall be governed by the laws of the State of Texas, concerns real property located in Travis County, and is wholly performable in Travis County, Texas.

h. Severability. If any of the provisions of this Agreement are held by any court of competent jurisdiction to be invalid or unconstitutional for any reason, the remainder of this Agreement will not be affected thereby and this Agreement shall be construed as if such invalid or unconstitutional portion had never been contained herein.

i. Number and gender. All terms or words used in this Agreement, regardless of the number or gender in which they are used, shall be deemed to include any other number or gender as the context may require.

EXECUTED to be effective as of the later date set forth below.

ABC, Ltd., a Texas Limited Partnership
By: XYZ, Inc., a Texas Corporation,
General Partner

By: _____

Printed Name: _____

Title: _____
Authorized Representative

Date: _____

ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF TRAVIS

This instrument was acknowledged before me on the
_____ day of _____, _____, by
_____.

Notary Public, State of Texas

My Commission Expires: _____

(Printed Name of Notary)

TRAVIS COUNTY, TEXAS

By: _____
Sam Biscoe, County Judge

Date: _____

ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF TRAVIS

This instrument was acknowledged before me on the _____ day of _____, _____, by Sam Biscoe, County Judge.

My Commission Expires: _____ Notary Public, State of Texas

(Printed Name of Notary)

After Recording Return To:

Travis County, Texas
Attn: Transportation and Natural Resources Department
P.O. Box 1748
Austin, Texas 78767-1748
Attn: Dennis Wilson

Travis County Commissioners Court Agenda Request

Voting Session July 7, 2009

Work Session

I. A. Request made by: *Joseph P. Gieselman* Phone # 854-9434
For Joseph P. Gieselman, TNR Executive Manager

B. Requested Text:
Consider and take appropriate action on a request to approve the addition of a 2009 Kubata Tractor L3400 and associated maintenance to TNR fleet to support a revised CAPCOG Grant Project for food waste composting at the Del Valle Correctional Facility, in Precinct 4

C. Approved by: Commissioner Margaret Gomez, Precinct 4
Margaret Gomez

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them:

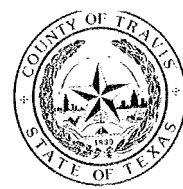
- Mike Joyce, TNR 854-4658
- Mark Sawa, TCSO 854-9769
- Darren Long, TCSO 854-9348
- Jon White, TNR 854-7212
- Keith Coburn, TNR 854-5866
- Charles Williams, TNR 854-7670
- Cynthia McDonald, TNR 854-4496
- Christina Jensen, TNR 854-7670
- Jessica Rio, PBO 854-4455

III. Required Authorizations: Please check if applicable:

- Planning and Budget Office (473-9106)
- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any budget line item
- Grant
- Human Resources Department (473-9165):
- A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (473-9700)
- Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (473-9415)
- Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGES OFFICE
09 JUN 29 PM 3:41

AGENDA REQUEST DEADLINE: This Agenda Request complete with the backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



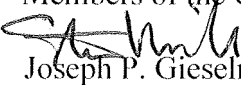
TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 W. 13th St.
Eleventh Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4626

June 26, 2009

MEMORANDUM

TO: Members of the Commissioners Court
FROM:  Joseph P. Gieselmann, Executive Manager
For
Subject: CAPCOG Del Valle Food Waste Composting Grant
2009 Kubota Tractor addition to TNR Fleet

Proposed Motion:

Consider and take appropriate action on a request to approve the addition of a 2009 Kubota Tractor L3400 and associated maintenance to TNR fleet to support a revised CAPCOG Grant Project for food waste composting at the Del Valle Correctional Facility, in Precinct 4

Summary and Staff Recommendation:

The CAPCOG grant (\$28,653) for food waste composting at the Del Valle Correctional Facility was approved in March 2009 but due to problems cited below the grant was revised on April 28, 2009.

The grant originally was to use contracted services to place a 20-yard container to hold food waste at the facility and for cost to haul waste once a week to a composting facility. These plans had to be modified because of increased costs for transportation and the rental of the container. The grant could not sustain the increased costs.

After extensive re-evaluation, the project was modified to compost in-house using inmates and additional equipment requested herein for the same cost of the original grant amount. The revised project will actually serve us better in the long run by educating inmates and using the compost ourselves. TNR staff will conduct classes for inmates interested in composting and home gardens. The classes will emphasize the benefits of making one's own compost and growing vegetables. Composting on site also makes the project more sustainable.

Under the revised plan Del Valle inmates will learn about composting and sheriff officers will use a tractor to turn the compost piles in a bin system to the animal composting program currently in use by the county for deer kill on county roads. The compost will be used for new

tree/bush planting and will be available to other County departments such as TNR and Facilities Management.

Budgetary and Fiscal Impact

The TNR fleet manager has estimated the fuel and maintenance costs to be less than \$3,000 a year (see attached) to be budgeted through TNR beginning in FY 2010. The grant will pay the maintenance costs of approximately \$750 for the remainder of FY 2009 (July, August, September).

Issues and Opportunities

This effort is in support of the Travis County letter to Mayor Wynn (dated May 13, 2008) stating support for the City's goal of achieving zero-waste. If this program does not proceed, approximately 5,000 pounds of food waste a month will continue going to the landfill.

JPG:cew

Exhibits: 1) Revised Grant
2) Vehicle maintenance cost

cc: *CMO* Mike Joyce, TNR
Jon White, TNR
Major Mark Sawa, TCSO
Major Darren Long, TCSO
Christina Jensen, TNR
Melinda Mallia, TNR
Charles Williams, TNR

FY 2008/2009 CAPCOG REGIONAL SOLID WASTE GRANTS PROGRAM
PASS THROUGH GRANT REIMBURSEMENT REQUEST FORM

PAGE 1: COVER SHEET AND EXPENSE SUMMARY

1. GRANTEE: Travis County 2. ADDRESS: PO Box 1748

Austin, Texas 78767

3. GRANT NUMBER: 09-12-G20

4. FINAL REPORT: YES NO

5. TOTAL GRANT PERIOD: 6. PERIOD COVERED BY THIS REPORT:

FROM: 9/5/2008 TO: 7/31/2009

FROM: _____ TO: _____

7. BUDGET & EXPENSES	7i. Approved Budget**	7ii. Requested Reimbursement*	7iii. Previous Request	7iv. Balance (= 7i - 7ii - 7iii)
A. Personnel/Salaries				
B. Fringe Benefits				
C. Travel	820.00			
D. Supplies				
E. Equipment	19,000.00			
F. Contractual				
G. Construction				
H. Other	8,833.00			
I. Indirect Charges				
J. Total	28,653.00			

*Itemize on the appropriate supplemental form (forms 7A - 7H).

**Refer to contract Attachment D for authorized expenses and documentation requirements.

8. CERTIFICATION: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.

Signature of Authorized Certifying Official _____

Typed or Printed Name and Title _____

Telephone (area code, number and ext.) _____ Date Submitted _____

TO BE COMPLETED BY CAPCOG	
COG Approvals:	
Signature	Date
Signature	Date

For TCEQ Use

Pnumber: 09-12-G20 *PRange:* 50-59 *PCode:* 50

Capsule Description: General SWM ~ Recycling Facility Enhancements

**FY 2008/2009 REGIONAL SOLID WASTE GRANTS PROGRAM
Implementation Project Summary Form**

New Revised

COG Name: Capital Area Council of Governments	
Date: August 13, 2008	Revision Date: April 28, 2009
Fiscal Year: 2009	

Grant Recipient: Travis County	Total Grant Funding: \$28,653
Counties to be Served: Travis County	Matching/In-Kind Services: \$5,000
Contract Dates September 2008 to July 2009	Regional Plan Goal #(s): #5, 12
Project Category: (choose one) <input type="checkbox"/> Local Enforcement <input type="checkbox"/> Litter & Illegal Dumping / Community Cleanups <input checked="" type="checkbox"/> Source Reduction & Recycling <input type="checkbox"/> Local Solid Waste Management Plans <input type="checkbox"/> Citizens' Collection Station / "Small Registered Transfer Station" <input type="checkbox"/> HHW Management <input type="checkbox"/> Technical Studies <input type="checkbox"/> Education & Training <input type="checkbox"/> Other (specify) _____	Check ONE best describing the project: <input checked="" type="checkbox"/> New Project <input type="checkbox"/> Enhancement/expansion of existing project <input type="checkbox"/> Continuation of an existing project Check ANY which pertain to the project: <input checked="" type="checkbox"/> Educational/training component <input checked="" type="checkbox"/> Public/private partnership <input type="checkbox"/> Cooperative effort between more than one local government

Were there any unresolved private industry concerns expressed about the project?
 No Yes (documents attached)

BUDGET CATEGORY	FUNDING AMOUNT
Personnel / Salaries <i>List personnel, # of hours, salary charged to grant</i>	\$
Fringe Benefits	\$
Travel <i>List & itemize travel expenditures</i> Hotel and mileage for Charles Williams to attend US Composting Council Conference in Houston, Texas (January 2009) \$820	\$ 820
Supplies <i>List & itemize detailed travel expenditures</i>	\$
Equipment <i>List & itemize equipment expenditures (must have a unit cost of \$5,000 or more)</i> Kubota Tractor with front end loader to turn compost \$19,000	\$ 19,000
Construction <i>List & itemize construction expenditures</i>	\$
Contractual <i>List & itemize contractual expenditures (other than construction)</i>	\$
Other <i>List & itemize other expenditures</i> Plastic food waste pails \$218 Bin system to contain compost \$8,000 \$7,250 Maintenance for Kubota Tractor \$750 Registration fee for Charles Williams to attend US Composting Council Conference \$365 US Composting Council membership \$250	\$ 8,833
Indirect Charges	\$

TOTAL FUNDING \$ 28,653

Project Description:

Last Updated 7-2-09 at 2:28pm

Funding will be used to implement a food waste and compostable item diversion program at the Del Valle Jail in Travis County. This project supports the goals and objectives of the regional plan by encouraging effective and efficient management and operation of recycling services and reducing the amount of municipal solid waste generated and disposed of within the region. Funds will be used to purchase containers for food waste, compostable food trays, and other compostable items. Containers will then be emptied into a centralized 20-yard container, and funds will be used to subcontract for weekly hauling of the 20-yard container to a centralized composting facility. Funds will also be used to provide travel and registration fees for Travis County employee Charles Williams to attend the US Composting Council Conference in Houston, Texas, in January 2009. Charles Williams will support implementation of this project by training Del Valle Jail staff and inmates in program operation, coordinating purchase and use of compostable service items, and troubleshooting implementation of the program, with the goal of achieving revenue neutral status at the end of one year.

Revision 1

The project manager has discerned that this program requires use of a sealed compacting container, as opposed to regular 20-yard containers, for health and safety reasons. There is not an appropriate electrical outlet available where the compactor will be located, and so one must be installed. Travis County requests that \$5,500 of their project budget be used to install appropriate electrical connections.

Revision 2

Since the original quotation from Texas Disposal Systems (TDS) was received, TDS has increased their proposed cost for dumpster rental and hauling to \$40,000 per year. This cost will not be sustainable beyond the grant period. The project manager and officials at the Del Valle Jail have revised their program to eliminate the contractual services. Inmates will operate the composting project in-house, requiring equipment to turn and move the compost product. Compost will be used on Travis County projects and properties only. Travis County has a composting notification in place for this site due to a previous composting project at the same location. The program will include two educational sessions per month to be taught by the project manager, who is also a Master Composter, as part of the Del Valle Jail inmate education program.

Last Updated 7-2-09 at 2:28pm

From: Mike Joyce
To: Charles Williams
Date: 5/21/2009 10:39 AM
Subject: Re: Need figures to add tractor to fleet

Budget for the year:
16 gal a week at \$2.50 gal = $40 \times 4 \times 12 =$ **\$1,920.00 fuel**
maint. money **\$1,000**

Mike Joyce
Division Manager
Fleet Services, TNR
Travis County
512-854-4658

>>> Charles Williams 5/21/2009 9:33 AM >>>
Mike, just a reminder that I need the figures to add tractor to fleet.....

also, the 2 trailers for my aluminum recycling....

thanks...

Charles E Williams
Conservation Coordinator
Travis County TNR-EQ
Office: 854-4496
Fax: 854-6474
1010 Lavaca Suite 312
Austin, TX. 78701

Travis County Commissioners Court Agenda Request

Voting Session 7/7/09
(Date)

Work Session _____
(Date)

I. A. Request made by: for Joseph P. Gieselman Phone # 854-9383
Executive Manager, TNR

B. Requested Text: **Consider and take appropriate action on the**
A. Acceptance of dedication of improved street and drainage facilities
for Quinlan Park Road from the southern boundary of Steiner Ranch Phase 1 Section 9 to
Quinlan Park Road's intersection with Selma Hughes Park Road, Phase 4B, Steiner Ranch
Master Phasing Agreement.

B. Amendment to Steiner Ranch License Agreement for Phase 4B
Landscape Improvements

C. Approved by: _____
Commissioner Karen Huber, Precinct Three

II. A. Is backup material attached*: Yes X No _____

*Any backup material to be presented to the court must be submitted with this Agenda Request (original and 8 copies).

B. Have the agencies affected by this request been invited to attend the Work Session?

Yes X No aw Please list those contacted and their phone numbers:

Donald W. Ward - 834-9383

Anna Bowlin - 854-9383

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (473-9106)

____ Additional funding for any department or for any purpose

____ Transfer of existing funds within or between any line item budget

____ Grant

Human Resources Department (473-9165)

____ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (473-9700)

____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (473-9415)

____ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

MEMORANDUM

DATE: June 16, 2009

TO: Members of the Commissioners' Court

THROUGH: *For* Joseph P. Gieselman, TNR Executive Manager *acw*

FROM: Donald W. Ward, P.E., Division Director, Road Maintenance, Bridge and Fleet

SUBJECT: Acceptance of Street and Drainage construction for a portion of Quinlan Park Road, specifically Phase 4B, in Precinct 3

Summary and TNR Staff Recommendation:

The old 60' right of way of Quinlan Park Road has been accepted for maintenance since 1932. Based on the Steiner Ranch Master Roadway Phasing Agreement, the original developers, T.H. L. Ranch Ltd. and 521 Development Ltd. agreed to rebuild Quinlan Park Road in segments or phases, realigning or widening the road in places. The vacation and acceptance of the adjusted right of way was approved in Commissioners Court on February 1, 2005. The width of the right of way for this section is 90'.

Phase One was constructed as a County Project, funded by the developers. The construction improvements for Phase Two, Three and part of Phase Four were accepted for maintenance on February 22, 2005. We are ready to accept the new construction improvements for the balance of Quinlan Park Road to its intersection with Selma Hughes Park Road.

The project has been inspected for conformance with approved plans and specifications as listed. The sidewalks have been inspected by Able2Access, Inc. and found to be in substantial compliance.

Although we are asking for the Court's acceptance of the new improvements, this action is not really adding 0.66 miles to the Travis County road system, because Quinlan Park Road is accepted for maintenance now. It is really accepting the widening of the road from 20' to 40' face to face of curb and gutter and adding sidewalk on the west side of the road down to its intersection with Selma Hughes Park Road. TNR staff recommends acceptance of the construction improvements for this portion of Quinlan Park Road, as described in the Acceptance of Dedication of Streets and Drainage List of Streets, and the release of the fiscal.

June 16, 2009

Page 2

Exhibits:

List of streets
Requirements
Able2Access
Attached maps

SUBJECT: B. Third Amendment to Steiner Ranch License Agreement, for Phase 4B Landscape Improvements.

Summary and Staff Recommendation:

The original License Agreement was approved in Commissioners Court on September 19, 2000. It is for the maintenance and liability of private improvements in the right of way of Quinlan Park Road from RM 620 to Quinlan Park Road's first intersection with Steiner Ranch Boulevard. A second License Agreement was approved in Commissioners Court on May 14, 2002, for Phase 2 of Quinlan Park Road, from the first crossing of Steiner Ranch Blvd. to the second crossing of Steiner Ranch Boulevard. A First Amendment to that License Agreement incorporated both of the previous License Agreements and added the area along Quinlan Park Road known as Phase 3 and part of Phase 4 (or 4A). The Second Amendment added the area along the portion of Steiner Ranch Boulevard between RM 620 and Quinlan Park Road.

The request today is to accept a Third Amendment to the License Agreements for improvements in Quinlan Park Road from the southern boundary of Steiner Ranch Phase 1 Section 9 to Selma Hughes Park Road. TNR staff recommends approval of the Third Amendment to the License Agreement.

Budgetary and Fiscal Impacts:

The Amendment to the License Agreement is for private improvements in the right of way of Quinlan Park Road to be maintained by the Steiner Ranch Master Association, Inc. The association has given an additional Security Deposit of \$12,508.10, bringing the total Security Deposit to \$65,000 for all of the improvements that they maintain in Quinlan Park Road and the portion of Steiner Ranch Road from RM 620 to Quinlan Park Road.

Issues and Opportunities:

In regards to the proposed License Agreement, "...the ASSOCIATION agrees to and shall indemnify, defend and hold harmless the COUNTY and its officers, agents and employees against all claims, suits, demands, judgments, expenses, including attorney's fees, or other liability for personal injury, death, or damage to any person or property, which arises from or is in any manner connected to or caused in whole or in part by the ASSOCIATION's construction,

June 16, 2009

Page 3

maintenance or use of the Licensed Property.” The Steiner Ranch Master Association, Inc. (the “ASSOCIATION”) has provided insurance that adds Travis County as an additional insured for the improvements as described in the attached Agreement. We do not foresee any opposition to this action.

Required Authorizations:

The Amendment to the License Agreement is in a form previously approved by Commissioners Court.

Exhibits:

Third Amendment to License Agreement

Exhibit A

DV:DWW:dv

1105 Quinlan Park Road 4B

1102 License Agreement – Quinlan Park Road



ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE

DEVELOPMENT
Mapsc0 No. 491Y

QUINLAN PARK ROAD PHASE 4B

Pct.# 3
Atlas No. M-6

DEDICATED AS RIGHT OF WAY AT VOL. 12404 PG. 1646, VOL. 13401 PG. 1395, VOL. 13401 PG.1403, BK. 101 PG. 124, BK. 101 PG.115, AND DOC#1999118444 OF THE DEED RECORDS, PLAT RECORDS AND OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS,

CONTAINS 1 STREET AS LISTED BELOW:

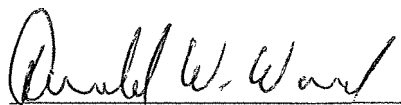
#	STREET NAME	FROM - TO	L.F.	MILES	ROW	TYPE OF VIDTH OF CURB &		
						PVMNT	PVMNT	GUTTER
1	Quinlan Park Road	southern boundary of Steiner Ranch Ph 1 Sec 9 to	3,245	0.61	90'	HMAC	40'-F	Y
2		200' south of Bella Mar Trail	220	0.05	90'	HMAC	40'-20'	Y
3								
4	* 5' wide sidewalk continues south to Selma Hughes Park Road		4960					
5								
6								
7								
8								
9								
10								

CONSTRUCTION OF STREETS AND DRAINAGE EXCEEDS MINIMUM COUNTY STANDARD FOR STREETS NUMBERED 1

IT IS RECOMMENDED THAT MAINTENANCE OF THE STREET NUMBERED 1 TOTALING 0.66 MILES BE ACCEPTED BY THE TRAVIS COUNTY COMMISSIONERS' COURT IN PRECINCT 3

7-Jul-09
 DATE

- DP = DOUBLE PENETRATION
- HMAC = HOT MIX ASPHALT
- C = CONCRETE
- UPP = UNPAVED, PIT RUN
- UPS = UNPAVED, SELECT



 Donald W. Ward, P. E.
 Division Director, Road, Bridge, and Fleet
 TRANSPORTATION AND ENGINEERING SERVICES

DATE APPROVED BY COMMISSIONERS' COURT



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P.O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

Quinlan Park Phase 4B

**REQUIREMENTS FOR APPROVAL OF CONSTRUCTION
PUBLIC STREET SUBDIVISIONS PER STANDARDS FOR CONSTRUCTION OF
STREETS AND DRAINAGE IN SUBDIVISIONS - AUGUST 28, 1997**

- 11/07/07 1. Professional Engineer's certification of quantities of work completed (Engineer's Concurrence Letter). § 82.401(c)(1)(A) § 82.604(c)(2)
- NA 2. Construction Summary Report, signed by COA inspector. § 82.604(c)(1)
- 10/03/07 3. Contractor's (signed) invoice or receipt of payment for work completed. §82.401(a)(1)(B)
- 11/07/08 4. Reproducible Plans, certified as "Record Drawings", by the Owner's Consulting Engineer [§ 82.604(c)(3)] including a Signage and Striping Plan [§82.303] and accompanying Stop Sign Warrant sheet for each sign.
- release 5. Performance Period Fiscal for 10% of the actual construction cost of street and drainage construction plus fiscal for residential sidewalks, if applicable. If bond, it must be in a form acceptable to Travis County and dated near the time of the TNR inspection report. Must be posted by owner/developer. § 82.604(c)(4), § 82.301(13)
- NA 6. If applicable, a copy of the Conditional Letter of Map Amendment or Revision from FEMA and the completed application for a Letter of Map Amendment or Revision. § 82.604(c)(5)
- 6/15/09 7. A letter from Texas Department of Licensing and Regulation approving subdivision construction (when sidewalks are required per plat and when the total construction costs of sidewalks exceed \$50,000.00 or when a variance is required). Plan approval required at time of Approval of Construction. Substantial compliance (inspection approval), including residential sidewalks, required at time of street acceptance for maintenance. § 82.202(q)(2)
- 6/21/07 8. A TNR inspection report, indicating the completion of that portion of the work represented by the reduction of fiscal (streets and drainage, including detention ponds and common area sidewalks and traffic control devices shown on the approved traffic control plan). § 82.401(c)(1)(C)
Cond.
- 6/15/09 9. Approval of other agencies - cities, if in their ETJ; Municipal or other Utility Districts.
- done 10. New License Agreement or Amendment to existing License Agreement adding Quinlan Park Phase 4B to existing agreement.



Able2Access, Inc.

11010 Prairie Dove Circle
Austin, Texas 78758
PH: (512) 762-6349
FX: (512) 692-2574

January 26, 2008

Trish Lee
Development Administrator
Taylor Morrison Inc
805 Las Cimas Parkway, Suite 350
Austin, Texas 78746

Re: Quinlan Park Road - 4B
Quinlan Park Road
Austin, Texas 78732
Inspection performed January 10, 2008

INSPECTION COMPLETED - NO VIOLATIONS

Dear Ms. Lee:

We are pleased to inform you that the referenced facility has been inspected and found to be in substantial compliance with provisions of the Texas Government Code, Chapter 469.

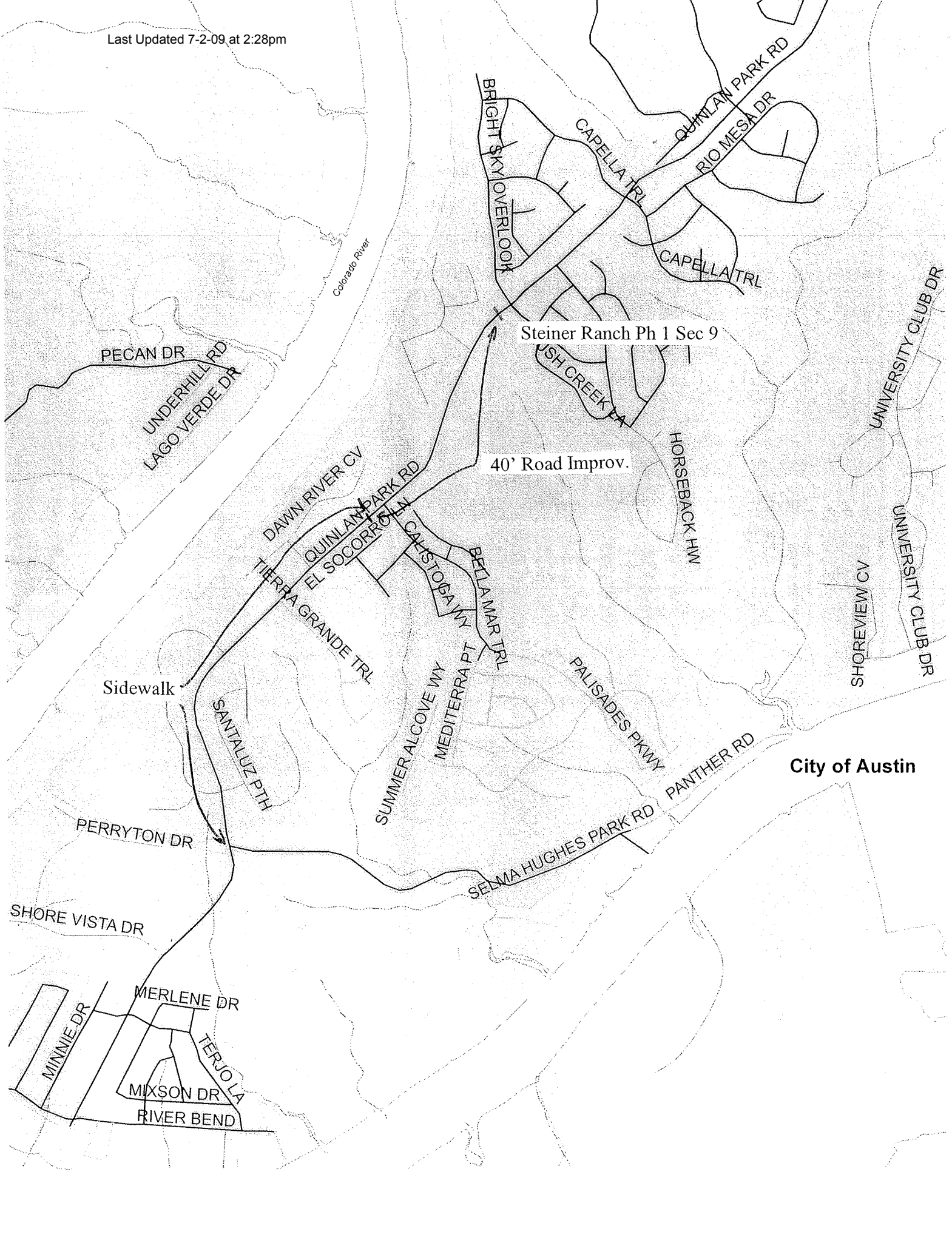
Please note, this determination does not address the requirements of the Americans with Disabilities Act (ADA), (P.L. 101-336), or any other state, local or federal requirements. For information on the ADA, please contact the United States Department of Justice, Civil Rights Division at (202) 514-0301.

If you have any questions concerning the results of the inspection or the requirements of the Architectural Barriers Act, or if you are not the owner of record for this facility, contact Kathy-Ann Riley at (512) 762-6349.

Sincerely,

Kathy-Ann Riley
RAS No. 0254

Enclosures



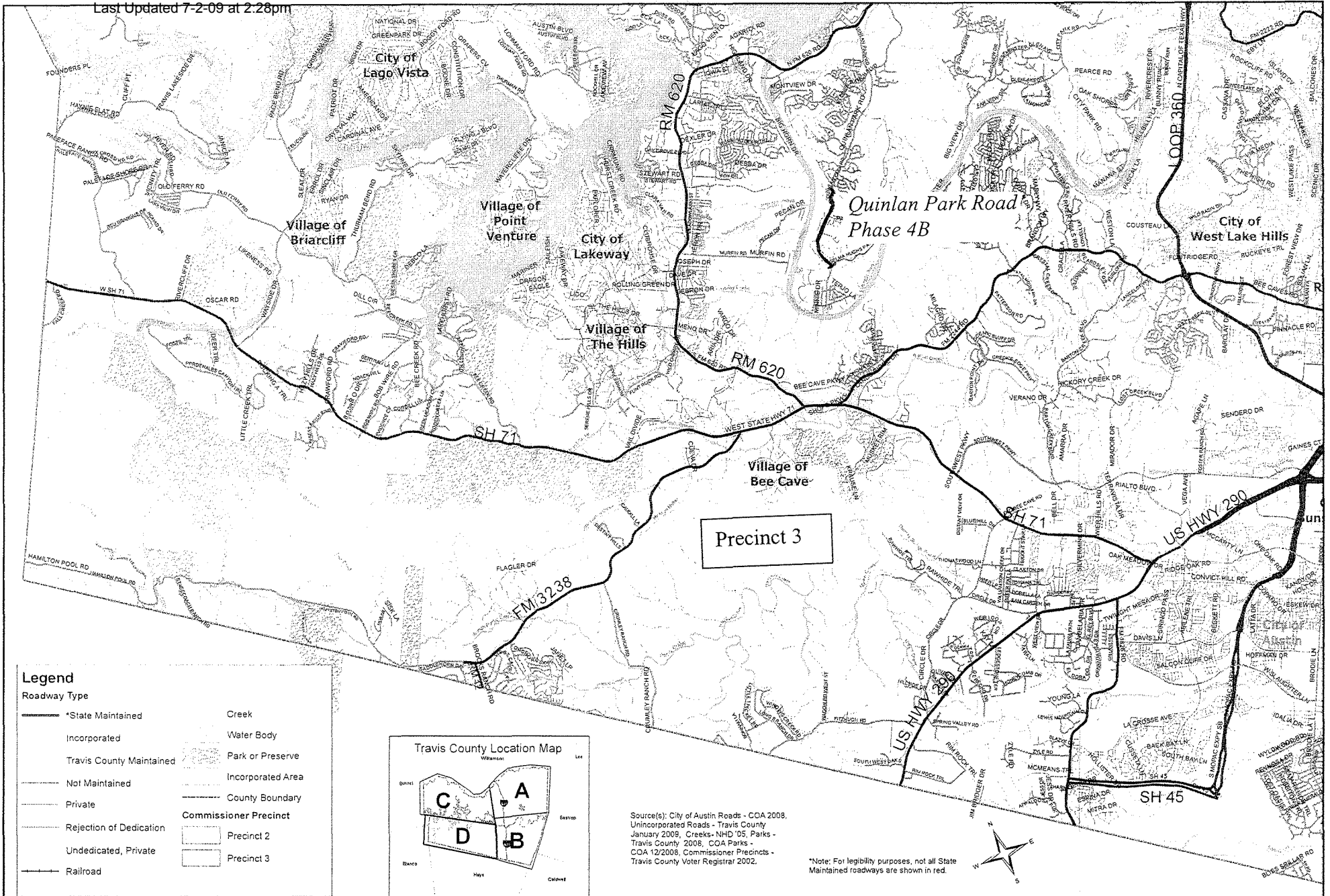
Steiner Ranch Ph 1 Sec 9

40' Road Improv.

Sidewalk

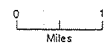
City of Austin

Colorado River



Map Disclaimer: This map was created for the Travis County Sign Crew for identifying Travis County's maintained roadways. The data is provided "as is" with no warranties of any kind. For questions, contact the Travis County GIS Coordinator at (512) 854-9383.

Travis County Roadways, Map D



Map Prepared by: Travis County, Dept. of Transportation & Natural Resources. Date: 1/7/2009
<http://www.co.travis.tx.us/maps>

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

THIRD AMENDMENT TO LICENSE AGREEMENT
BETWEEN TRAVIS COUNTY AND THE STEINER RANCH
MASTER ASSOCIATION, INC.

This Third Amendment to License Agreement (the “**Third Amendment**”) is made and entered into by and between the County of Travis, a political subdivision of the State of Texas (the “**County**”), and the Steiner Ranch Master Association, Inc. (the “**Association**”) (the County and the Association hereinafter collectively referred to as the “**Parties**”) and is as follows:

WITNESSETH:

WHEREAS, the Parties entered into that certain License Agreement, recorded as Document No. 2000171148, Document No. 2002108363 Document No. 2000171148 and, in the Official Records of Travis County, Texas (“**License Agreement**”) for the installation and maintenance of certain landscaping and improvements in portions of the right-of-way of Quinlan Park Road, also know as Phase 1 and Phase 2, respectively, and which runs through the Steiner Ranch development;

WHEREAS, the Parties entered into that certain First Amendment to License Agreement, recorded as Document No. 2005047359, in the Official Records of Travis County, Texas (the “**First Amendment**”) which added landscaping, irrigation and signage in that portion of the right-of-way of Quinlan Park Road, also known as Phase 3 and 4 Part A (to 16,100’ south of FM 620); and;

WHEREAS, the Parties entered into that certain Second Amendment to License Agreement, recorded as Document No. 2006192617, in the Official Records of Travis County, Texas (the “**Second Amendment**”) which added landscaping, irrigation and signage in that portion of the right-of-way of Steiner Ranch Boulevard, also known as Bull Creek Pump-over, 12” Wastewater Force M, and Steiner Ranch Boulevard Street Improvements, from approximately Sta. 46 +50 to FM 620; and

WHEREAS, the Association has applied for a permit and submitted plans for an extension of landscaping, irrigation, and signage in the right-of-way of a portion of Quinlan Park Road (as more particularly described in that certain Roadway Easement, recorded as Document No. 1999118444, in the Official Records of Travis County, Texas) known as Quinlan Park Road 4B, River Dance Phase 4, and River Dance Phase 5, and therefore desire to modify the Agreement to provide for such additional improvements from approximately Sta. 161+00 to 228+50, such plans for landscaping, irrigation, and signage being depicted on Exhibit “A”, attached hereto and incorporated herein by reference; and

NOW, THEREFORE, for and in consideration of the Parties’ mutual promises and covenants, and of other good and valuable consideration including additional Security

Deposit (as set forth herein), the receipt, sufficiency, and adequacy of which the Parties mutually acknowledge, the Parties agree as follows and hereby amend the Agreement as follows:

1. The Association shall be required to post as the Security Deposit \$65,000.00 in the form of cash, a non-expiring surety bond, or an automatically renewing Letter of Credit (which replaces and releases previously posted Security Deposits). In the event the Association elects to use an automatically renewing Letter of Credit as the Security Deposit, the terms of such Letter of Credit shall state: (i) the Letter of Credit automatically renews on an annual basis, or (ii) the Association or the bank will provide written notice to the County sixty (60) days prior to the expiration of such Letter of Credit.
2. Pursuant to this Third Amendment, the following property is added to the definition of Licensed Property: Quinlan Park Road from approximately Sta. 161+00 to 228+50.
3. As of the effective date hereof, all terms and conditions of the License Agreement shall, except as hereby amended, remain in full force and effect. In the event of any inconsistencies between this Third Amendment and the License Agreement, the terms set forth in this Third Amendment shall govern and control in all respects.
4. This Third Amendment may be executed by the Parties in multiple originals, which shall be construed together as one document, and shall be binding on the Parties upon the signature of each of the Parties.
5. This Third Amendment shall be governed by and construed in accordance with the laws of the State of Texas, except to the extent the laws of the United States of America shall preempt Texas law, in which case such federal law shall govern and control.
6. Any capitalized terms used and not otherwise defined herein shall have the meanings set forth in the License Agreement.

EXECUTED AS OF THE DATES SET FORTH BELOW:

TRAVIS COUNTY, TEXAS

By: _____
Samuel T. Biscoe, County Judge

Date: _____

TERMS AND CONDITIONS ACCEPTED, this the 16th day of January, 2008⁹.

STEINER RANCH MASTER ASSOCIATION, INC., a Texas Non-Profit corporation

By: [Signature]
James D. Plasek, President

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the ___ day of _____, 2008⁹, by Samuel T. Biscoe, County Judge of Travis County, Texas, a duly organized County and political subdivision of the State of Texas, on behalf of said County.

Notary Public in and for the State of Texas

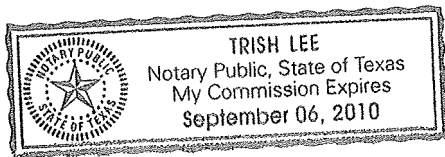
Printed/Typed Name

My commission expires

THE STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me on this the 16th day of January, 2008⁹, by James D. Plasek, as President of the Steiner Ranch Master Association, Inc., a Texas corporation, on behalf of said corporation.

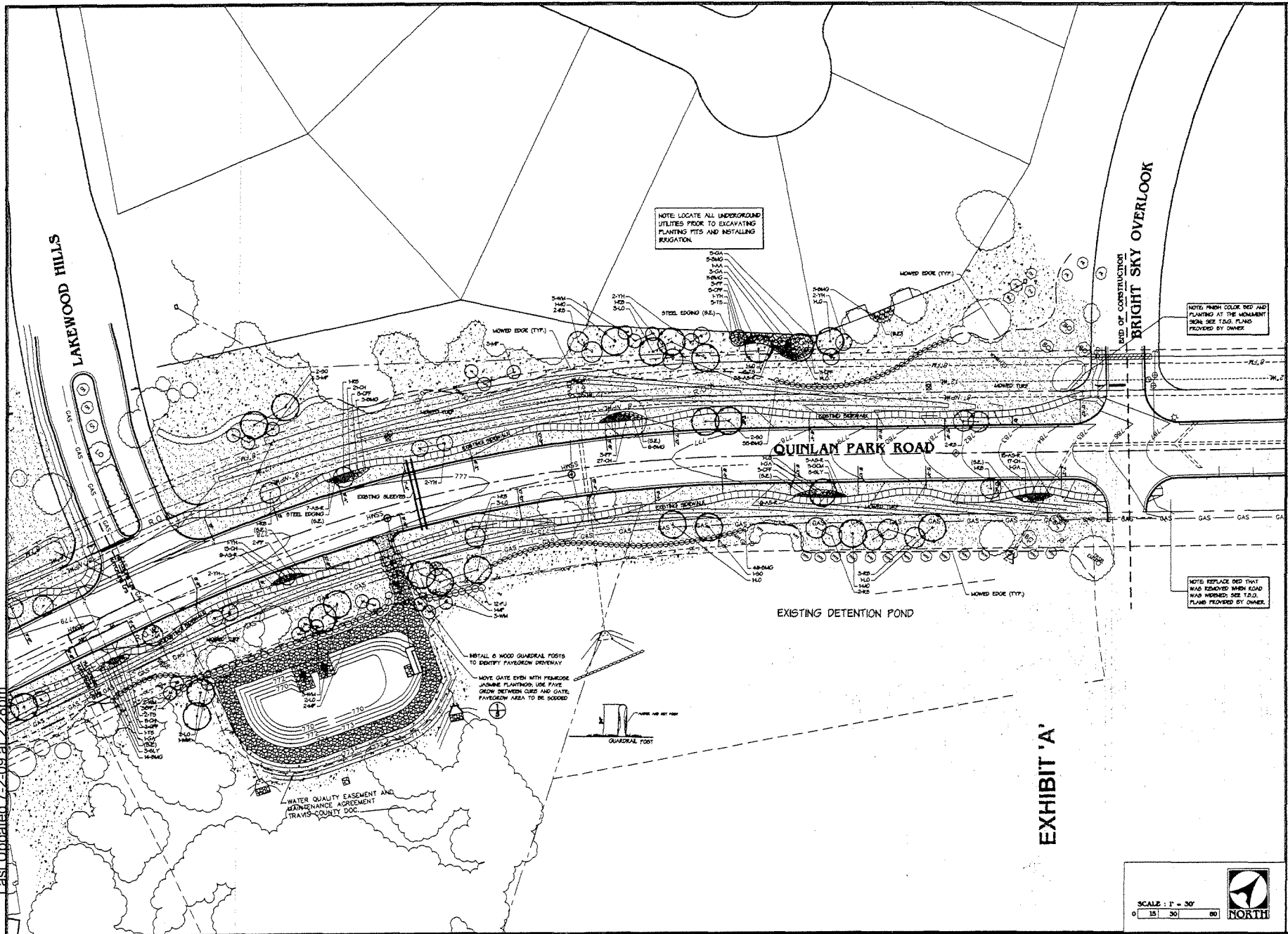


[Signature]
Notary Public in and for the State of Texas

Trish Lee
Printed/Typed Name

09-06-10
My commission expires

Last Updated 7-2-09 at 2:28pm



NOTE: LOCATE ALL UNDERGROUND UTILITIES PRIOR TO EXCAVATING PLANTING FITS AND INSTALLING REGULATION.

NOTE: FINISH COLOR RED AND PLANTING AT THE MONUMENT SIGN SEE TAG, PLUMB PROVIDED BY OWNER.

NOTE: REPLACE SIG THAT WAS REMOVED WHEN ROAD WAS WIDENED. SEE T.O.D. PLUMB PROVIDED BY OWNER.

rvu
 planning + landscape architecture
 702 Compadre Avenue, Suite 300
 Austin, TX 78728
 (512) 499-9322 fax (512) 499-0077
 RICHARDSON HARRISON



OWNER:
Taylor Woodrow
 5405 Grimes Ranch Rd
 Austin, TX 78732-2141
 (512) 396-0860 fax (512) 396-0042

STEINER RANCH
 QUINLAN PARK ROAD
 5405 Grimes Ranch Rd
 Austin, TX 78732-2141



ISSUED	REVISIONS
06/18/07	CONSTRUCTION

PROJECT NO.: 05103
 FILE: LANSCH07-05103-01.rvt
 APP: LANSCH07-05103-01.rvt
 DATE: 06/18/07
 DWG: PCD

Landscape Plan
 05/18/07

LP-4
 4 of 10

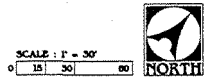
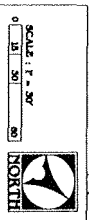


EXHIBIT 'A'



LP-3
5 of 10

Landscape Plan
03/18/07

STEINER RANCH
5400 Grimes Ranch Rd
Austin, TX 78752-2141

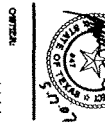


STEINER RANCH
QUINLAN PARK ROAD
5400 Grimes Ranch Rd
Austin, TX 78752-2141

OWNER:
MMH
Taylor Woodrow
5400 Grimes Ranch Rd
Austin, TX 78752-2141



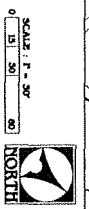
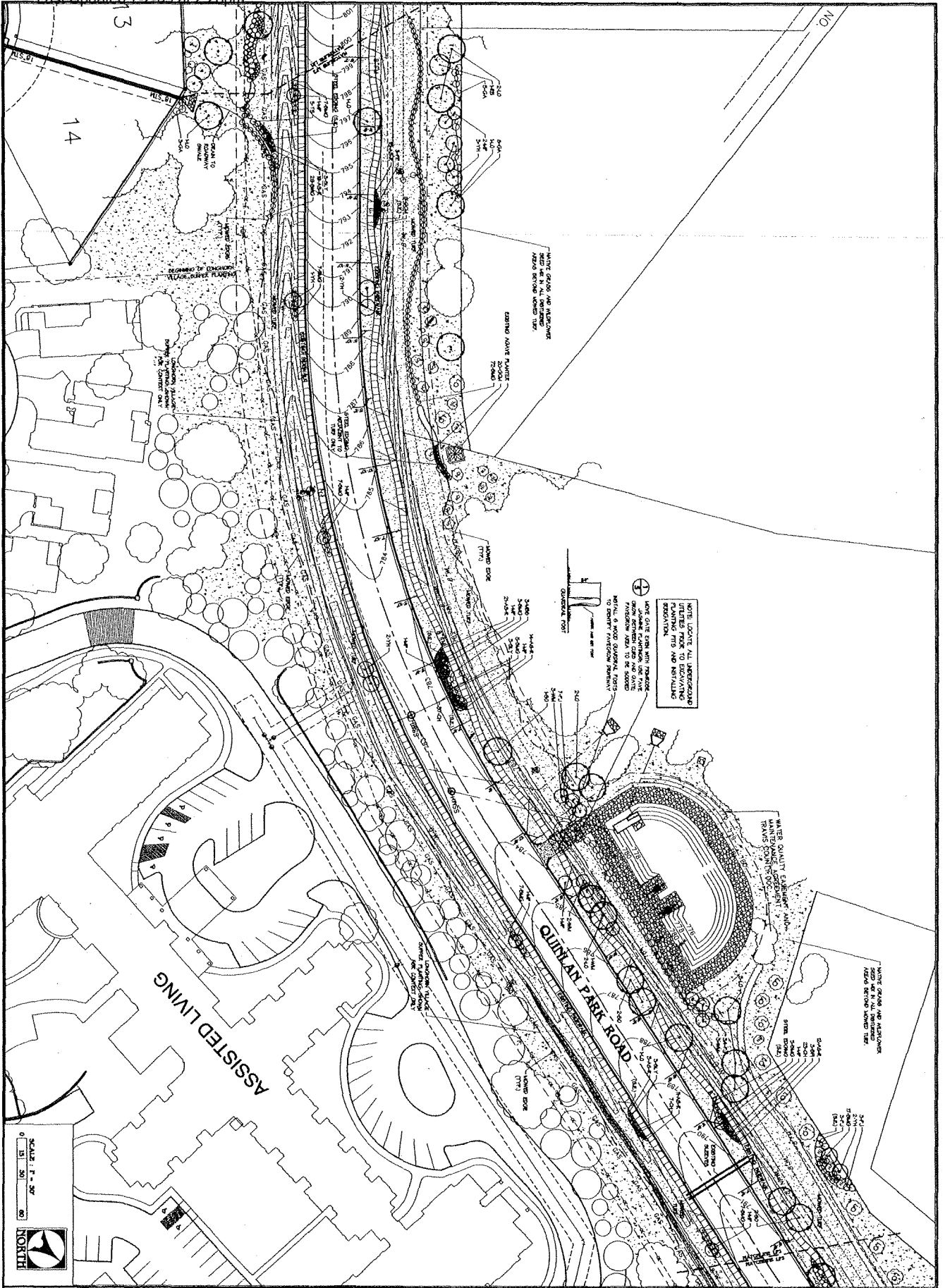
TRAVIS WOOD
Landscape Architect
No. 123456789



TRAVIS WOOD
Landscape Architect
No. 123456789



TRAVIS WOOD
Landscape Architect
No. 123456789



SCALE: 1" = 30'
 0 15 30 60
 NORTH

LP-2
 2 OF 10

Landscape Plan
 08/19/07



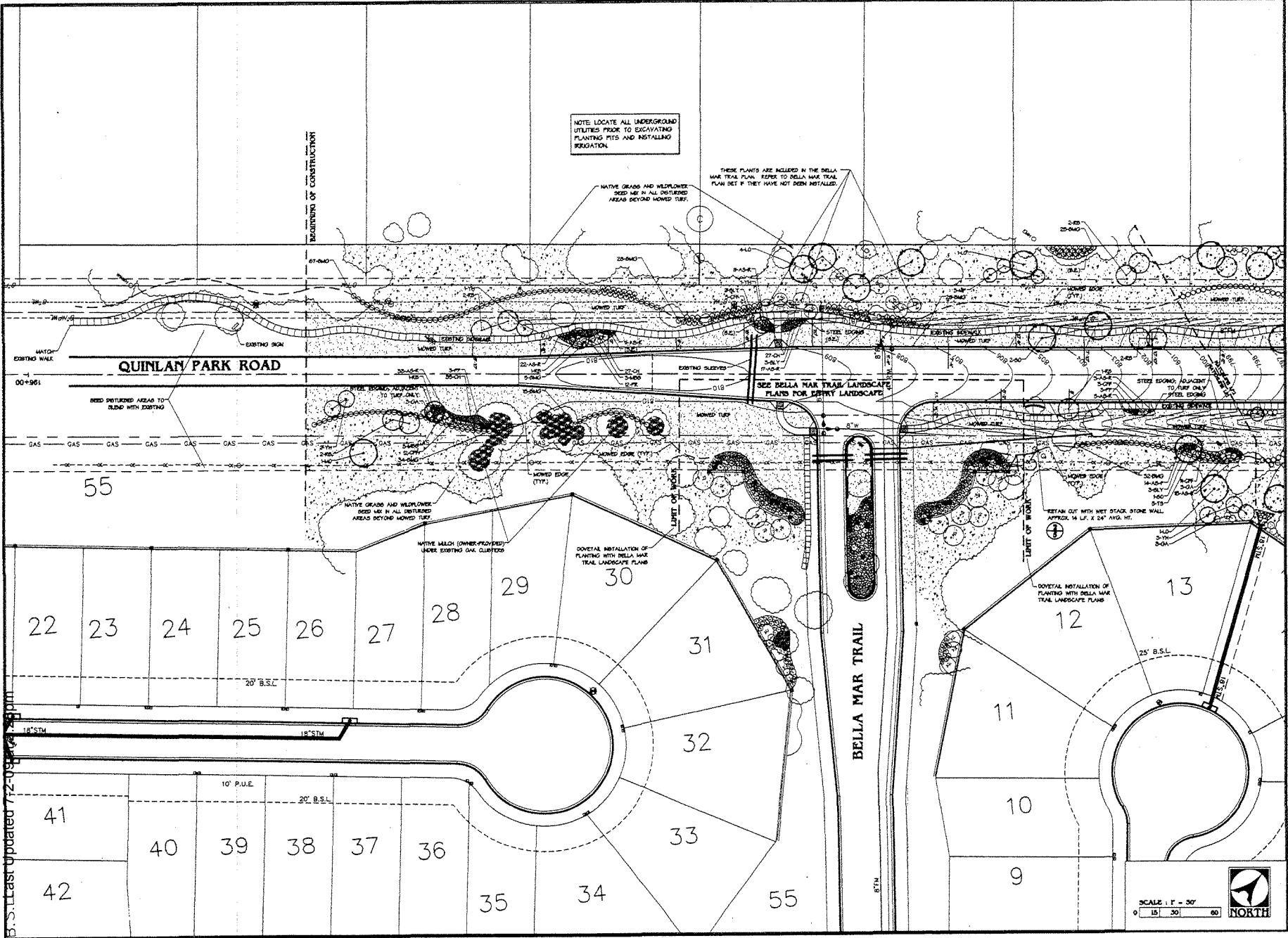
STEINER RANCH
QUINLAN PARK ROAD

3405 Grimes Ranch Rd
 Austin, TX 78752-2141

OWNER:
Traylor Woodrow
 4000 Grimes Ranch Rd
 Austin, TX 78752-2141
 512-835-1000



TRAVIS L. VAIL
 725 Cambridge Parkway, Suite 200
 Austin, TX 78752
 512-452-1500
 RICKS@TRVL.COM
 RICKS@TRVL.COM



B.S. Last updated 7-2-09

NOTE LOCATE ALL UNDERGROUND UTILITIES PRIOR TO EXCAVATING PLANTING PITS AND INSTALLING IRRIGATION.

THESE PLANTS ARE INCLUDED IN THE BELLA MAR TRAIL PLAN. REFER TO BELLA MAR TRAIL PLAN SET IF THEY HAVE NOT BEEN INSTALLED.

NATIVE GRASS AND WEDGEMOON SEED MIX IN ALL DISTURBED AREAS BEYOND MOWED TURF.

SEE BELLA MAR TRAIL LANDSCAPE PLANS FOR FERTY LANDSCAPE

SCALE : 1" = 30'
 0 15 30 60
 NORTH

rvi
 planning • landscape architecture
 723 Congress Avenue, Suite 300
 Austin, TX 78701
 (512) 480-0033 Fax (512) 480-0877
 RICHARDSON FARROW



OWNER:
Taylor Woodrow
 5408 Cristina Ranch Rd
 Austin, TX 78753-2841
 (512) 388-2888 Fax (512) 388-8043

STEINER RANCH
 QUINLAN PARK ROAD
 5408 Cristina Ranch Rd
 Austin, TX 78753-2841



PROJECT NO.: 20113
 FILE: L20113001-PP-001.dwg
 DATE: 05/18/07
 DRAWN BY: JTW
 CHECKED BY: JCS

Landscape Plan
 05/18/07

LP-1
 1 of 10

Last Updated 7-2-09 at 2:28pm



NOTE: LOCATE ALL UNDERGROUND UTILITIES PRIOR TO EXCAVATING PLANTING PITS AND INSTALLING IRRIGATION.

2A LANDSCAPE PLAN

SCALE: 1" = 30'



2B LANDSCAPE PLAN

SCALE: 1" = 30'



3 MAILBOX DETAIL

SCALE: 1/2" = 1'

rvi
 Planning + Landscape Architecture
 graphic design
 712 Congress Avenue, Suite 300
 Austin, Texas 78701
 (512) 490-0022

OWNER:
Taylor Woodrow
 3405 Grimes Ranch Rd
 Austin, TX 78732-2141
 (512) 266-3866 (512) 266-9222

STEINER RANCH 4
 RIVER DANCE PHASE 4
 3405 Grimes Ranch Rd
 Austin, TX 78732-2141

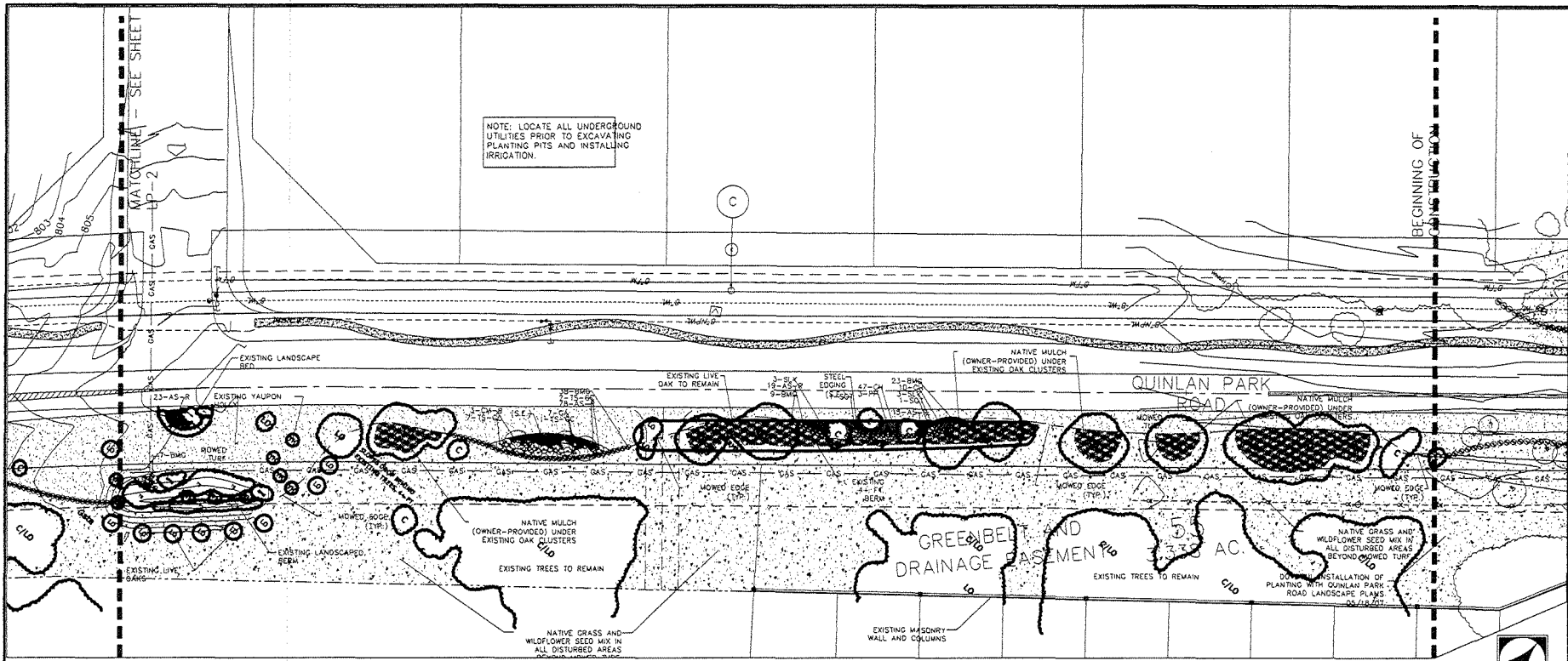


ISSUED REVISED APPROVED
 158840 158840
 158840 158840
 158840 158840

Landscape Plan
 11/30/07

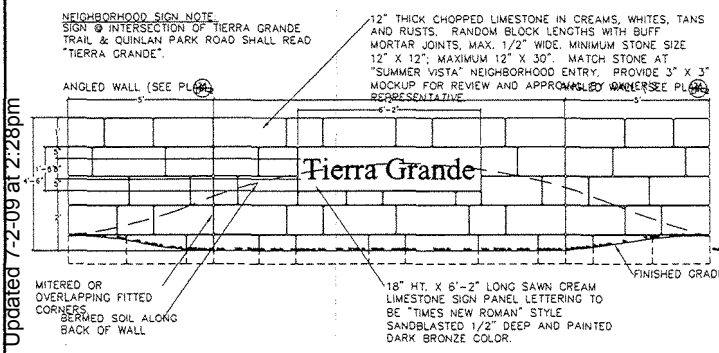
LP-2
 2 of 6

NOTE: LOCATE ALL UNDERGROUND UTILITIES PRIOR TO EXCAVATING PLANTING PITS AND INSTALLING IRRIGATION.



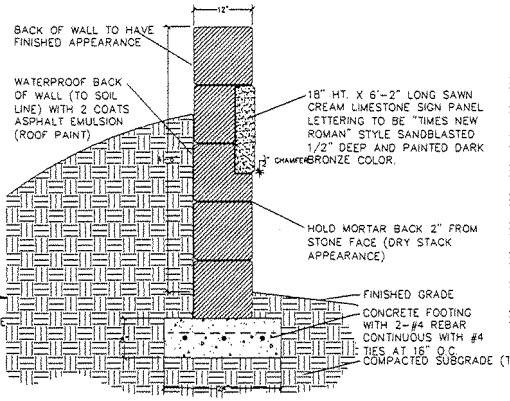
1 LANDSCAPE PLAN

SCALE: 1" = 30'
 0 15 30 60 NORTH



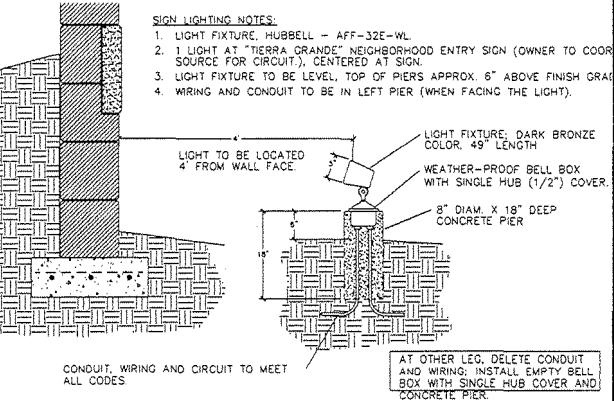
2 NEIGHBORHOOD ENTRY SIGN ELEVATION

SCALE: 1/2" = 1'-0"
 0 1 2 4'



3 NEIGHBORHOOD ENTRY SIGN SECTION

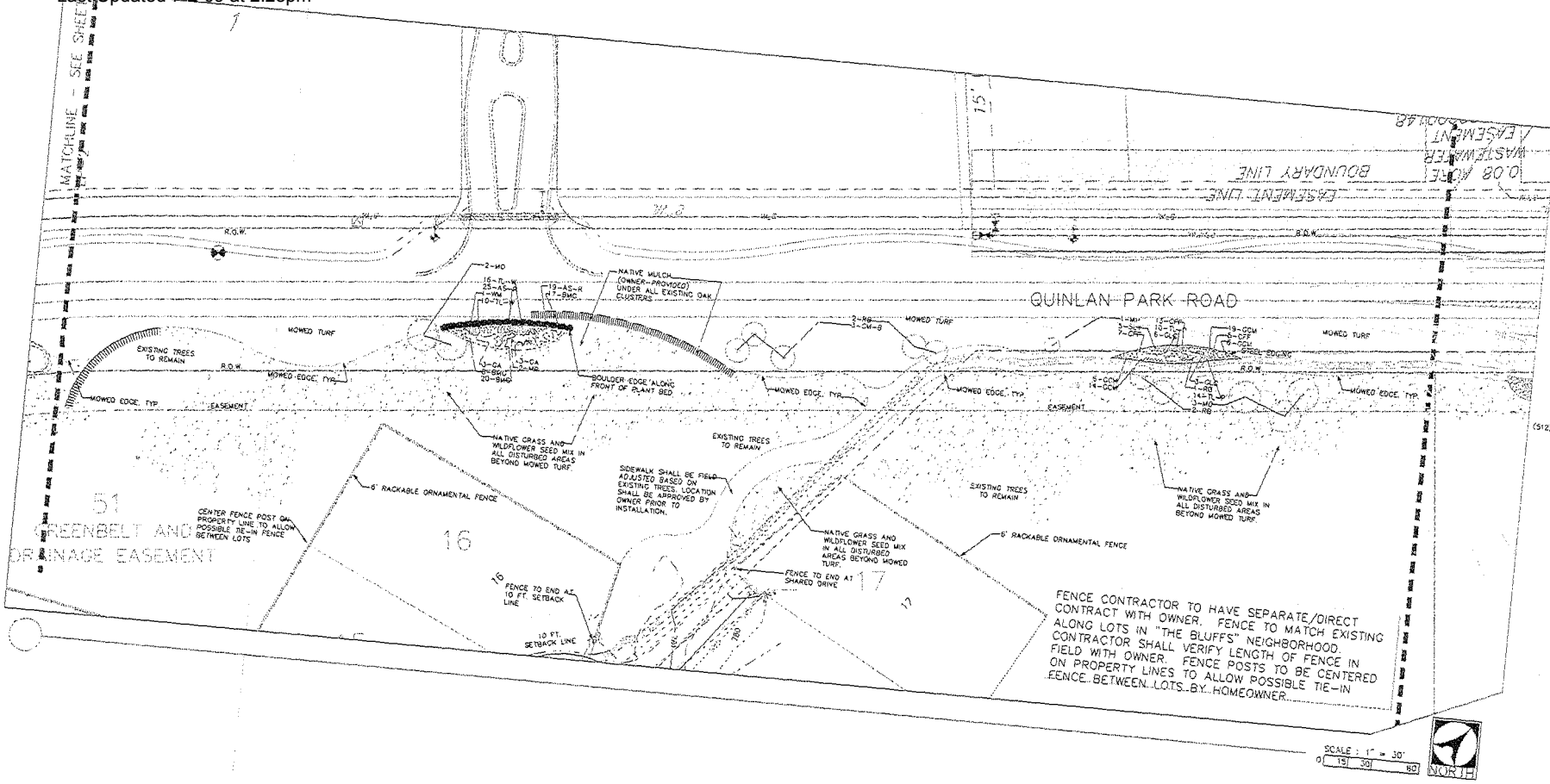
SCALE: 1" = 1'-0"
 0 6 11 2'



4 LIGHTING DETAIL

SCALE: 1" = 1'-0"
 0 6 11 2'

Last Updated 7-2-09 at 2:28pm



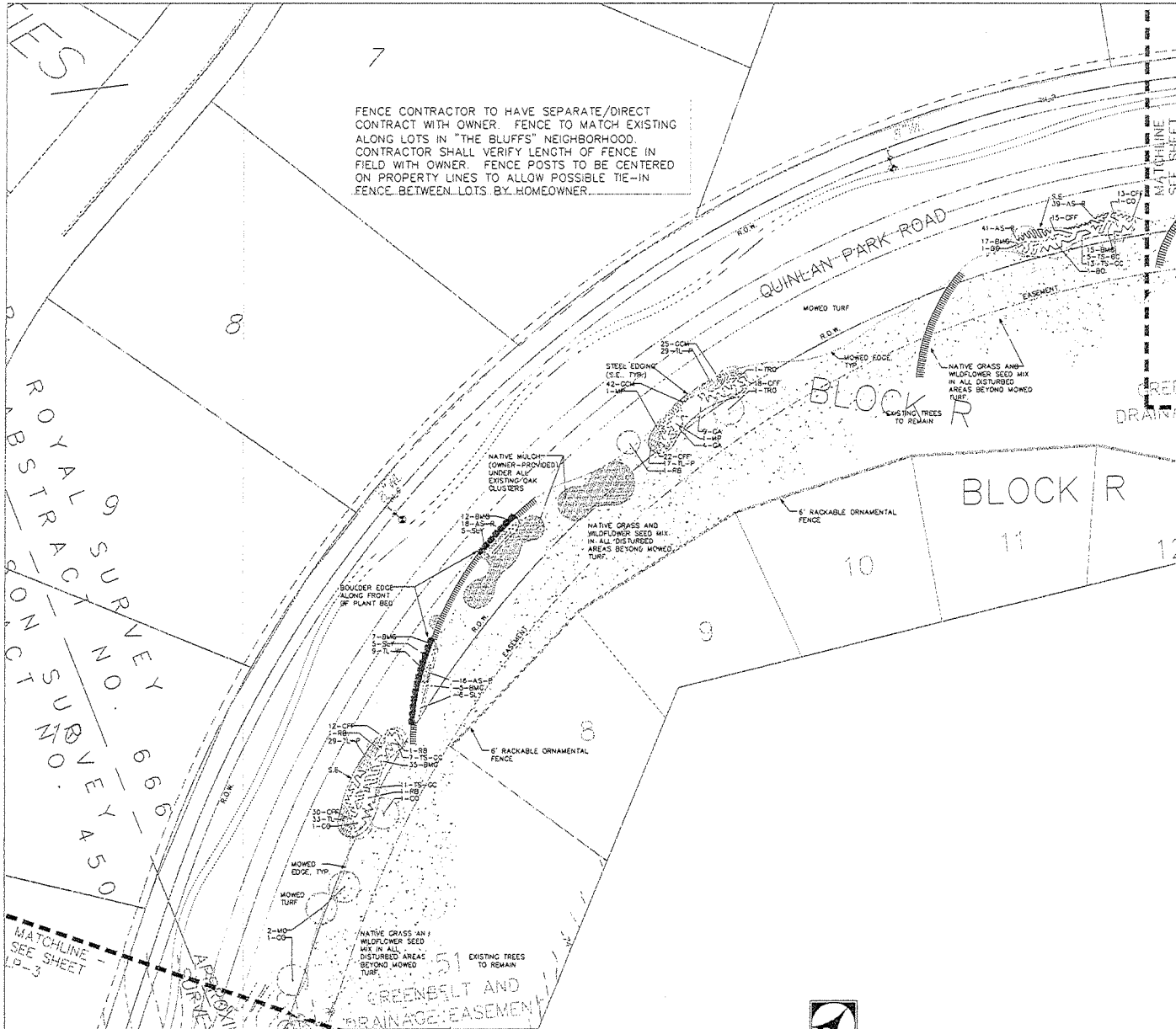
OWNER:
Taylor Woodrow
3405 Grimes Ranch Rd
Austin, TX 78732-2141
(512) 266-3356 (512) 266-9342



PROJECT NO. 072508
DATE: 10/20/08
REV. 01
REV. 02
REV. 03

03/25/08

LP-1
6 of 17



SCALE: 1" = 30'

0 15 30 60



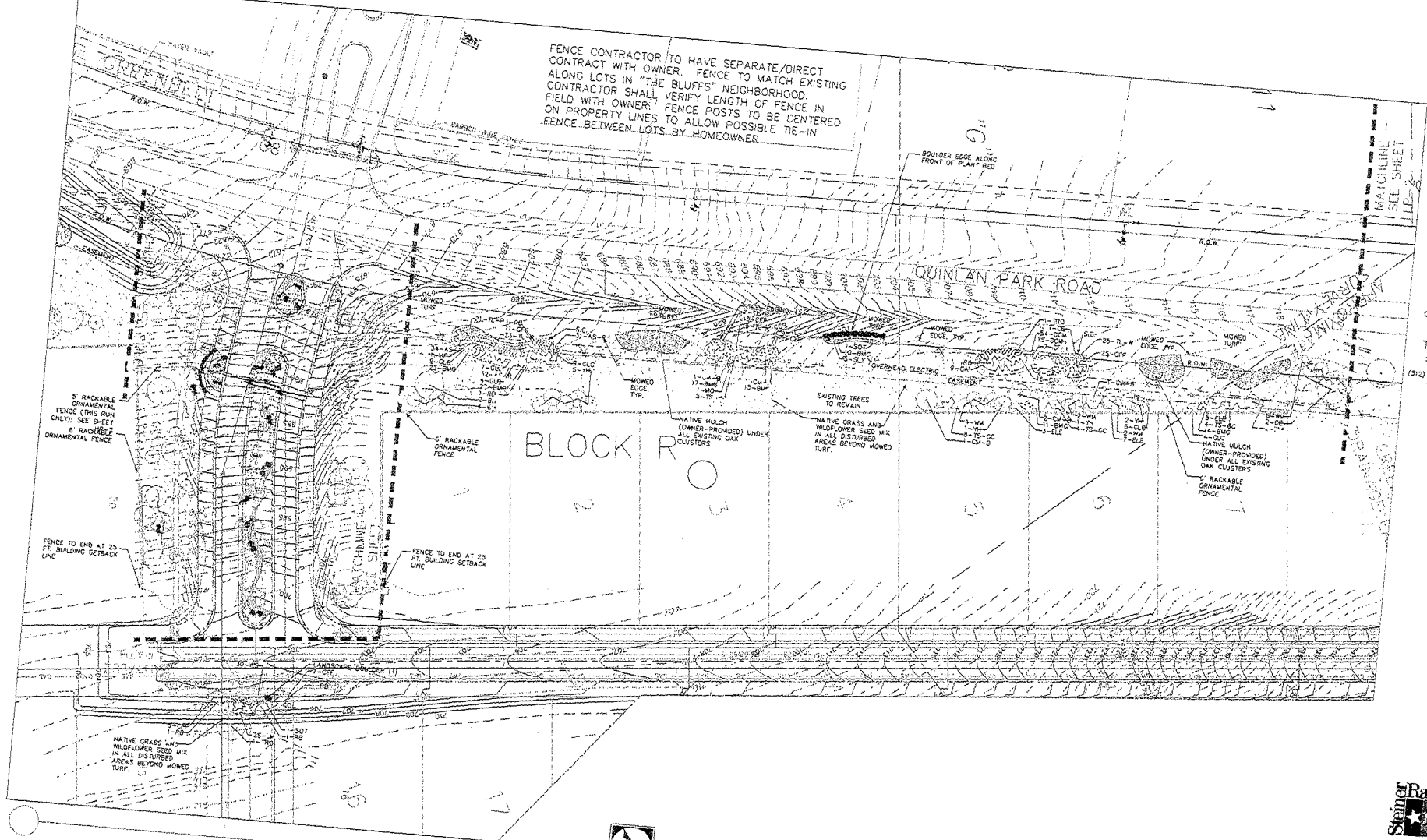
OWNER:
Taylor Woodrow
3405 Grimes Ranch Rd
Austin, TX 78732-2141
(512) 256-3856 (512) 266-9342



ISSUED: 03/25/06
 REVISIONS:
 1. 03/25/06
 PROJECT NO.: 03234
 FILE: LP27240403.mxd
 DESIGNED BY: J. WOODROW
 DATE: 03/25/06
 DRAWN BY: J. WOODROW
 PLOT NO.: 1

03/25/06

LP-2
7 of 17



FENCE CONTRACTOR TO HAVE SEPARATE/DIRECT CONTRACT WITH OWNER. FENCE TO MATCH EXISTING ALONG LOTS IN "THE BLUFFS" NEIGHBORHOOD. CONTRACTOR SHALL VERIFY EXISTING FIELD WITH OWNER. FENCE LENGTH OF FENCE IN ON PROPERTY LINES TO ALLOW POSSIBLE TIE-IN FENCE BETWEEN LOTS BY HOMEOWNER.



OWNER:
Taylor Woodrow
3403 Shivers Ranch Rd.
Austin, TX 78732-2141
(512) 266-1355W (512) 266-9342

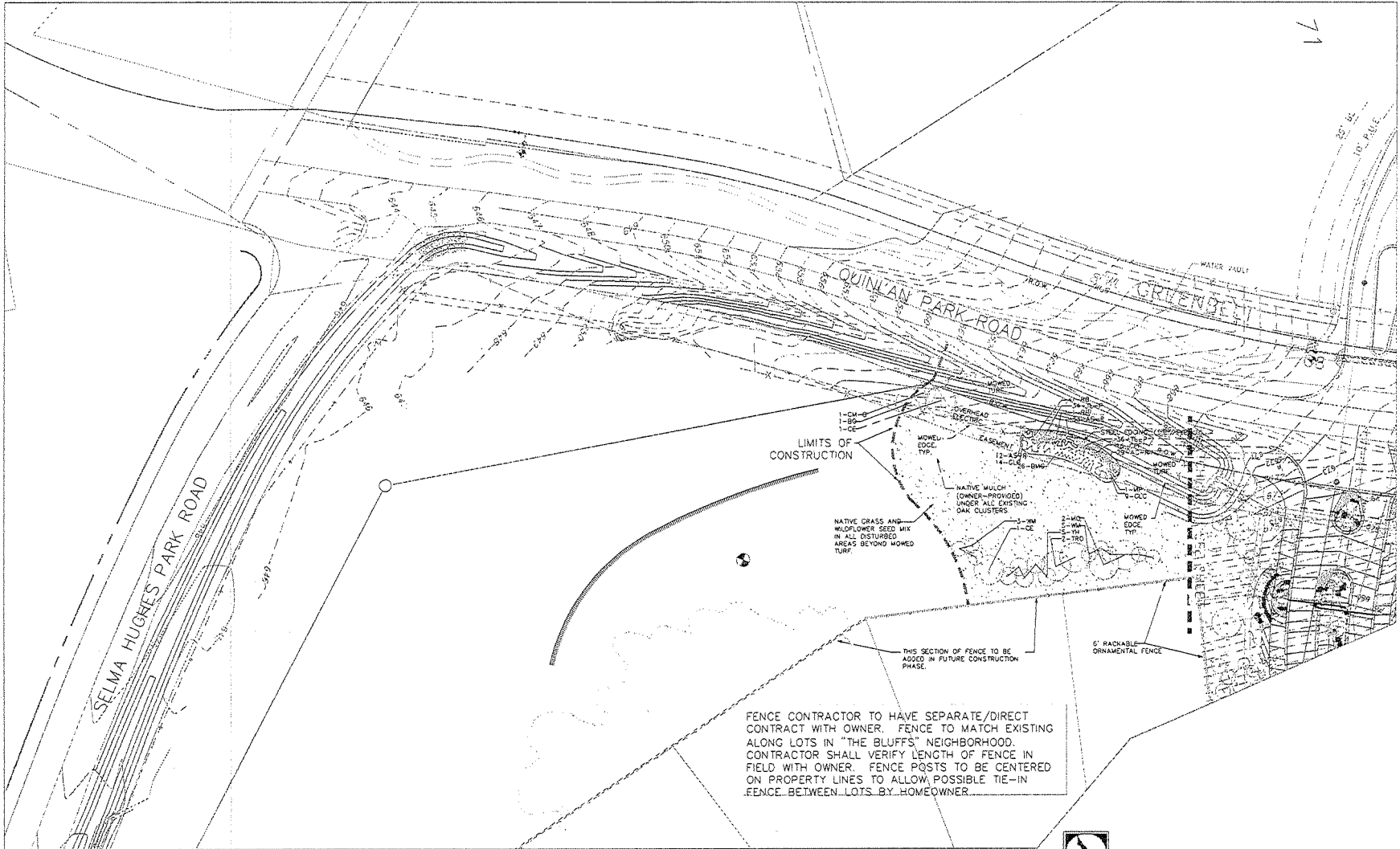
SCALE: 1" = 30'
0 15' 30' 60'



PROJECT NO. 21524
DATE: 11/27/08
DESIGNER: LVI
DRAWN BY: LVI
REVISED BY: LVI

03/23/08

LP-3
8 of 17



LVI
 planning • landscape architecture
 713 Congress Avenue, Suite 300
 Austin, Texas 78701
 (512) 490-0037

OWNER:

Taylor Woodrow
 5420 Greenway Branch Rd
 Austin, TX 78722-2141
 (512) 266-3856 (512) 266-9342

FENCE CONTRACTOR TO HAVE SEPARATE/DIRECT CONTRACT WITH OWNER. FENCE TO MATCH EXISTING ALONG LOTS IN "THE BLUFFS" NEIGHBORHOOD. CONTRACTOR SHALL VERIFY LENGTH OF FENCE IN FIELD WITH OWNER. FENCE POSTS TO BE CENTERED ON PROPERTY LINES TO ALLOW POSSIBLE TIE-IN FENCE BETWEEN LOTS BY HOMEOWNER.

SCALE : 1" = 30'
 0 15' 30' 60'



ISSUED: 03/23/08
 REVISIONS:
 1. 03/23/08
 2. 03/23/08
 PROJECT NO: 03254
 FILE: 032540808-PlanSet.dwg
 PLOT: 032540808-PlanSet.dwg
 DATE: 03/23/08
 BY: JCL
 PLOT: JCL

03/23/08

LP-5
 10 of 17

TRAVIS COUNTY COMMISSIONERS' COURT AGENDA REQUEST

Voting Session: 7 July, 2009

Work Session: _____

I. A. Request made by: ^(Sign) *Joseph Gieselman* _____
Fol Joseph Gieselman, Executive Manager Phone # 854-9383

B. Requested Text: Consider and take appropriate action concerning a proposed extension of the current fee schedule for participation under the Balcones Canyonlands Conservation Plan - Shared Vision until September 30, 2009

C. Approved by: *Karen Huber* _____
Karen Huber, County Commissioner, Precinct 3

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight copies of agenda request and backup).

B. Please list all the agencies or officials' names and telephone numbers that might be affected or involved with the request. Send a copy of this Agenda Request and backup to them:

- William Conrad, Secretary of the BCP Coordinating Committee, City of Austin Water Utility: 263-6430, 263-8718 fax
- Adam Zerrenner, U.S. Fish and Wildlife Service: 490-0057, 490-0974 fax
- Joe Gieselman, David Escamilla, John Hille, Jon White, Rose Farmer, Kevin Connally, Jennifer Brown (TNR)

RECEIVED
COUNTY JUDGES' OFFICE
09 JUL 25 PM 2:06

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- ____ Additional funding for any department or for any purpose
- ____ Transfer of existing funds within or between any item budget
- ____ Grant

Human Resources Department (854-9165)

- ____ A change in your department's personnel (reclassifications, etc.)

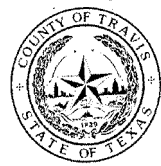
Purchasing Office (854-9700)

- ____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- X Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



TRANSPORTATION AND NATURAL RESOURCES

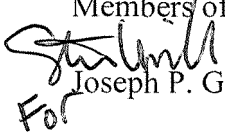
JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4648

7 July 2009

MEMORANDUM

TO: Members of the Commissioners' Court

FROM: 
Joseph P. Gieselman, Executive Manager
For

SUBJECT: Proposed extension of the current fee schedule for participation under the Balcones Canyonlands Conservation Plan - Shared Vision until September 30, 2009

Proposed Motion:

Consider and take appropriate action concerning a proposed extension of the current fee schedule for participation under the Balcones Canyonlands Conservation Plan - Shared Vision until September 30, 2009.

Summary and Staff Recommendation:

The Balcones Canyonlands Conservation Plan (BCCP) Citizens Advisory Committee has reviewed public participation in the BCCP and the Participation Certificate fee structure each year since 1998.

In February of this year, the Citizens Advisory Committee recommended and the Coordinating Committee in March approved an extension of the current BCCP participation fee structure from July 14th, 2009 to September 30th 2009. This extension was recommended to allow the Citizens Advisory Committee additional time to evaluate current market trends and land values and make a recommendation for BCCP participation fees for the upcoming year.

Staff supports the recommendations of the Citizen Advisory committee and the Coordinating Committee, and recommends approval of the extension of the current Participation Certificate fee schedule through September 30th, 2009.

Budgetary and Fiscal Impact:

No additional costs will be incurred by extending or changing the participation certificate fee schedule.

Issues and Opportunities:

Providing certainty in the BCCP participation fee schedule will promote confidence and continued participation certificate sales which are used to acquire and manage lands for the Balcones Canyonlands Preserve.

Background Information:

The concept of using Participation Certificates to fund completion of the Balcones Canyonlands Preserve was introduced after the failure of the \$45 million dollar Travis County bond election in November 1993. By selling participation certificates to the private sector, the Permit Holders (the City of Austin and Travis County) anticipated generating a revenue stream to fund preserve acquisition and maintenance. The Shared Vision financing plan dated July 18, 1995 was based on a balance of participation certificate funds and Travis County Tax Benefit Financing Plan revenues. The Shared Vision document established an initial fee of \$5,500/acre for occupied golden-cheeked warbler or black-capped vireo habitat (“zone 1”), and \$2750/acre for habitat that had not been verified as occupied (“zone 2”).

Early participation certificate sales lagged behind original *pro forma* projections. Two public workshops were held to receive public comments and recommendations. Workshop participants suggested that a reduction of participation fees would increase participation and thus needed revenues. After receiving recommendation from the BCCP Citizen’s Advisory Committee, the Coordinating Committee adopted a temporary one-year fee schedule for direct participation in the BCCP in 1998. The BCCP Coordinating Committee, Austin City Council, Travis County Commissioners Court and the USFWS reviewed and adopted subsequent recommendations concerning the fee structure in each succeeding year.

In 2006, the Citizen’s Advisory Committee recommended increasing participation rates due to increasing land costs in western Travis County and a robust development market. Though this was the first fee change in eight years, the 2006 revised habitat fees did not impact applicants’ willingness to participate in the BCCP in 2006, 2007 and 2008. Effects on participation seem to be more closely related to the health and vigor of the local economy and the real estate market. From the time the BCCP was initiated in 1996 to 2001 we see an annual increase in applications, PCs issued and revenue income. 2001 saw the High Tech market bust and 9-11, therefore, the graphs reflect these events with a significant drop in all three indicators (applications, PCs and revenue). The following years we see again an increasing trend as the local and national economy rebounded. FY06 through FY08 saw more revenue collected through the BCCPs public participation program than any year since the permit’s issuance along with increases in applications received and PCs issued despite increases in mitigation fees the last three years.

The following table summarizes the changes to the BCCP fees since the inception of the plan:

Table: BCCP Fee Summary, Costs by Habitat Zone and Year.

Year - Habitat Zone Fee	1996 – 1998 (original)	1998 - 2006	2006 - 2007	2007 - 2008	2008 - 2009
Zone 1-GCWA	\$5,500.00	\$3,000.00	\$3,500.00	\$4,000.00	\$5,500.00
Zone 2-GCWA	\$2,750.00	\$1,500.00	\$1,750.00	\$2,000.00	\$2,750.00
Zone 1-BCVI	\$5,500.00	\$3,000.00	\$3,500.00	\$4,000.00	\$5,500.00
Zones 1 & 2 - Karst	\$55.00	\$55.00	\$750.00	\$750.00	\$1,000.00
Single Family Lot Provision	\$1,500.00	\$1,500.00	\$1,500.00	\$2,000.00	\$2,000.00
Agriculture Provision	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00	\$1,500.00
USFWS Alternate Determination	\$5,500.00	\$4,000.00	\$4,000.00	\$5,000.00	\$6,500.00

As the fee structure was established in the 1996 Interlocal Agreement between the City and the County, any Coordinating Committee action to change the fees or extend current fees must be approved by Austin City Council and the Travis County Commissioner’s Court. Austin City Council approved the Coordinating Committee recommendation on May 21, 2009. Without Commissioners Court approval of the BCCP Coordinating Committee action before July 15th, the current mitigation fee schedule will expire and fees will revert to the 1996 mitigation rates.

0905 BCCP Administration

cc: Jon White, Natural Resources Division Director
 Rose Farmer, Natural Resources Program Manager
 Kevin Connally, Senior Environmental Specialist
 Jennifer Brown, Environmental Specialist

Whereas... the Canyonlands Coordinating Committee recommends extending the current fee structure for participation in the Balcones Canyonlands Conservation Plan (BCCP);

NOW THEREFORE, BE IT RESOLVED THAT THE TRAVIS COUNTY COMMISSIONERS COURT APPROVES THE REVISED FEE STRUCTURE FOR PARTICIPATION IN THE BALCONES CANYONLANDS CONSERVATION PLAN AS FOLLOWS:

1. From July 15, 2009 to September 30, 2009, the fee for simple participation in the Plan based on the BCCP fee zone map shall be as follows:
 - (a) \$5,500/acre in Zone 1 Golden Cheek Warbler Habitat,
 - (b) \$2,750/acre in Zone 2 Golden Cheek Warbler Habitat,
 - (c) \$5,500/acre in Black Capped Vireo Habitat,
 - (d) \$1,000/acre in Karst Zones 1 and 2,
 - (e) \$2,000/acre for Single Family Lot provision Fee, and
 - (f) \$1,500/acre for the Agricultural Provision Fee.
2. From July 14, 2009 to September 30, 2009 the fee for participation through the alternative method, shall be \$6,500 per acre. The fee shall be calculated on United States Fish and Wildlife Services (USFWS) determination of take—both indirect and direct—multiplied by the appropriate habitat quality factor.
3. When land within the Preserve, or land which has been determined by USFWS to be acceptable as part of the Preserve, is offered as mitigation in lieu of payment of the fee using the alternative approval method, USFWS shall determine the amount of mitigation credit that is received for land offered in mitigation.
4. This revised fee schedule will become effective upon certification of approval by USFWS and will expire on September 30, 2009.

IN WITNESS WHEREOF, WE HAVE HERE UNTO SET OUR HANDS ON THIS __ day of July, 2009.

Samuel T. Biscoe
County Judge

Ron Davis
County Commissioner, Precinct 1

Karen Huber
County Commissioner, Precinct 3

Sarah Eckhardt
County Commissioner, Precinct 2

Margaret Gomez
County Commissioner, Precinct 4

9

Travis County Commissioners Court Agenda Request

Voting Session 7/7/2009 Work Session _____
(Date) (Date)

I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
for Executive Manager, TNR

B. Requested Text: **Consider and take appropriate action on a Cash Security Agreement with Steetman Homes for sidewalk fiscal for West Cypress Hills Sec 2 Lot 26 Block 1, Sec 2 Lot 16 Block 1, Sec 2 Lot 7 Block 7, Sec 3A Lot 19 Block B. in precinct 3.**

C. Approved by: _____
Commissioner Karen Huber, Precinct 3

II. A. Is backup material attached*: Yes X No
*Any backup material to be presented to the court must be submitted with this Agenda Request (original and 8 copies).

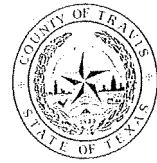
B. Have the agencies affected by this request been invited to attend the Work Session?
Yes X No _____ Please list those contacted and their phone numbers:

- AD* Anna Bowlin -- 854-9383
- Stacey Scheffel -- 854-9383
- Tim Pautsch -- 854-9383

III. Required Authorizations: Please check if applicable:

- _____ Planning and Budget Office (473-9106)
- _____ Additional funding for any department or for any purpose
- _____ Transfer of existing funds within or between any line item budget
- _____ Grant
- _____ Human Resources Department (473-9165)
- _____ A change in your department's personnel (reclassifications, etc.)
- _____ Purchasing Office (473-9700)
- _____ Bid, Purchase Contract, Request for Proposal, Procurement
- _____ County Attorney's Office (473-9415)
- _____ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 473-9383
FAX (512) 708-4649

MEMORANDUM

DATE: June 18, 2009

TO: Members of the Commissioners Court

THROUGH *JS* Joseph P. Gieselman, Executive Manager

FROM: *AMB* Anna M. Bowlin, Division Director, Development Services

SUBJECT: Approve a Cash Security Agreement for sidewalk in West Cypress Hills Ph 1 Sec 2, 3A, a subdivision in Precinct 3.

Summary and Staff Recommendation:

Streetman Homes Ltd., LP, proposes to use these Cash Security Agreements, in the combined amount of \$3,120.00. For Sec 2 Lot 26 Block 1 \$840.00, Sec 2 Lot 16 Block 1 \$756.00, Sec 2 Lot 7 Block 7 \$804.00, Sec 3A Lot 19 Block B \$720.00. These are to post sidewalk fiscal for the lots where the sidewalks have not been completed, in this subdivision.

Budgetary and Fiscal Impacts:

There are no budgetary and/or fiscal impacts as this is fiscal posted for a development.

Required Authorizations:

The form of the Cash Security Agreement is from the Standards for Construction of Streets and Drainage in Subdivisions that were in place before August 28, 1997.

Exhibits:

Cash Security Agreement
Map

TP:AMB:tp

1102 West Cypress Hills Ph 1 Sec 2
1102 West Cypress Hills Ph 1 Sec 3A

§ 82,1006. EXHIBIT 82.401 (C)

(c) CASH SECURITY AGREEMENT

TO: Travis County, Texas

DEVELOPER/BUILDER: Streetman Homes, Ltd., LLP

ESCROW AGENT: Travis County Treasurer

AMOUNT OF SECURITY: \$840

SUBDIVISION: West Cypress Hills

DATE OF POSTING: April 3, 2009

EXPIRATION DATE: Three Years, or more from Date of Posting

The ESCROW AGENT shall duly honor all drafts drawn and presented in accordance with this Agreement. Travis County may draw on the account of the DEVELOPER/BUILDER up to the aggregate AMOUNT OF SECURITY upon presentation of a draft signed by the County Judge that the following condition exists:

The county considers such a drawing on this Security necessary to complete all or part of the SUBDIVISION Sidewalks. No further substantiation of the necessity of the draw is required by this Agreement.

This Agreement is conditioned on the performance of the duties of the DEVELOPER/BUILDER to provide for the construction and completion of the Sidewalk Improvements in the SUBDIVISION to current Travis County Standards for Construction of Streets and Drainage in Subdivisions (the "Standards"), so that the Sidewalk Improvements are performing to the Standards upon the approval of the construction of the Sidewalk Improvements, and the acceptance of the Sidewalk Improvements by the Executive Manager of TNR or his designated representative. The DEVELOPER/ BUILDER shall prove that the sidewalk is built to Texas Accessibility Standards by submitting an approved inspection letter from a Registered Accessibility Specialist.

If this document needs to be renewed, it will be renewed at the then current rate for Sidewalks required by Travis County. In no case shall the amount of Security be less than the amount it would cost the County to complete the work if it becomes necessary.

Partial drafts and reductions in the amount of Security are permitted. Drafts will be honored within five calendar days of presentment. In lieu of drawing on the Security, the County, in its discretion, may accept a substitute Security in the then current amount of the estimated cost of constructing the Improvements. This Agreement may be revoked only by written consent of the DEVELOPER/BUILDER and the County.

CashSecurityAgreement/Sidewalks
Page 2

The DEVELOPER/BUILDER must indicate by signing the appropriate line, below, whether or not he wishes the escrowed funds to be invested and interest paid at the rate Travis County receives for its 90-day accounts. If so, he will be charged \$25.00 investment fee for every 90 days. The minimum amount of cash security that will be considered for investment is Two Thousand Dollars (\$2,000.00).

DEVELOPER/BUILDER

COMPANY NAME & ADDRESS

BY: Streetman Homes, Ltd., LLP 4407 Bee Cave Rd, Suite 212, Austin, TX 78746

PRINT: Kathy Rhoades

TITLE: Production Manager

PHONE: 512-329-9966

SIGN ONLY ONE

Invest funds with interest paid at the rate Travis County receives for its 90-day accounts and be charged a \$25.00 investment fee for every 90 days.

Name Date

Funds shall not be invested and no interest shall be accrued to the Developer/Builder.

Kathy Rhoades 4/3/09
Name Date

APPROVED BY THE TRAVIS COUNTY COMMISSIONERS' COURT: _____
Date

COUNTY JUDGE, TRAVIS COUNTY, TEXAS

Date

Vendor: 99689 TRAVIS COUNTY NATURAL Date: 02/06/2009 Check No: 00031812

Invoice	Date	Description	Gross Amt	Adjusts	Net Amount
21800agari	02/02/09	sidewalk fiscal	840.00	0.00	840.00
21800agari	21800	Agarito Lane	wch02 West Cypress Hills - 70's		

Check Subtotal	----->>	840.00	0.00	840.00
----------------	---------	--------	------	--------

=====

STREETWAY HOMES, L.P.
 1427 FEE DAVIS ROAD, SUITE 100
 AUSTIN, TEXAS 78741

031812

02/06/2009

*****840.00

EIGHT HUNDRED FORTY DOLLARS AND ZERO CENTS*****

TRAVIS COUNTY NATURAL
 RESOURCES
 P O BOX 1748
 AUSTIN, TX 78767



§ 82,1006. EXHIBIT 82.401 (C)

(c) CASH SECURITY AGREEMENT

TO: Travis County, Texas

DEVELOPER/BUILDER: Streetman Homes, Ltd., LLP

ESCROW AGENT: Travis County Treasurer

AMOUNT OF SECURITY: \$756

SUBDIVISION: West Cypress Hills

DATE OF POSTING: June 15, 2009

EXPIRATION DATE: Three Years, or more from Date of Posting

The ESCROW AGENT shall duly honor all drafts drawn and presented in accordance with this Agreement. Travis County may draw on the account of the DEVELOPER/BUILDER up to the aggregate AMOUNT OF SECURITY upon presentation of a draft signed by the County Judge that the following condition exists:

The county considers such a drawing on this Security necessary to complete all or part of the SUBDIVISION Sidewalks. No further substantiation of the necessity of the draw is required by this Agreement.

This Agreement is conditioned on the performance of the duties of the DEVELOPER/BUILDER to provide for the construction and completion of the Sidewalk Improvements in the SUBDIVISION to current Travis County Standards for Construction of Streets and Drainage in Subdivisions (the "Standards"), so that the Sidewalk Improvements are performing to the Standards upon the approval of the construction of the Sidewalk Improvements, and the acceptance of the Sidewalk Improvements by the Executive Manager of TNR or his designated representative. The DEVELOPER/ BUILDER shall prove that the sidewalk is built to Texas Accessibility Standards by submitting an approved inspection letter from a Registered Accessibility Specialist.

If this document needs to be renewed, it will be renewed at the then current rate for Sidewalks required by Travis County. In no case shall the amount of Security be less that the amount it would cost the County to complete the work if it becomes necessary.

Partial drafts and reductions in the amount of Security are permitted. Drafts will be honored within five calendar days of presentment. In lieu of drawing on the Security, the County, in its discretion, may accept a substitute Security in the then current amount of the estimated cost of constructing the Improvements. This Agreement may be revoked only by written consent of the DEVELOPER/BUILDER and the County.

CashSecurityAgreement/Sidewalks
Page 2

The DEVELOPER/BUILDER must indicate by signing the appropriate line, below, whether or not he wishes the escrowed funds to be invested and interest paid at the rate Travis County receives for its 90-day accounts. If so, he will be charged \$25.00 investment fee for every 90 days. The minimum amount of cash security that will be considered for investment is Two Thousand Dollars (\$2,000.00).

DEVELOPER/BUILDER _____ COMPANY NAME & ADDRESS _____
BY: Streetman Homes, Ltd., LLP _____ 4407 Bee Cave Rd, Suite 212, Austin, TX 78746
PRINT: Kathy Rhoades _____
TITLE: Production Manager _____
PHONE: 512-329-9966 _____

SIGN ONLY ONE

Invest funds with interest paid at the rate Travis County receives for its 90-day accounts and be charged a \$25.00 investment fee for every 90 days.

Name Date

Funds shall not be invested and no interest shall be accrued to the Developer/Builder.

Kathy Rhoades _____ 6/15/09
Name Date

APPROVED BY THE TRAVIS COUNTY COMMISSIONERS' COURT: _____
Date

COUNTY JUDGE, TRAVIS COUNTY, TEXAS

Date

Vendor: 99689 TRAVIS COUNTY NATURAL Date: 05/27/2009 Check No: 00033101

Invoice	Date	Description	Gross Amt	Adjusts	Net Amount
21924agari	05/18/09	sidewalk fiscal	756.00	0.00	756.00
21924agari	21924	AGARITO LANE	wch02	West Cypress Hills - 70's	

Check Subtotal ----->> 756.00 0.00 756.00

STREETMAN HOMES, L.L.C.
 107 BEE CAVES ROAD, SUITE 100
 AUSTIN, TEXAS 78748

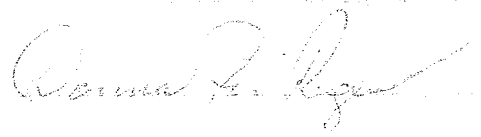
033101

05/27/2009

*****756.00

SEVEN HUNDRED FIFTY-SIX DOLLARS AND ZERO CENTS*****

TRAVIS COUNTY NATURAL
 RESOURCES
 P O BOX 1748
 AUSTIN, TX 78767



00331010 101131935321

03 296128490

§ 82.1006. EXHIBIT 82.401 (C)

(c) CASH SECURITY AGREEMENT

TO: Travis County, Texas

DEVELOPER/BUILDER: Streetman Homes, Ltd., LLP

ESCROW AGENT: Travis County Treasurer

AMOUNT OF SECURITY: \$804

SUBDIVISION: West Cypress Hills

DATE OF POSTING: May 27, 2009

EXPIRATION DATE: Three Years, or more from Date of Posting

The ESCROW AGENT shall duly honor all drafts drawn and presented in accordance with this Agreement. Travis County may draw on the account of the DEVELOPER/BUILDER up to the aggregate AMOUNT OF SECURITY upon presentation of a draft signed by the County Judge that the following condition exists:

The county considers such a drawing on this Security necessary to complete all or part of the SUBDIVISION Sidewalks. No further substantiation of the necessity of the draw is required by this Agreement.

This Agreement is conditioned on the performance of the duties of the DEVELOPER/ BUILDER to provide for the construction and completion of the Sidewalk Improvements in the SUBDIVISION to current Travis County Standards for Construction of Streets and Drainage in Subdivisions (the "Standards"), so that the Sidewalk Improvements are performing to the Standards upon the approval of the construction of the Sidewalk Improvements, and the acceptance of the Sidewalk Improvements by the Executive Manager of TNR or his designated representative. The DEVELOPER/ BUILDER shall prove that the sidewalk is built to Texas Accessibility Standards by submitting an approved inspection letter from a Registered Accessibility Specialist.

If this document needs to be renewed, it will be renewed at the then current rate for Sidewalks required by Travis County. In no case shall the amount of Security be less than the amount it would cost the County to complete the work if it becomes necessary.

Partial drafts and reductions in the amount of Security are permitted. Drafts will be honored within five calendar days of presentment. In lieu of drawing on the Security, the County, in its discretion, may accept a substitute Security in the then current amount of the estimated cost of constructing the Improvements. This Agreement may be revoked only by written consent of the DEVELOPER/BUILDER and the County.

CashSecurityAgreement/Sidewalks
Page 2

The DEVELOPER/BUILDER must indicate by signing the appropriate line below, whether or not he wishes the escrowed funds to be invested and interest paid at the rate Travis County receives for its 90-day accounts. If so, he will be charged \$25.00 investment fee for every 90 days. The minimum amount of cash security that will be considered for investment is Two Thousand Dollars (\$2,000.00).

DEVELOPER/BUILDER

COMPANY NAME & ADDRESS

BY: Streetman Homes, Ltd., LLP 4407 Bee Cave Rd, Suite 212, Austin, TX 78746

PRINT: Kathy Rhoades

TITLE: Production Manager

PHONE: 512-329-9966

SIGN ONLY ONE

I invest funds with interest paid at the rate Travis County receives for its 90-day accounts and be charged a \$25.00 investment fee for every 90 days.

Name

Date

Funds shall not be invested and no interest shall be accrued to the Developer/Builder.

Kathy Rhoades
Name

5/27/09
Date

APPROVED BY THE TRAVIS COUNTY COMMISSIONERS' COURT: _____
Date

COUNTY JUDGE, TRAVIS COUNTY, TEXAS

Date

Vendor: 99689 TRAVIS COUNTY NATURAL Date: 05/27/2009 Check No: 00033104

Invoice	Date	Description	Gross Amt	Adjusts	Net Amount
5409wildfo	05/18/09	sidewalk fiscal	804.00	0.00	804.00
5409wildfo	21824	AGARITO LANE	wch02	West Cypress Hills	- 70's

----->>> Check Subtotal ----->>> 804.00 0.00 804.00

RYEETRIAN HOWES, Ltd., L.L.C.
 4447 RED DAVES ROAD, SUITE 910
 AUSTIN, TEXAS 78746

No. 033104

05/27/2009

*****804.00

EIGHT HUNDRED FOUR DOLLARS AND ZERO CENTS*****

TRAVIS COUNTY NATURAL
 RESOURCES
 P O BOX 1748
 AUSTIN, TX 78767



§ 82.1006. EXHIBIT 82.401 (C)

(c) CASH SECURITY AGREEMENT

TO: Travis County, Texas

DEVELOPER/BUILDER: Streetman Homes, Ltd., LLP

ESCROW AGENT: Travis County Treasurer

AMOUNT OF SECURITY: \$720

SUBDIVISION: West Cypress Hills

DATE OF POSTING: April 15, 2009

EXPIRATION DATE: Three Years, or more from Date of Posting

The ESCROW AGENT shall duly honor all drafts drawn and presented in accordance with this Agreement. Travis County may draw on the account of the DEVELOPER/BUILDER up to the aggregate AMOUNT OF SECURITY upon presentation of a draft signed by the County Judge that the following condition exists:

The county considers such a drawing on this Security necessary to complete all or part of the SUBDIVISION Sidewalks. No further substantiation of the necessity of the draw is required by this Agreement.

This Agreement is conditioned on the performance of the duties of the DEVELOPER/ BUILDER to provide for the construction and completion of the Sidewalk Improvements in the SUBDIVISION to current Travis County Standards for Construction of Streets and Drainage in Subdivisions (the "Standards"), so that the Sidewalk Improvements are performing to the Standards upon the approval of the construction of the Sidewalk Improvements, and the acceptance of the Sidewalk Improvements by the Executive Manager of TNR or his designated representative. The DEVELOPER/ BUILDER shall prove that the sidewalk is built to Texas Accessibility Standards by submitting an approved inspection letter from a Registered Accessibility Specialist.

If this document needs to be renewed, it will be renewed at the then current rate for Sidewalks required by Travis County. In no case shall the amount of Security be less than the amount it would cost the County to complete the work if it becomes necessary.

Partial drafts and reductions in the amount of Security are permitted. Drafts will be honored within five calendar days of presentment. In lieu of drawing on the Security, the County, in its discretion, may accept a substitute Security in the then current amount of the estimated cost of constructing the Improvements. This Agreement may be revoked only by written consent of the DEVELOPER/BUILDER and the County.

Cash Security Agreement/Sidewalks
Page 2

The DEVELOPER/BUILDER must indicate by signing the appropriate line, below, whether or not he wishes the escrowed funds to be invested and interest paid at the rate Travis County receives for its 90-day accounts. If so, he will be charged \$25.00 investment fee for every 90 days. The minimum amount of cash security that will be considered for investment is Two Thousand Dollars (\$2,000.00).

DEVELOPER/BUILDER _____ COMPANY NAME & ADDRESS _____
BY: Streetman Homes, Ltd., LLP 4407 Bee Cave Rd, Suite 212, Austin, TX 78746
PRINT: Kathy Rhoades _____
TITLE: Production Manager _____
PHONE: 512-329-9966 _____

SIGN ONLY ONE

Invest funds with interest paid at the rate Travis County receives for its 90-day accounts and be charged a \$25.00 investment fee for every 90 days.

Name Date

Funds shall not be invested and no interest shall be accrued to the Developer/Builder.

Kathy Rhoades 4/15/09
Name Date

APPROVED BY THE TRAVIS COUNTY COMMISSIONERS' COURT: _____
Date

COUNTY JUDGE, TRAVIS COUNTY, TEXAS

Date

Vendor: 99689 TRAVIS COUNTY NATURAL

Date: 04/14/2009 Check No: 00032560

Invoice	Date	Description	Gross Amt	Adjusts	Net Amount
22229RedYu	04/07/09	sidewalk fiscal	720.00	0.00	720.00
22229RedYu	22229	Red Yucca Road	wch01	West Cypress Hills	- 60's

Check Subtotal ----->> 720.00 0.00 720.00

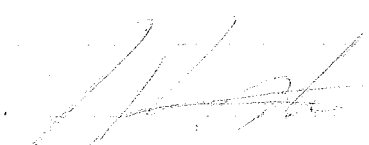
032560

04/14/2009

*****720.00

SEVEN HUNDRED TWENTY DOLLARS AND ZERO CENTS*****

TRAVIS COUNTY NATURAL
 RESOURCES
 P O BOX 1748
 AUSTIN, TX 78767



032560 1131935321

03 29612849

10

Travis County Commissioners Court Agenda Request

Voting Session 06/30/09 7/7/09
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
Executive Manager, TNR

B. Requested Text:

Notify Court of satisfactory construction of the private streets and drives for Spanish Oaks, Golf Villas and Spanish Oaks, Preserve Condominiums and Lodge – all being in Precinct 3.

C. Approved by: Karen Huber
Commissioner Karen Huber, Precinct 3

II. A. Is backup material attached*: Yes X No _____
*Any backup material to be presented to the court must be submitted with this Agenda Request (original and 8 copies).

B. Have the agencies affected by this request been invited to attend the Work Session?

Yes X No _____ Please list those contacted and their phone numbers:

<u>AB</u> Anna Bowlin	- 854-9383	Joe Arriaga	- 854-9383
Stacey Scheffel <u>SS</u>	- 854-9383	Johnny Anglin	- 266-3315

III. Required Authorizations: Please check if applicable:

- Planning and Budget Office (473-9106)
- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant
- Human Resources Department (473-9165)
- A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (473-9700)
- Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (473-9415)
- Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 473-9383
FAX (512) 708-4649

MEMORANDUM

DATE: June 10, 2009

TO: Members of the Commissioners' Court
Carol B. Gieselman

THROUGH: Joseph P. Gieselman, Executive Manager

FROM: Stacey Scheffel, Flood Plain Manager, Planning and Engineering Services *SS*

SUBJECT: Notify Court of satisfactory construction of the private streets and drives for Spanish Oaks, Golf Villas and Spanish Oaks, Preserve Condominiums and Lodge – all being in Precinct 3.

Summary and Staff Recommendation:

The Spanish Oaks, Golf Villas subdivision was recorded October 17, 2007 at Document #200700308. The Preserve Condominiums and Lodge is a site plan project constructed on Lots 2 and 3, Block A of Spanish Oaks, Section 9. Section 9 was recorded May 9, 2007 at Documents #200700146 with Commissioners Court being notified of its construction on June 9, 2009. A TNR Inspector has given these projects Construction Approval. All other items required for Approval of Construction have been received, including the Certificate of Incorporation and Declaration of Covenants, Conditions and Restrictions, showing that there is a body in place to take over maintenance of the private roadways.

According to Standards for Construction of Streets and Drainage in Subdivisions [§82.401(c)(2)] adopted by Travis County Commissioner's Court August 28, 1997, the Executive Manager will notify the Commissioners Court of the satisfactory construction of public and private improvements. Upon approval of the private improvements, the Executive Manager will release the security for the private improvements. We recommend that all fiscal be released.

Budgetary and Fiscal Impact:

No budgetary impact. The letters of credit posted with Travis County for these projects will be released once Commissioners Court approves notification.

Issues and Opportunities:

This insures that not only are the improvements built to Travis County standards, but that there is a collective body in place to maintain the improvements within these projects for the respective residents. The Preserve Condominiums and Lodge, as part of Section 9, takes access from Krause Lane, a constructed and approved private street. The Golf Villas takes access from Maidenhair Lane, a constructed and approved private street.

Page 2
June 10, 2009

Enclosures:
TNR Acceptance letters
Requirements lists
Maps

PS:SS:ps

1102 Spanish Oaks, Golf Villas
1102 Spanish Oaks, Preserve Condominiums & Lodge



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
P.O. Box 1748
Austin, Texas 78767
tel 512-854-9383
fax 512-854-4649

**CONSTRUCTION ACCEPTANCE AND RECOMMENDATION FOR FISCAL
RELEASE -PRIVATE STREET SUBDIVISION**

DATE: June 5, 2009

TO: Developer

Spanish Oaks L.P.
13443 Highway 71 West
Bee Cave, TX 78738

Engineer

LJA Engineering & Surveying, Inc.
5316 Hwy 290 West, Suite 150
Austin, TX 78735

SUBJECT: Spanish Oaks, Golf Villas

Effective this date, streets and/or drainage construction within this subdivision, appear to be in conformance with the Permitted Construction Documents. The streets of this subdivision will not be accepted for maintenance by Travis County but will be released to the Homeowners Association for maintenance.

When the Developer has furnished to Travis County all of the documents in the "Requirements for Approval of Construction – Private Street Subdivisions" (attached), the Executive Manager of Transportation and Natural Resources Department will notify the Commissioners Court of the satisfactory completion of the private streets. Upon approval of the private improvements, the Executive Manager will fully release the Security for the private improvements.

OTHER REMARKS:

See attached "Requirements for Approval of Construction"

BY: Johnny Anglin 6-08-09
TNR Construction Inspector – Johnny Anglin

Paul Scoggins
Engineering Specialist Paul Scoggins



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
P.O. Box 1748
Austin, Texas 78767
tel 512-854-9383
fax 512-854-4649

**CONSTRUCTION ACCEPTANCE AND RECOMMENDATION FOR FISCAL
RELEASE -PRIVATE STREET SUBDIVISION**

DATE: June 5, 2009

TO: Developer

Spanish Oaks L.P.
13443 Highway 71 West
Bee Cave, TX 78738

Engineer

LJA Engineering & Surveying, Inc.
5316 Hwy 290 West, Suite 150
Austin, TX 78735

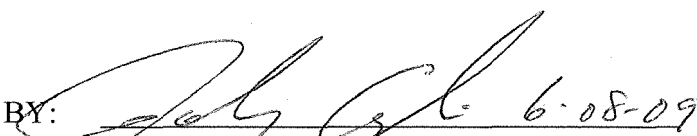
SUBJECT: Spanish Oaks, Preserve Condos and Lodge

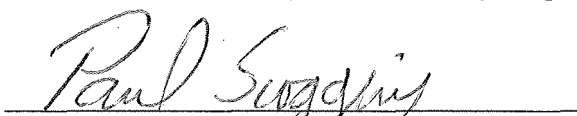
Effective this date, streets and/or drainage construction within this subdivision, appear to be in conformance with the Permitted Construction Documents. The streets of this subdivision will not be accepted for maintenance by Travis County but will be released to the Homeowners Association for maintenance.

When the Developer has furnished to Travis County all of the documents in the "Requirements for Approval of Construction – Private Street Subdivisions" (attached), the Executive Manager of Transportation and Natural Resources Department will notify the Commissioners Court of the satisfactory completion of the private streets. Upon approval of the private improvements, the Executive Manager will fully release the Security for the private improvements.

OTHER REMARKS:

See attached "Requirements for Approval of Construction"

BY:  6-08-09
TNR Construction Inspector – Johnny Anglin


Engineering Specialist Paul Scoggins



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

SPANISH OAKS, GOLF VILLAS

REQUIREMENTS FOR APPROVAL OF CONSTRUCTION PRIVATE STREET SUBDIVISIONS PER STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS - AUGUST 28, 1997

- | | |
|---------------|---|
| <u>6/2/09</u> | 1. Professional Engineer's certification of quantities of work completed (Engineer's Concurrence Letter) § 82.401(c)(1)(A) § 82.604(c)(2) |
| <u>NA</u> | 2. Construction Summary Report § 82.604(c)(1) |
| <u>6/3/09</u> | 3. Contractor's invoice or receipt of payment for work completed § 82.401(c)(1)(B) |
| <u>6/2/09</u> | 4. Reproducible Plans, certified as "Record Drawings", by the Owner's Consulting Engineer § 82.604(c)(3) |
| <u>NA</u> | 5. If applicable, a copy of the Conditional Letter of Map Amendment or Revision from FEMA and the completed application for a Letter of Map Amendment or Revision § 82.604(c)(5) |
| <u>6/9/09</u> | 6. A TNR inspection report, indicating the completion of that portion of the work represented by the reduction of fiscal (streets and drainage, including detention ponds and common area sidewalks and traffic control devices shown on the approved traffic control plan) § 82.401(c)(1)(C) |
| <u>NA</u> | 7. Approval of other agencies - cities, if in their ETJ; Municipal or other Utility Districts |
| <u>RCV'D</u> | *8. The Certificate of Incorporation of the Homeowners Association filed with the Texas Secretary of State. |
| <u>6/3/09</u> | *9. A recorded copy of the Declaration of Covenants, Conditions, and Restrictions showing the responsibility of the Homeowners Association to maintain the streets and drainage. |

*These two items are in lieu of warranty bond, sidewalk fiscal posting and ADA statement.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

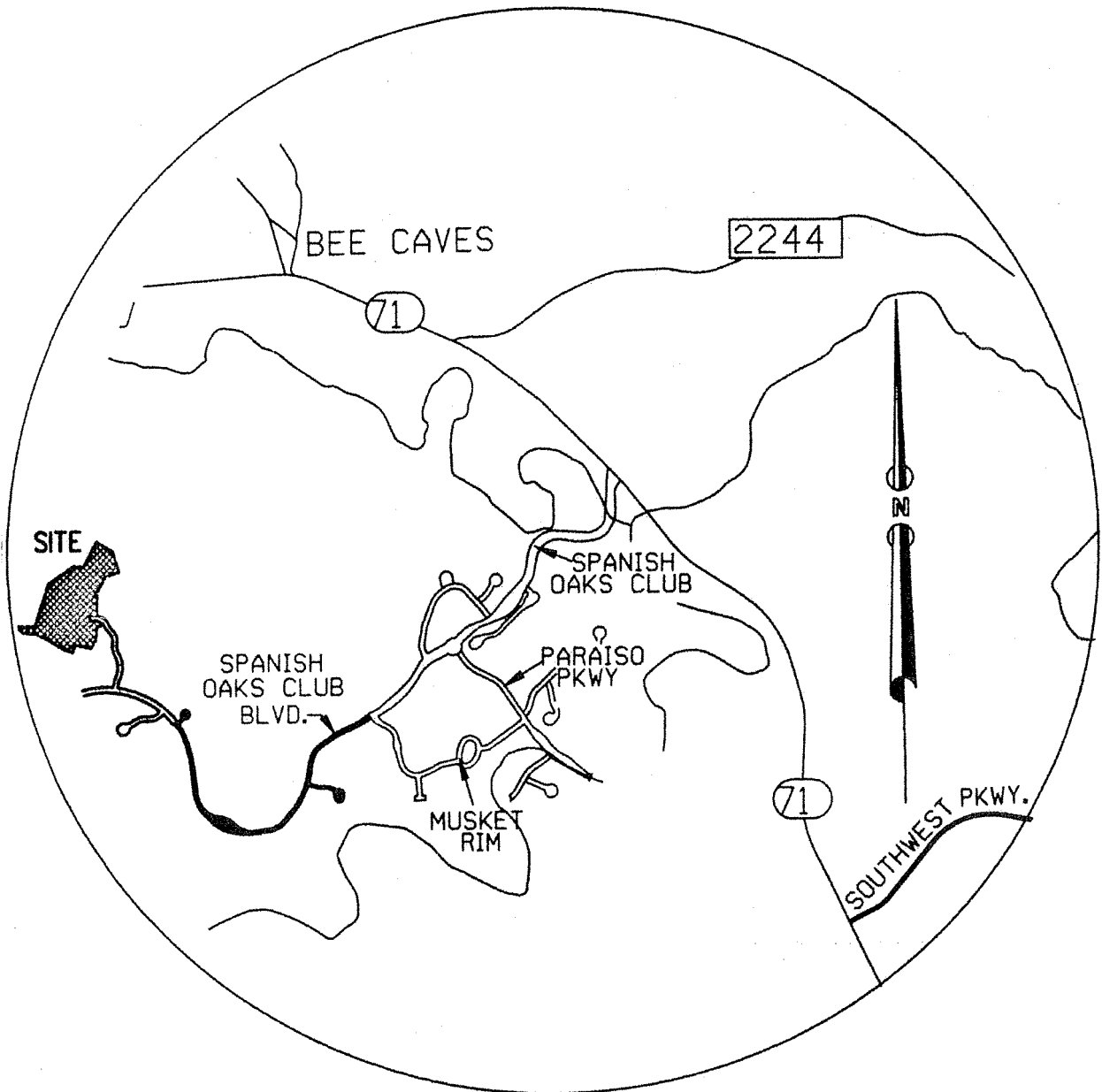
411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

SPANISH OAKS, PRESERVE CONDOMINIUMS & LODGE

REQUIREMENTS FOR APPROVAL OF CONSTRUCTION PRIVATE STREET SUBDIVISIONS PER STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS - AUGUST 28, 1997

- | | |
|---------------|---|
| <u>6/2/09</u> | 1. Professional Engineer's certification of quantities of work completed (Engineer's Concurrence Letter) § 82.401(c)(1)(A) § 82.604(c)(2) |
| <u>NA</u> | 2. Construction Summary Report § 82.604(c)(1) |
| <u>6/3/09</u> | 3. Contractor's invoice or receipt of payment for work completed § 82.401(c)(1)(B) |
| <u>6/2/09</u> | 4. Reproducible Plans, certified as "Record Drawings", by the Owner's Consulting Engineer § 82.604(c)(3) |
| <u>NA</u> | 5. If applicable, a copy of the Conditional Letter of Map Amendment or Revision from FEMA and the completed application for a Letter of Map Amendment or Revision § 82.604(c)(5) |
| <u>6/9/09</u> | 6. A TNR inspection report, indicating the completion of that portion of the work represented by the reduction of fiscal (streets and drainage, including detention ponds and common area sidewalks and traffic control devices shown on the approved traffic control plan) § 82.401(c)(1)(C) |
| <u>NA</u> | 7. Approval of other agencies - cities, if in their ETJ; Municipal or other Utility Districts |
| <u>RCV'D</u> | *8. The Certificate of Incorporation of the Homeowners Association filed with the Texas Secretary of State. |
| <u>6/3/09</u> | *9. A recorded copy of the Declaration of Covenants, Conditions, and Restrictions showing the responsibility of the Homeowners Association to maintain the streets and drainage. |

*These two items are in lieu of warranty bond, sidewalk fiscal posting and ADA statement.



VICINITY MAP
NOT TO SCALE

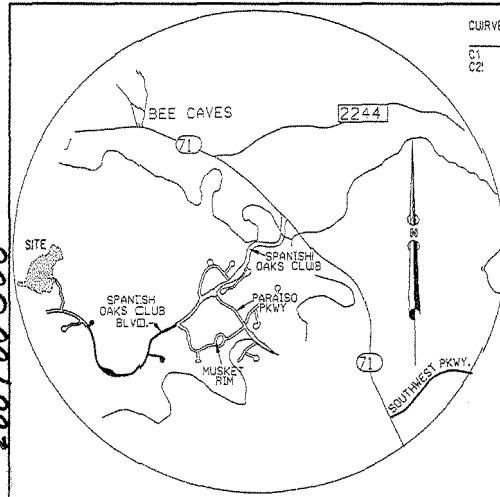
Spanish Oaks, Golf Villas

2007.00.300

October 17, 2007

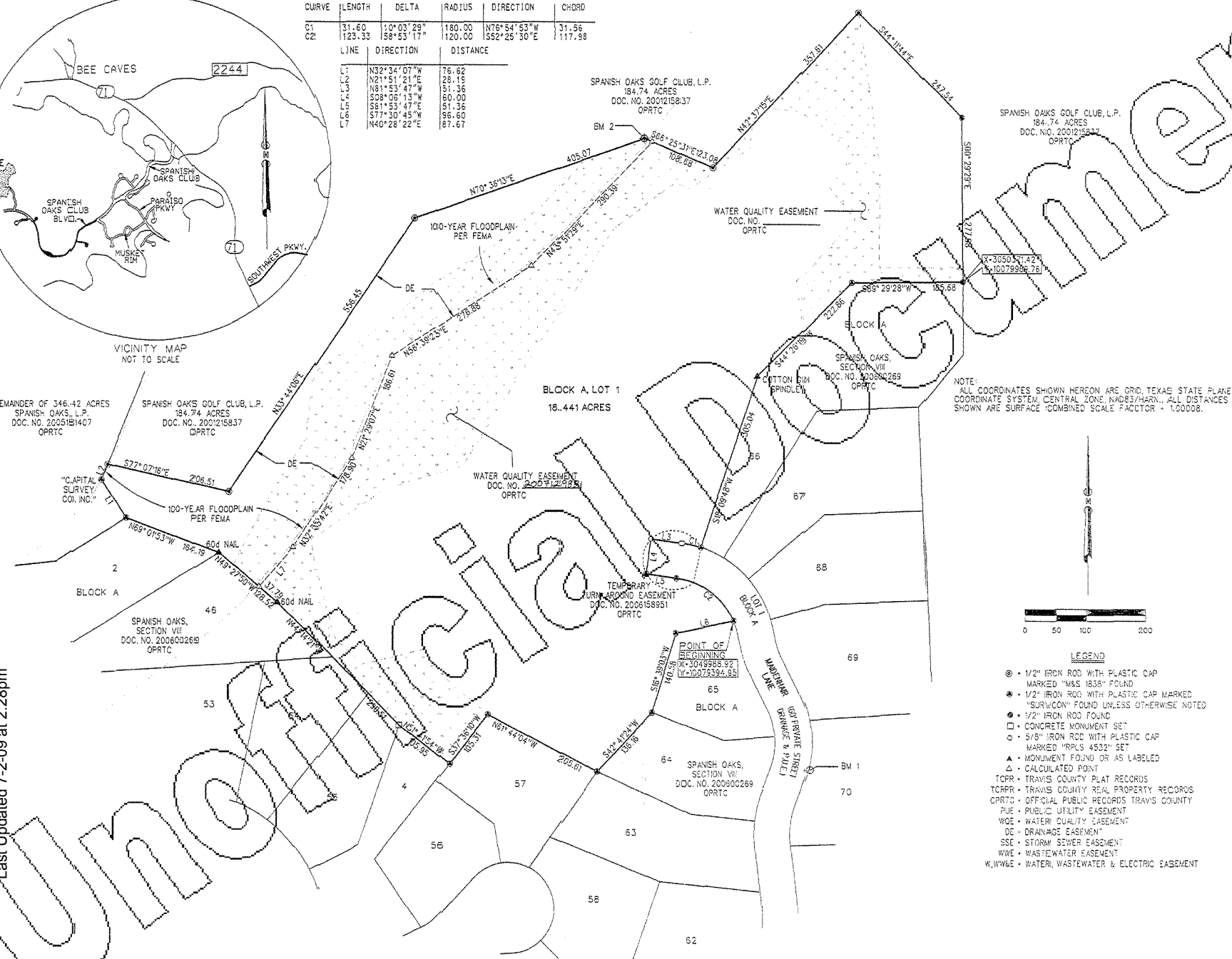
\$ 92.00

Last Updated 7-2-09 at 2:28pm

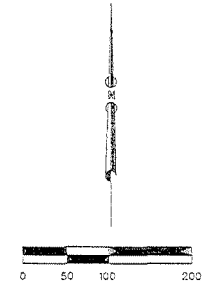


CURVE	LENGTH	DELTA	RADIUS	DIRECTION	CHORD
C1	31.60	10°03'29"	180.00	N76°54'53"W	31.56
C2	123.33	58°53'17"	120.00	S82°25'50"E	117.99

LINE	DIRECTION	DISTANCE
L1	N32°34'07"W	76.62
L2	N21°51'21"E	28.15
L3	N81°53'41"W	51.36
L4	S08°06'13"W	60.00
L5	S81°53'47"E	51.36
L6	S77°30'45"W	66.60
L7	N40°28'22"E	67.67



NOTE: ALL COORDINATES SHOWN HEREON ARE GRID TEXAS STATE PLANE COORDINATE SYSTEM CENTRAL ZONE NAD83/HARN. ALL DISTANCES SHOWN ARE SURFACE (COMBINED SCALE FACTOR = 1:50000).



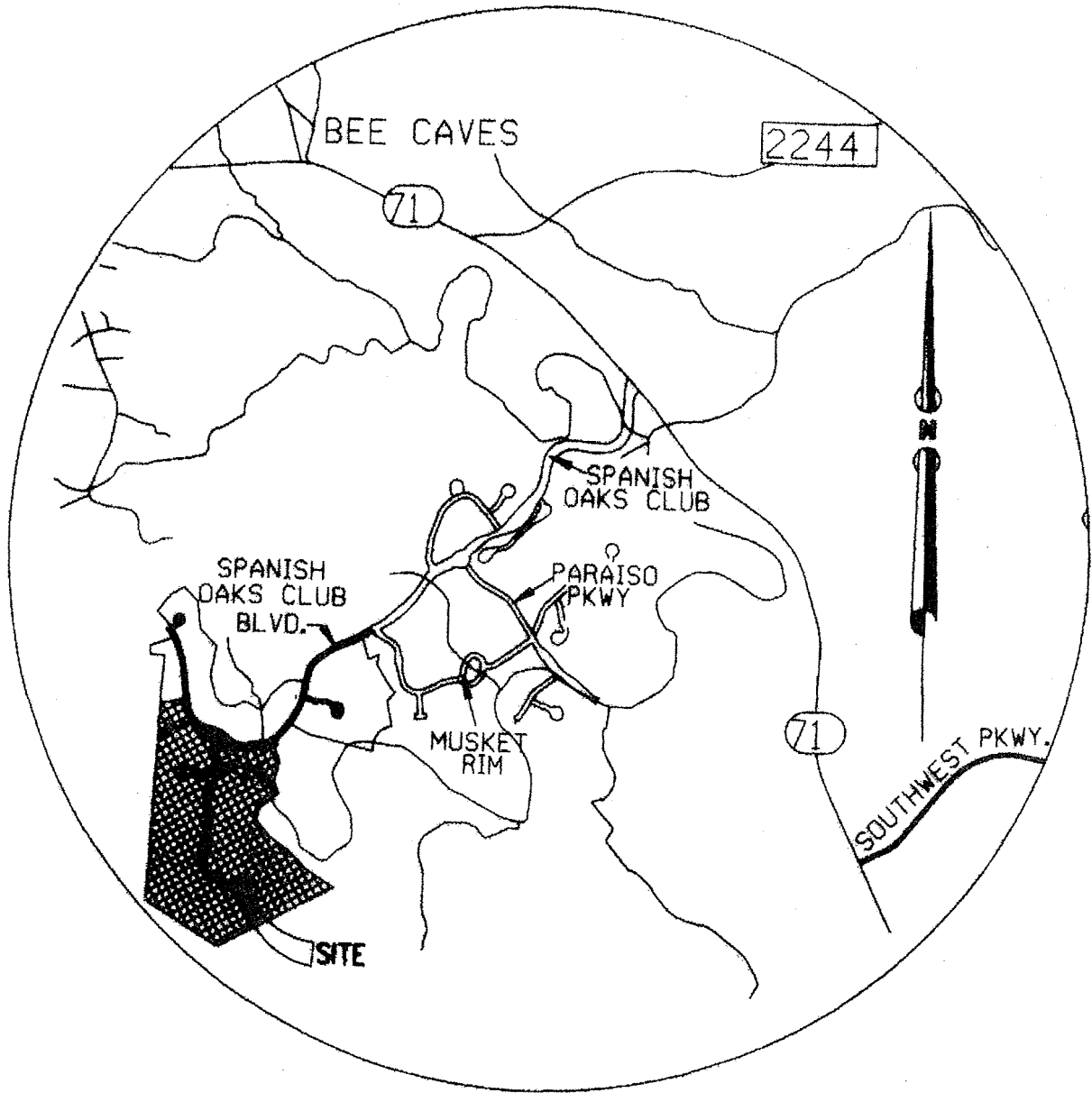
- LEGEND**
- ⊙ • 1/2" IRON ROD WITH PLASTIC CAP MARKED "M&S 1836" FOUND
 - ⊙ • 1/2" IRON ROD WITH PLASTIC CAP MARKED "SURVCON" FOUND UNLESS OTHERWISE NOTED
 - ⊙ • 1/2" IRON ROD FOUND
 - • CONCRETE MONUMENT SET
 - ⊙ • 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4532" SET
 - ▲ • MONUMENT FOUND OR AS LABELED
 - △ • CALCULATED POINT
 - TCPR • TRAVIS COUNTY PLAT RECORDS
 - TCRRP • TRAVIS COUNTY REAL PROPERTY RECORDS
 - OPRTC • OFFICIAL PUBLIC RECORDS TRAVIS COUNTY
 - PUE • PUBLIC UTILITY EASEMENT
 - WQE • WATER QUALITY EASEMENT
 - DE • DRAINAGE EASEMENT
 - SSE • STORM SEWER EASEMENT
 - WWE • WASTEWATER EASEMENT
 - W,W,W&E • WATER, WASTEWATER & ELECTRIC EASEMENT

NO.	REVISED	DATE

RAMSEY LAND SURVEYING, L.L.C.
 8718 SOUTHWEST PARKWAY
 P.O. BOX 92768
 AUSTIN, TEXAS 78709-2768
 PHONE (512) 301-5398
 FAX (512) 301-9395
 bramsey@ramseylandsurveying.com

SPANISH OAKS GOLF VILLAS

DRAWN BY	CAR
CHECKED	BR
DATE	12-27-06
PROJECT NO.	636-04
DRAWING NO.	936-01
SHEET NO.	1 OF 3
FILENAME	936/90887P.DGN



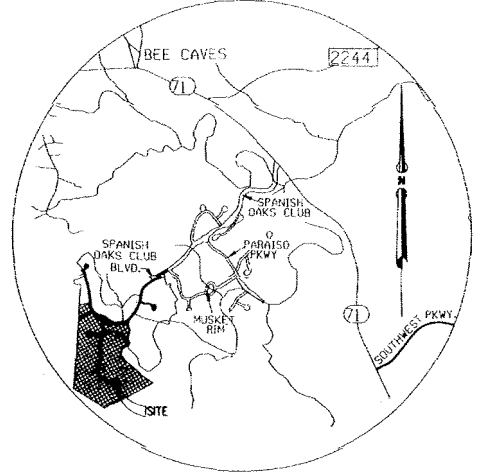
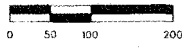
VICINITY MAP
NOT TO SCALE

Spanish Oaks, Preserve Condominiums & Lodge

Last Updated 7-2-09 at 2:28pm

LEGEND

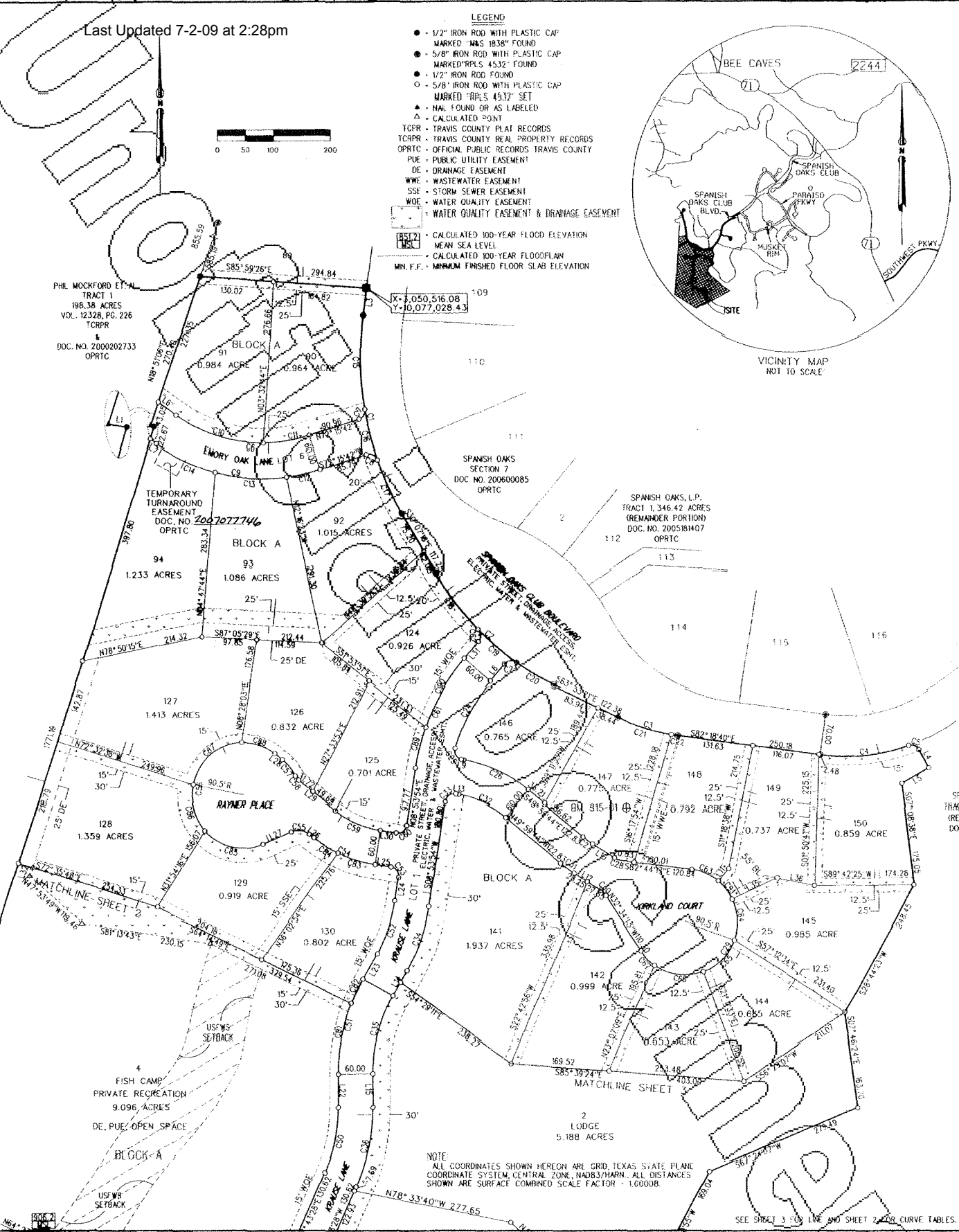
- - 1/2" IRON ROD WITH PLASTIC CAP MARKED "M&S 1838" FOUND
- - 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4532" FOUND
- - 1/2" IRON ROD FOUND
- - 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4532" SET
- ▲ - NAIL FOUND OR AS LABELED
- △ - CALCULATED POINT
- TCPR - TRAVIS COUNTY PLAT RECORDS
- TCOR - TRAVIS COUNTY REAL PROPERTY RECORDS
- OPRTC - OFFICIAL PUBLIC RECORDS TRAVIS COUNTY
- PUE - PUBLIC UTILITY EASEMENT
- DE - DRAINAGE EASEMENT
- WWE - WASTEWATER EASEMENT
- SSF - STORM SEWER EASEMENT
- WQE - WATER QUALITY EASEMENT
- WE - WATER QUALITY EASEMENT & DRAINAGE EASEMENT
- BSZ - CALCULATED 100-YEAR FLOOD ELEVATION MEAN SEA LEVEL
- MSL - CALCULATED 100-YEAR FLOODPLAIN
- MIN.F.F. - MINIMUM FINISHED FLOOR SLAB ELEVATION



VICINITY MAP NOT TO SCALE

PHIL MOCKFORD ET AL
 TRACT 1
 198.36 ACRES
 VOL. 12328, PG. 226
 TCPR
 DOC. NO. 2000020733
 OPRTC

X = 3,050,516.08
 Y = 10,077,028.43



NOTE:
 ALL COORDINATES SHOWN HEREON ARE GRID, TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE, NAD83/HARN. ALL DISTANCES SHOWN ARE SURFACE COMBINED SCALE FACTOR = 1.00008.

SEE SHEET 3 FOR LINE AND SHEET 2 FOR CURVE TABLES.

NO. 000	DATE	CHECKED	DATE	PROJECT NO.	DRAWING NO.	SHEET NO.	LOT
115	11-15-06	EP/BR	11-15-06	815-04	815-02	1	6

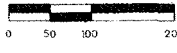
SPANISH OAKS SECTION 9

RAMSEY LAND SURVEYING, L.L.C.
 8718 SOUTHWEST PARKWAY
 P.O. BOX 92768
 AUSTIN, TEXAS 78709-2768
 PHONE (512) 301-9398
 FAX (512) 301-9395
 bramsey@lrsurveying.com

NO	REVISIONS	DRN	CHK	DATE

Last Updated 7-2-09 at 2:28pm

CURVE	LENGTH	DELTA	RADIUS	DIRECTION	CHORD
C1	351.11	177° 13' 42"	485.00	S47° 00' 19" E	281.72
C2	285.84	33° 46' 03"	335.00	S73° 06' 01" E	107.25
C3	102.71	18° 25' 19"	335.00	N84° 13' 51" E	155.93
C4	157.37	75° 54' 57"	15.00	S68° 25' 23" E	19.60
C5	21.36	81° 36' 28"	270.00	S81° 24' 12" E	238.85
C6	24.95	22° 30' 08"	15.00	N31° 15' 26" E	19.68
C7	11.47	82° 06' 33"	15.00	N63° 26' 37" W	20.95
C8	23.19	98° 35' 21"	330.00	N81° 29' 12" W	291.92
C9	302.39	52° 30' 09"	270.00	S72° 40' 46" E	161.87
C10	164.40	34° 43' 13"	270.00	N81° 04' 10" E	82.68
C11	83.01	77° 36' 35"	330.00	N71° 30' 30" E	60.35
C12	60.44	109° 29' 36"	330.00	S86° 09' 52" E	126.84
C13	122.64	22° 03' 40"	330.00	S65° 09' 35" E	113.75
C14	174.32	13° 50' 52"	330.00	S01° 08' 00" E	162.26
C15	160.81	77° 13' 42"	195.00	S14° 23' 08" W	133.32
C16	87.19	09° 24' 06"	270.00	S24° 38' 07" E	102.30
C17	104.46	40° 58' 21"	485.00	S37° 19' 00" E	121.45
C18	121.81	14° 23' 25"	485.00	S49° 46' 48" E	89.06
C19	89.19	10° 32' 18"	485.00	S59° 28' 09" E	74.76
C20	14.84	08° 50' 24"	335.00	S73° 06' 01" E	36.64
C21	96.90	43° 55' 15"	330.00	S82° 33' 36" E	107.73
C22	102.74	31° 50' 29"	330.00	S82° 33' 36" E	21.56
C23	23.66	84° 43' 55"	16.00	S28° 12' 04" W	129.25
C24	130.75	23° 18' 11"	16.00	S32° 00' 55" E	24.73
C25	27.31	97° 47' 47"	2880.00	S59° 24' 52" E	41.42
C26	124.87	11° 06' 21"	2880.00	N64° 27' 38" W	65.75
C27	21.13	07° 04' 20"	170.00	S53° 31' 24" E	21.12
C28	13.86	25° 37' 14"	31.00	S69° 55' 40" E	3.75
C29	363.55	230° 09' 52"	90.50	S34° 20' 48" W	163.83
C30	13.28	24° 32' 50"	31.00	S59° 30' 38" W	13.18
C31	28.59	07° 07' 20"	230.00	S73° 06' 01" E	81.38
C32	92.29	31° 06' 21"	110.00	N65° 32' 55" E	91.16
C33	25.13	90° 00' 00"	16.00	S54° 53' 53" W	22.63
C34	115.37	20° 08' 06"	380.00	S18° 57' 57" W	115.37
C35	138.06	29° 17' 47"	270.00	S14° 23' 08" W	136.56
C36	138.16	43° 55' 15"	335.00	N51° 32' 51" E	41.42
C37	26.40	05° 36' 10"	210.00	S20° 55' 23" E	32.26
C38	24.63	04° 16' 37"	330.00	S20° 15' 37" E	24.63
C39	349.77	62° 37' 33"	320.00	S08° 54' 54" E	333.52
C40	159.54	53° 51' 22"	270.00	S57° 00' 55" E	167.23
C41	42.50	45° 05' 18"	64.00	S64° 02' 02" E	41.42
C42	37.98	33° 28' 54"	65.00	N77° 53' 31" E	37.45
C43	266.03	203° 14' 06"	75.00	S15° 55' 01" W	146.93
C44	37.98	33° 28' 54"	65.00	N45° 48' 29" W	37.45
C45	42.50	45° 05' 18"	64.00	N51° 32' 51" E	41.42
C46	195.00	33° 22' 22"	330.00	N51° 09' 10" E	162.17
C47	415.35	62° 37' 33"	380.00	N08° 54' 51" W	334.98
C48	20.15	04° 16' 37"	270.00	N20° 15' 37" E	20.15
C49	32.27	05° 36' 10"	330.00	N20° 55' 23" E	32.26
C50	113.04	23° 59' 15"	270.00	N11° 04' 10" E	112.24
C51	168.74	39° 17' 47"	330.00	N18° 13' 06" E	168.74
C52	94.88	20° 08' 06"	270.00	N18° 57' 57" E	94.40
C53	25.13	90° 00' 00"	16.00	N36° 06' 06" W	22.63
C54	117.37	29° 14' 20"	230.00	N66° 28' 56" W	116.70
C55	33.08	61° 08' 33"	90.50	N67° 26' 03" W	31.53
C56	380.90	241° 08' 34"	90.50	N07° 33' 57" E	155.84
C57	37.13	26° 25' 28"	80.50	S38° 39' 02" E	36.80
C58	9.22	26° 25' 28"	20.00	S38° 39' 02" E	9.14
C59	86.75	29° 14' 20"	170.00	S66° 28' 56" E	85.81
C60	25.13	90° 00' 00"	16.00	N59° 53' 54" E	22.63
C61	201.51	31° 17' 16"	380.00	N24° 32' 32" E	204.94
C62	23.66	84° 43' 55"	16.00	N02° 10' 47" W	21.56
C63	50.50	31° 58' 07"	90.50	N66° 45' 14" W	49.84
C64	10.17	44° 25' 24"	90.50	N02° 51' 44" W	68.42
C65	79.48	50° 19' 15"	90.50	N47° 34' 01" W	76.95
C66	87.49	55° 23' 14"	90.50	S82° 38' 10" E	84.12
C67	35.34	22° 22' 20"	90.50	S43° 45' 23" E	35.11
C68	26.91	20° 33' 34"	75.00	N75° 25' 15" W	26.77
C69	56.48	43° 08' 56"	64.00	N47° 34' 01" W	56.16
C70	55.15	42° 07' 54"	75.00	N00° 55' 36" W	53.92
C71	60.04	45° 52' 06"	75.00	N43° 04' 24" E	58.45
C72	67.45	51° 31' 36"	75.00	S88° 13' 44" E	65.20
C73	18.76	19° 54' 02"	54.00	N38° 56' 03" W	18.66
C74	23.75	25° 11' 53"	64.00	N61° 29' 51" W	23.58
C75	69.02	11° 59' 00"	330.00	S68° 05' 28" E	66.89
C76	125.96	21° 52' 22"	330.00	S51° 09' 48" E	125.21
C77	84.58	12° 45' 08"	380.00	S33° 51' 03" E	84.40
C78	115.42	17° 24' 11"	380.00	S18° 46' 24" E	114.38
C79	160.69	12° 13' 45"	380.00	S02° 02' 34" W	159.50
C80	54.66	08° 14' 29"	380.00	S18° 16' 41" W	54.61
C81	122.14	21° 12' 21"	330.00	S10° 20' 23" W	121.44
C82	46.60	08° 05' 26"	330.00	S24° 59' 17" W	46.56
C83	68.24	16° 59' 51"	230.00	S72° 26' 07" E	67.39
C84	49.13	29° 14' 22"	230.00	S57° 58' 57" E	49.04
C85	112.99	71° 31' 53"	90.50	S77° 14' 23" E	105.19
C86	82.96	52° 31' 26"	90.50	S15° 12' 43" E	80.09
C87	122.34	77° 27' 04"	90.50	S49° 46' 32" W	113.23
C88	62.81	39° 38' 10"	90.50	N71° 40' 31" W	61.37
C89	73.09	11° 01' 11"	380.00	S14° 24' 30" W	72.97
C90	134.42	20° 16' 05"	380.00	S30° 03' 08" W	133.12
C91	40.58	25° 41' 44"	90.50	N37° 55' 18" W	40.25



PHIL MOCKFORD ET AL.
 TRACT 1
 98.38 ACRES
 VOL. 12328, PG. 226
 TCRPR
 &
 DOC. NO. 2000202733
 OPRTC

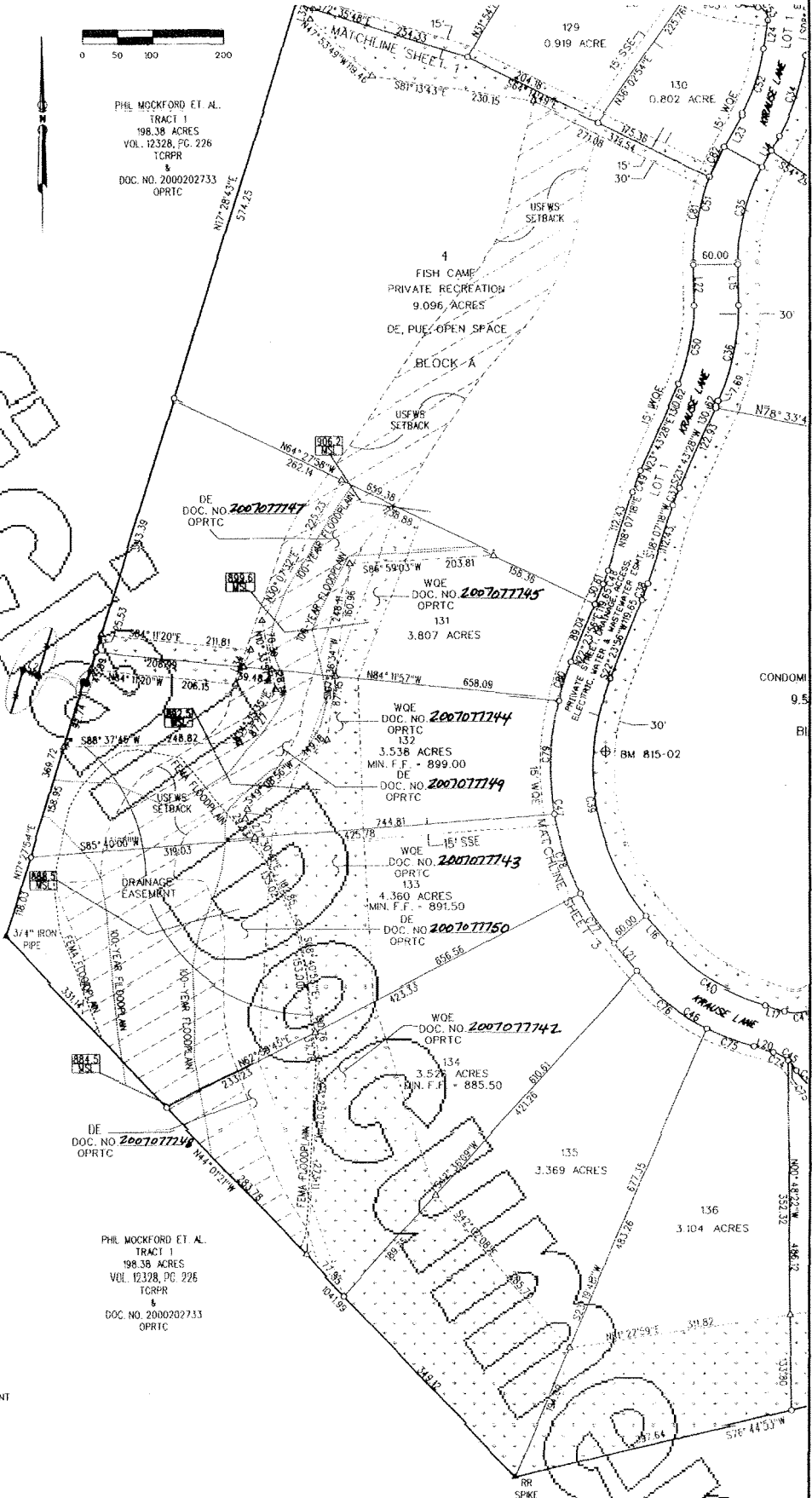
- LEGEND**
- 1/2" IRON ROD WITH PLASTIC CAP MARKED "M&S 1838" FOUND
 - 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4532" FOUND
 - 1/2" IRON ROD FOUND
 - 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4532" SET
 - ▲ NAIL FOUND OR AS LABELED
 - ▲ CALCULATED POINT
 - TOPR - TRAVIS COUNTY PLAT RECORDS
 - TCRPR - TRAVIS COUNTY REAL PROPERTY RECORDS
 - OPRTC - OFFICIAL PUBLIC RECORDS TRAVIS COUNTY
 - PUE - PUBLIC UTILITY EASEMENT
 - DE - DRAINAGE EASEMENT
 - WWE - WASTEWATER EASEMENT
 - SSE - STORM SEWER EASEMENT
 - WQE - WATER QUALITY EASEMENT
 - WQDE - WATER QUALITY EASEMENT & DRAINAGE EASEMENT
 - 15.12 - CALCULATED 100-YEAR FLOOD ELEVATION
 - 15.1 - MEAN SEA LEVEL
 - 15.1 - CALCULATED 100-YEAR FLOODPLAN
 - MN.F.F. - MINIMUM FINISHED FLOOR SLAB ELEVATION

SEE SHEET 3 FOR LINE TABLES.

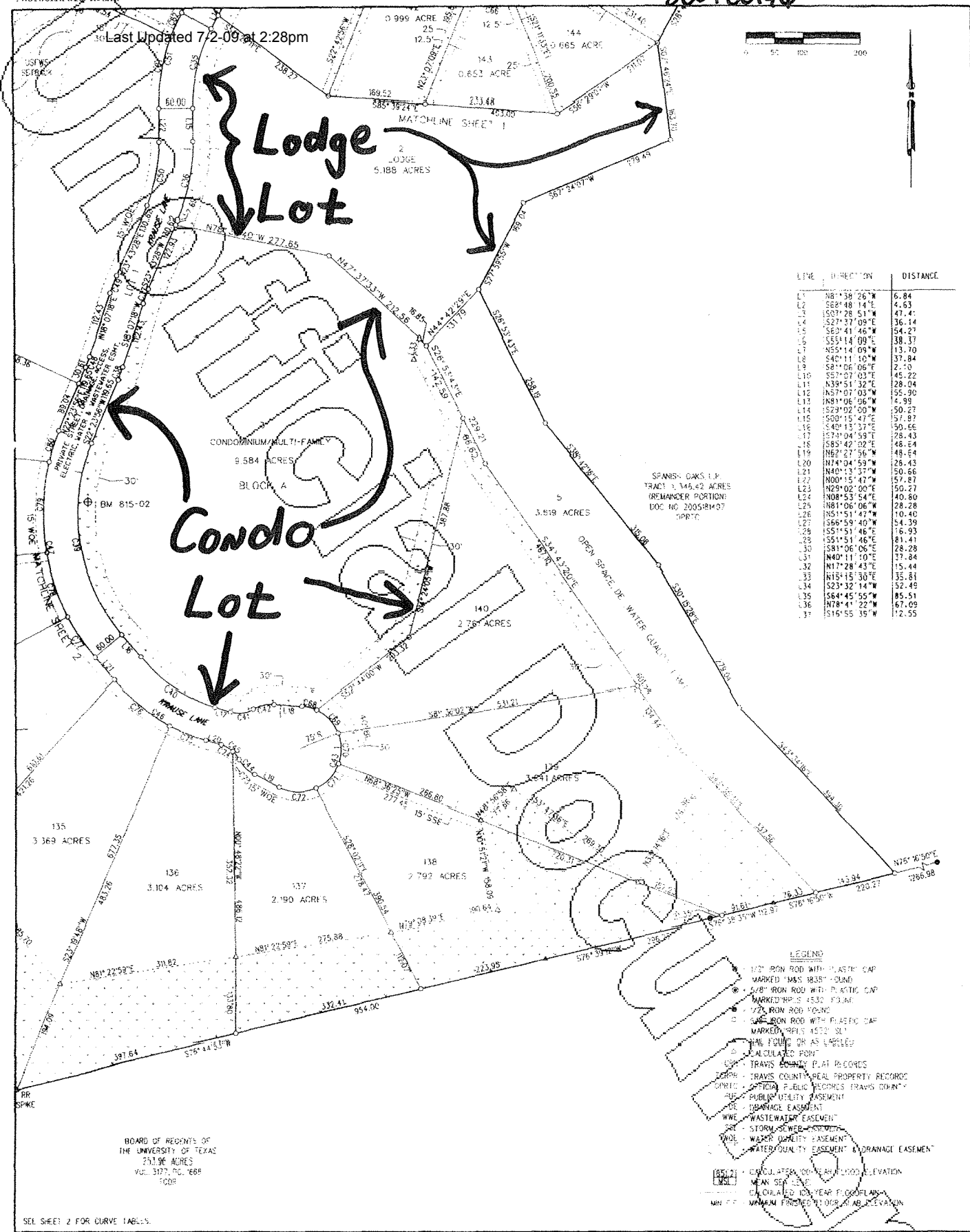
DATE	11-9-06
PROJECT NO.	819-04
DRAWING NO.	2 OF 6
SHEET NO.	2 OF 6
BY	PLANNING
DATE	11-9-06
PROJECT NO.	819-04
DRAWING NO.	2 OF 6
SHEET NO.	2 OF 6
BY	PLANNING
DATE	11-9-06

RAMSEY LAND SURVEYING, L.L.C.
 8718 SOUTHWEST PARKWAY
 P.O. BOX 92768
 AUSTIN, TEXAS 78709-2768
 PHONE (512) 301-9398
 FAX (512) 301-9395
 bramsey@lrsurveying.com

NO	REVISIONS	DRN	CHK	DATE



Last Updated 7-2-09 at 2:28pm



LINE	DIRECTION	DISTANCE
L1	N81°38'26"W	6.84
L2	S68°48'14"E	4.63
L3	S03°28'51"W	47.41
L4	S27°37'09"E	36.14
L5	S63°41'48"W	54.27
L6	S55°14'09"E	38.37
L7	N55°14'09"W	13.70
L8	S40°11'10"W	37.84
L9	S81°06'06"E	2.10
L10	S37°07'03"E	45.22
L11	N39°51'32"E	28.04
L12	N57°07'03"W	55.90
L13	N81°06'06"W	4.99
L14	S23°02'00"W	50.27
L15	S00°15'47"E	13.92
L16	S40°13'37"E	50.66
L17	S73°04'59"E	28.43
L18	S85°42'02"E	48.54
L19	N82°27'56"W	48.54
L20	N14°04'59"W	28.43
L21	N40°13'37"W	50.66
L22	N00°15'47"W	57.87
L23	N29°02'00"E	50.27
L24	N08°53'54"E	140.60
L25	N81°06'06"W	28.28
L26	N51°51'47"W	10.40
L27	S66°59'40"W	54.39
L28	S51°51'46"E	16.93
L29	S51°51'46"E	81.41
L30	S81°06'06"E	28.28
L31	N40°11'10"E	37.84
L32	N17°28'43"E	15.44
L33	N15°15'30"E	35.81
L34	S23°32'14"W	32.49
L35	S84°45'55"W	85.51
L36	N78°41'22"W	67.09
L37	S15°55'39"W	12.55

- LEGEND**
- 1" IRON ROD WITH PLASTIC CAP MARKED "MS 1838" FOUND
 - 1/2" IRON ROD WITH PLASTIC CAP MARKED "HP IS 4530 FOUND"
 - 1/2" IRON ROD FOUND
 - 5/8" IRON ROD WITH PLASTIC CAP MARKED "RPLS 4572 SL"
 - NAIL FOUND OR AS LABELED
 - CALCULATED POINT
 - TRAVIS COUNTY PLAT RECORDS
 - TRAVIS COUNTY DEED PROPERTY RECORDS
 - TRAVIS COUNTY PUBLIC RECORDS (TRAVIS COUNTY)
 - PUBLIC UTILITY EASEMENT
 - DRAINAGE EASEMENT
 - WASTEWATER EASEMENT
 - STORM SEWER EASEMENT
 - WATER QUALITY EASEMENT
 - WATER QUALITY EASEMENT + DRAINAGE EASEMENT
- [ELEVATION] CALCULATED 100-YEAR FLOOD ELEVATION
 [MSL] MEAN SEA LEVEL
 [FOOTPRINT] CALCULATED 100-YEAR FOOTPRINT
 [MIN] MINIMUM FLOOD PROTECTION AS AN ELEVATION

BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS
 743.96 ACRES
 VOL. 3177, PCL 668
 1908

SEE SHEET 2 FOR CURVE TABLES.

PLANNED BY	8/15/09
DRAWN BY	8/15/09
CHECKED BY	8/15/09
DATE	8/15/09
PROJECT NO.	815-04
DRAWING NO.	815-02
SHEET NO.	5 OF 6
PLANNED BY	8/15/09

SPANISH OAKS SECTION 9

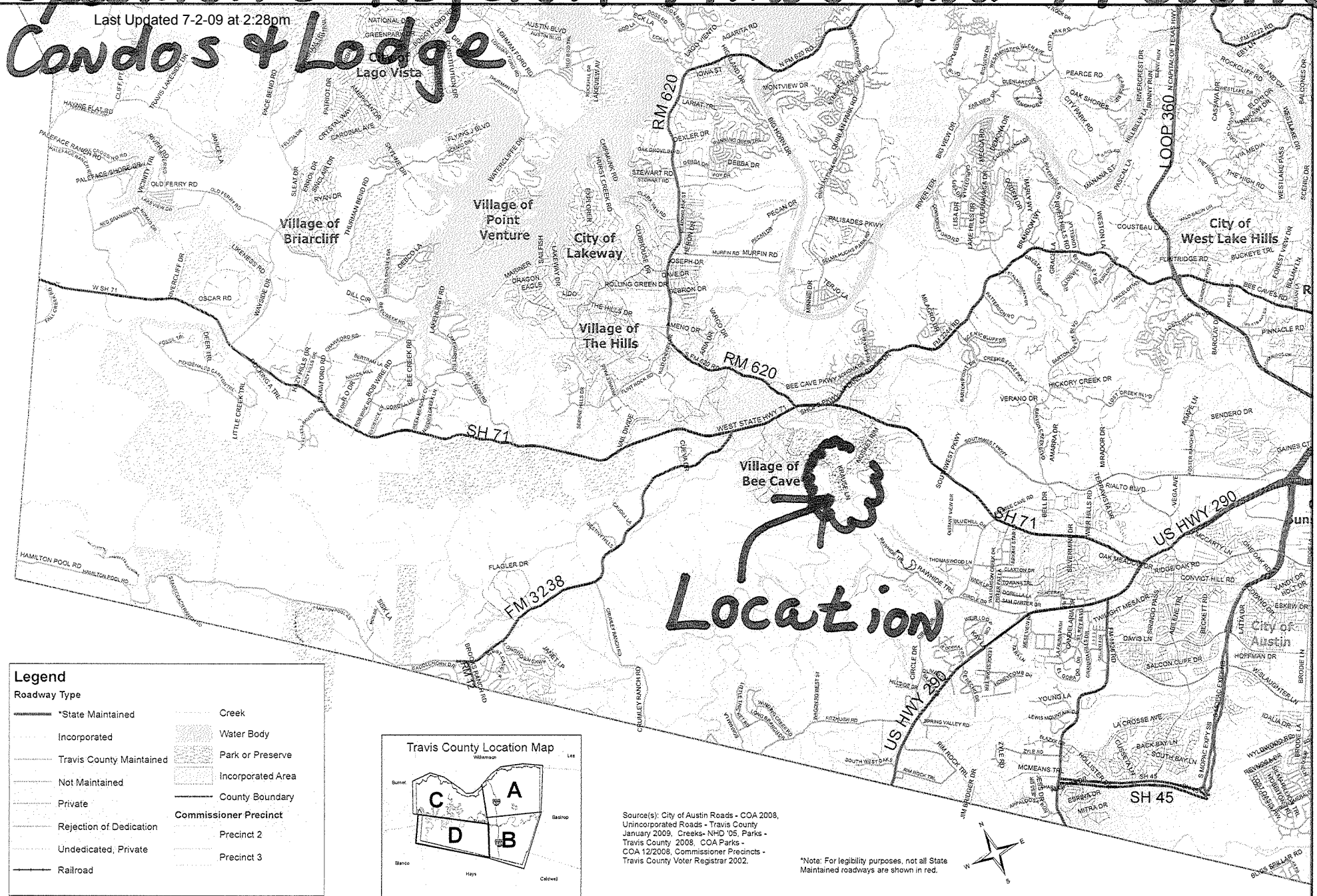
RAMSEY LAND SURVEYING, L.L.C.
 8718 SOUTHWEST PARKWAY
 P.O. BOX 92768
 AUSTIN, TEXAS 78709-2768
 PHONE (512) 301-9398
 FAX (512) 301-9395
 brams@ramseylandsurveying.com

NO	REVISIONS	DRW	CHK	DATE

Spanish Oaks, GOLF Villas and Preserve

Last Updated 7-2-09 at 2:28pm

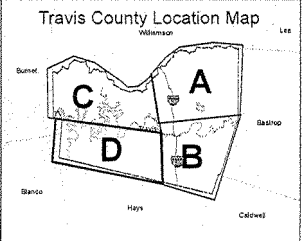
Condos & Lodge



Legend

Roadway Type

	*State Maintained		Creek
	Incorporated		Water Body
	Travis County Maintained		Park or Preserve
	Not Maintained		Incorporated Area
	Private		County Boundary
	Rejection of Dedication		Commissioner Precinct
	Undedicated, Private		Precinct 2
	Railroad		Precinct 3



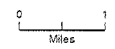
Source(s): City of Austin Roads - COA 2008, Unincorporated Roads - Travis County January 2009, Creeks- NHD '05, Parks - Travis County 2008, COA Parks - COA 12/2008, Commissioner Precincts - Travis County Voter Registrar 2002.

*Note: For legibility purposes, not all State Maintained roadways are shown in red.



Map Disclaimer: This map was created for the Travis County Sign Crew for identifying Travis County's maintained roadways. The data is provided "as is" with no warranties of any kind. For questions, contact the Travis County GIS Coordinator at (512) 854-9383.

Travis County Roadways, Map D



Map Prepared by Travis County, Dept. of Transportation & Natural Resources. Date: 1/7/2009 <http://www.co.travis.tx.us/maps>

11

Travis County Commissioners Court Agenda Request

Voting Session 6/30/09
(Date)

Work Session _____
(Date)

I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
Executive Manager, TNR

B. Requested Text: **Consider and take appropriate action on the request to use Alternative Fiscal and a Cash Security Agreement for The Coves at Sky Ranch Section One, a subdivision in Precinct 3.**

C. Approved
by: _____
Commissioner Karen Huber, Precinct 3

II. A. Is backup material attached*: Yes X No
*Any backup material to be presented to the court must be submitted with this Agenda Request (original and 8 copies).

B. Have the agencies affected by this request been invited to attend the Work Session?
Yes X No _____ Please list those contacted and their phone numbers:

X Anna Bowlin - 854-9383

Mike Hettenhausen - 854-9383

III. Required Authorizations: Please check if applicable:

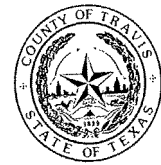
 Planning and Budget Office (473-9106)
 Additional funding for any department or for any purpose
 Transfer of existing funds within or between any line item budget
 Grant

 Human Resources Department (473-9165)
 A change in your department's personnel (reclassifications, etc.)

 Purchasing Office (473-9700)
 Bid, Purchase Contract, Request for Proposal, Procurement

 County Attorney's Office (473-9415)
 Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER



411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4649

MEMORANDUM

DATE: June 10, 2009

TO: Members of the Commissioners' Court

THROUGH: Joseph P. Gieselman, Executive Manager

FROM:  Anna Bowlin, Division Director, Development Services 

SUBJECT: Approve the use of Alternative Fiscal and a Cash Security Agreement for the The Coves at Sky Ranch, a subdivision in Precinct 3

Summary and Staff Recommendation:

The developer of the subject subdivision requests to have the plat held in abeyance while the street and drainage facilities are constructed. The developer also requests the use of a Cash Security Agreement with Travis County for the purpose of posting the Alternative Fiscal. TNR staff recommends approval of the proposed motion.

Budgetary and Fiscal Impacts:

There are no budgetary and/or fiscal impacts. Fiscal is posted for restoration of disturbed areas should construction not be completed. Fiscal will be posted as a Cash Security Agreement.

Issues and Opportunities:

Under Alternative Fiscal the Executive Manager of TNR holds the plat in abeyance and, upon completion of the items listed below, the Executive Manager authorizes the issuance of a Basic Development Permit for construction of streets and drainage facilities.

Plat Status

The plat has been reviewed by Travis County staff, and all comments have been addressed. The plat meets Travis County standards and has everything in place such that it could be recommended for approval at this time.

Revegetation/Erosion Control Fiscal

The fiscal for restoration has been posted with Travis County as a Cash Security Agreement in the amount of \$33,870.00

Page 2

June 10, 2009

Access to Publicly Maintained Road

The subdivision takes access from Ranch Road 2322, maintained by the State of Texas.

Waste Water Service

Water and wastewater service for this subdivision will be provided on-site.

Construction Plans and Engineer's Estimate of Construction Cost Approved

This subdivision is not in the extraterritorial jurisdiction of any city. All construction plan comments, by Travis County staff, have been addressed and the reviewer is prepared to sign cover sheet of plans, which describe the improvements, and issue Permit #08-0909. The estimated cost of the improvements includes all costs related (including temporary erosion controls, etc.) to construct all streets and drainage facilities. The current estimate of the street and drainage construction cost for all internal improvements is \$171,722.00.

The developer has signed the attached statement acknowledging that this action does not imply or guarantee plat approval by the Commissioners' Court and that he/she understands the constraints related to the use of Alternate Fiscal.

Background:

This subdivision covers 36.75 acres, containing 14 residential lots, 1 private street lot, and 1 private park lot.

Required Authorizations:

The form of the Cash Security Agreement is from the Standards for Construction of Streets and Drainage in Subdivisions that were in place before August 28, 1997.

Exhibits:

Alternate Fiscal Acknowledgment
Extension of Sixty-day Period
Cash Security Agreement
Site Location Map

DV:AB:dv

1102 Coves at Sky Ranch

Exhibit 82.401 (D)

(d) Alternative Fiscal Policy Request and Acknowledgement

STATE OF TEXAS §

COUNTY OF TRAVIS §

TO THE COMMISSIONERS COURT OF TRAVIS COUNTY, TEXAS:

The undersigned Owner proposes to subdivide that certain tract of land more particularly described in **Exhibit "A"**, which is attached hereto and made a part hereof. The Owner requests that Travis County's Transportation and Natural Resources Department ("TNR") hold the proposed plat of land in abeyance until all of the proposed subdivision improvements have been constructed to Travis County Standards for the Construction of Streets and Drainage in Subdivisions (the "Standards") to the satisfaction of the Executive Manager of TNR. In order to qualify for this Alternative Fiscal Policy, the proposed subdivision must meet the access criteria set forth in the Standards.

Under this Policy, the Owner is not required to post fiscal Security to secure the construction of the Improvements, but is required to obtain a Travis County Development Permit. The owner will be required to post fiscal for boundary streets improvements if they are not to be completed during the construction of the Improvements. Additionally, the Owner shall file Security with the submitted Final Plat to secure restoration of disturbed areas should construction not be completed.

Upon satisfactory completion of the Improvements, the submitted plat shall be forwarded by TNR to the Commissioners Court for approval and recording.

If the Owner elects to proceed under this option, the Owner acknowledges and agrees that, until the plat is filed, the Owner may not use the proposed subdivision's description in a contract to convey real property, unless the conveyance is expressly contingent on the recording and approval of the final plat and the purchaser is not given the use or the occupancy of the real property before the recording of the final plat, under penalty of prosecution under Section 12.002 of the Texas Property Code. In addition, the approval of Alternative Fiscal in no way constitutes approval of the proposed plat.

If the plat is to be approved and filed, the Owner must post Security in the amount of 10% of the cost of the completed Improvements to secure the performance of the construction of the Improvements for one year from the date of the approval of the plat and acceptance of the construction by the County.

Alternative Fiscal

Exhibit 82.401 (D) (d) Alternative Fiscal Request and Acknowledge – page 2 of 4

Executed this 4th day of June, 2009.

OWNER: <u>Coves at Sky Ranch Development, LLC</u>	<u>12720 Hillcrest Rd. #910</u>
By: <u>Walker G. Harman, Sr.</u>	Address <u>Dallas, TX 75230</u>
Name: <u>Walker G. Harman, Sr.</u>	City, State <u>214-353-0873</u>
Title: <u>General Manager</u>	Phone <u>214-353-0791</u>
Authorized Representative	Fax

ACKNOWLEDGEMENT

STATE OF TEXAS §

COUNTY OF Dallas TRAVIS §

This instrument was acknowledged before me on the 4th day of June, 2009, by Walker G. Harman in the capacity stated herein.

Katie Votruba
Notary Public in and for the State of Texas

Katie Votruba
Printed or typed name of notary



My Commission Expires: 3-7-11

Exhibit 82.401 (D) (d) Alternative Fiscal Request and Acknowledge – page 3 of 4

TRAVIS COUNTY, TEXAS:

By: _____
County Judge

ACKNOWLEDGEMENT

STATE OF TEXAS §

COUNTY OF TRAVIS §

This instrument was acknowledged before me by County Judge Samuel T. Biscoe, on the _____ day of _____, 2009, in the capacity stated herein.

Notary Public in and for the State of Texas

Printed or typed name of notary
My commission expires: _____

EXHIBIT 'A'

File No.: 1285510-AU80 (PAA)
Property: Coves At Sky Ranch, , TX

DESCRIPTION OF A TRACT OF LAND CONTAINING 36.7512 ACRES (1,600,882 SQUARE FEET) SITUATED PARTIALLY WITHIN THE W.M. MAXEY SURVEY NUMBER 652, ABSTRACT NUMBER 578, AND PARTIALLY THE JAMES E. MAXEY SURVEY NUMBER 519, ABSTRACT NUMBER 534, TRAVIS COUNTY, TEXAS, ALSO PARTIALLY WITHIN SCRAP FILE 13768, KNOWN AS THE F.A. COLLIER SURVEY, ABSTRACT NUMBER 2727, BEING A PORTION OF A TRACT CONVEYED TO ROY MCGLASSON TAYLOR, III AND STEVEN PAUL TAYLOR BY DEED RECORDED IN VOLUME 8697, PAGE 385, OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS, (D.R.T.C.T.), ALSO BEING ALL OF THE TRACT CONVEYED TO STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR IN VOLUME 12150, PAGE 142, OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS, AND BEING A PORTION OF A TRACT CONVEYED TO ROY MCGLASSON TAYLOR, J.R. BY DEED RECORDED IN VOLUME 1536, PAGE 225, (D.R.T.C.T.), AND BEING A PORTION OF THE HINMAN DEVELOPMENT TRACT, DESCRIBED IN DOCUMENT #2007044458 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, ALSO BEING ALL OF THE PROPOSED SUBDIVISION PLAT OF THE COVES AT SKY RANCH, A SUBDIVISION CURRENTLY IN THE RECORDING PROCESS, SAID 36.7512 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS, (ALL BEARINGS ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, GRID NORTH, CENTRAL ZONE (4203), ALL DISTANCES WERE ADJUSTED TO SURFACE USING A COMBINED SCALE FACTOR OF 1.000106118701):

BEGINNING AT A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET IN THE EAST RIGHT-OF-WAY LINE OF RANCH ROAD 2322 (100' R.O.W.), BEING THE NORTHWEST CORNER OF A TRACT CONVEYED TO CHARLES AND TERRY VAUGHN CALLED A PARALLELOGRAM, NO SPECIFIC METES AND BOUNDS DESCRIPTION, RECORDED IN VOLUME 4546, PAGE 20, (D.R.T.C.T.), AND BEING A POINT IN THE SOUTH LINE OF SAID ROY MCGLASSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, ALSO BEING THE SOUTHWEST CORNER OF LOT 13 OF SAID PROPOSED SUBDIVISION, FOR THE SOUTHWEST CORNER AND POINT OF BEGINNING HEREOF, FROM WHICH A 1/2-INCH IRON ROD FOUND IN THE EAST RIGHT-OF-WAY LINE OF SAID RANCH ROAD 2322, BEING THE SOUTHWEST CORNER OF SAID CHARLES AND TERRY VAUGHN TRACT, AND BEING THE NORTHWEST CORNER OF A TRACT CONVEYED TO BETTY JAMES FAMILY PARTNERSHIP, LTD., RECORDED IN DOCUMENT NUMBER 2000070689, OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, (O.P.R.T.C.T.), BEARS S01°33'28"W A DISTANCE OF 168.55 FEET;

THENCE, ALONG THE EAST RIGHT-OF-WAY LINE OF SAID RANCH ROAD 2322, OVER AND ACROSS SAID ROY MCGLASSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, N01°33'28"E, PASSING AT A DISTANCE OF 127.44 FEET A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR A POINT OF CURVATURE IN THE SOUTH RIGHT-OF-WAY LINE OF PROPOSED MARY NELL LANE, ALSO BEING A POINT OF CURVATURE IN THE WEST LINE OF SAID LOT 13, BOTH OF SAID PROPOSED SUBDIVISION, CONTINUING FOR A TOTAL DISTANCE OF 247.44 FEET TO A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR THE NORTHWEST CORNER HEREOF, SAID POINT ALSO BEING A POINT OF CURVATURE IN THE NORTH LINE OF SAID PROPOSED MARY NELL LANE, FROM WHICH A TXDOT TYPE I CONCRETE MONUMENT FOUND IN THE EAST RIGHT-OF-WAY LINE OF SAID RANCH ROAD 2322 BEARS, N01°33'28"E A DISTANCE OF 751.38 FEET;

THENCE, LEAVING THE EAST RIGHT OF WAY LINE OF SAID RANCH ROAD 232.2, CONTINUING OVER AND ACROSS SAID TAYLOR TRACT, WITH THE NORTH LINE OF SAID PROPOSED MARY NELL LANE, THE FOLLOWING FOUR (4) COURSES AND DISTANCES:

- 1) ALONG A CURVE TO THE LEFT, WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET, WHOSE DELTA IS 90°00'00", AND WHOSE CHORD BEARS, S43°26'21"E, A DISTANCE OF 35.36 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR A POINT OF TANGENCY HEREOF;**
- 2) S88°26'21"E, A DISTANCE OF 75.21 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR A POINT OF CURVATURE HEREOF;**
- 3) ALONG A CURVE TO THE RIGHT, WHOSE RADIUS IS 1682.94 FEET, WHOSE ARC LENGTH IS 183.55 FEET, WHOSE DELTA IS 06°14'56", AND WHOSE CHORD BEARS S85°18'53"E, A DISTANCE OF 183.46 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR A POINT OF TANGENCY HEREOF;**
- 4) S821°11'24"E, A DISTANCE OF 342.42 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR AN INTERIOR ELL CORNER HEREOF, SAID POINT IS ALSO THE SOUTHWEST CORNER OF LOT 1 OF SAID PROPOSED SUBDIVISION;**

THENCE, LEAVING THE NORTH RIGHT OF WAY LINE OF SAID PROPOSED MARY NELL LANE, CONTINUING OVER AND ACROSS SAID TAYLOR TRACT, ALONG THE WEST LINE OF LOT 1 OF SAID PROPOSED SUBDIVISION, N07°48'36"E, A DISTANCE OF 461.11 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR AN ANGLE POINT HEREOF;

THENCE, CONTINUING OVER AND ACROSS SAID TAYLOR TRACT WITH THE WEST LINE OF LOT 1 OF SAID PROPOSED SUBDIVISION, N64°48'25"E, AT A DISTANCE OF 371.72 FEET PASSING A MAG NAIL WITH "DOUCET" WASHER SET FOR A POINT ONLINE, CONTINUING FOR A TOTAL DISTANCE OF 393.24 FEET TO A CALCULATED POINT FOR AN ANGLE POINT HEREOF, SAID POINT IS ALSO NEAR A BLUFF LINE;

THENCE, CONTINUING OVER AND ACROSS SAID TAYLOR TRACT, ALONG SAID BLUF LINE, AND ALONG THE REAR LINE OF LOTS 1-4, ALL OF SAID PROPOSED SUBDIVISION, THE FOLLOWING SIX (6) COURSES AND DISTANCES:

- 1) S58°07'45"E, A DISTANCE OF 116.60 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 2) S85°59'03"E, A DISTANCE OF 105.29 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 3) S66°54'19"E, A DISTANCE OF 103.98 FEET TO A COTTON GIN SPINDLE SET FOR AN ANGLE POINT HEREOF;
- 4) S81°58'03"E, A DISTANCE OF 110.70 FEET TO A CALCULATED POINT FOR AN ANGLE POINT HEREOF;
- 5) S64°45'14"E, A DISTANCE OF 114.65 FEET TO A COTTON GIN SPINDLE SET FOR AN ANGLE POINT HEREOF;
- 6) S50°00'20"E, A DISTANCE OF 102.00 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF, SAID POINT IS ALSO THE NORTHWEST CORNER OF SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT;

THENCE, CONTINUING ALONG SAID BLUFF LINE, WITH THE REAR LINE OF LOTS 4-6 AND 15-16, ALL OF SAID PROPOSED SUBDIVISION, AND ALONG THE NORTHEAST LINE OF SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT, THE FOLLOWING SEVEN (7) COURSES AND DISTANCES:

- 1) S44°50'36"E, A DISTANCE OF 60.99 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 2) S21°05'08"E, A DISTANCE OF 69.25 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 3) S09°51'16"E, A DISTANCE OF 142.76 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 4) S30°27'28"E, A DISTANCE OF 147.10 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 5) S48°46'50"E, A DISTANCE OF 231.76 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 6) S06°28'10"W, A DISTANCE OF 71.58 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 7) S37°51'49"W, A DISTANCE OF 64.66 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF, SAID POINT IS ALSO THE SOUTHEAST CORNER OF SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT;

THENCE, CONTINUING ALONG SAID BLUFF LINE, WITH THE REAR LINE OF LOTS 15 AND 7-10, ALL OF SAID PROPOSED SUBDIVISION, AND IN PART ALONG THE EAST LINE OF SAID HINMEN TRACT, AND IN PART ALONG THE EAST LINE OF SAID ROY MCGLOSSON TAYLOR, JR. TRACT, THE FOLLOWING SIX (6) COURSES AND DISTANCES:

- 1) S36°31'35"W, A DISTANCE OF 37.42 FEET TO A PK NAIL FOUND FOR AN ANGLE POINT HEREOF;
- 2) S36°07'00"W, A DISTANCE OF 92.49 FEET TO A PK NAIL FOUND FOR AN ANGLE POINT HEREOF;
- 3) S26°00'32"W, A DISTANCE OF 112.64 FEET TO A PUNCH HOLE FOUND IN ROCK FOR AN ANGLE POINT HEREOF;
- 4) S50°20'31"W, A DISTANCE OF 107.43 FEET TO A PK NAIL FOUND FOR AN ANGLE POINT HEREOF;
- 5) S60°44'07"W, A DISTANCE OF 55.73 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP A SET FOR AN ANGLE POINT HEREOF;
- 6) S60°55'28"W, A DISTANCE OF 75.46 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR AN ANGLE POINT HEREOF, SAID POINT IS ALSO THE MOST NORTHERLY CORNER OF THE CORBITT TRACT, DESCRIBED IN DOCUMENT #2007077779 (O.P.R.T.C.T.), SAID POINT ALSO BEING AN ANGLE POINT IN THE REAR LINE OF LOT 10 OF SAID PROPOSED SUBDIVISION, AND BEING AN ANGLE POINT IN THE EAST LINE OF SAID HINMAN TRACT;

THENCE, OVER AND ACROSS SAID HINMAN TRACT, ALONG SAID BLUFF LINE, WITH THE WEST LINE OF SAID CORBITT TRACT, AND ALONG THE EAST LINE OF LOT 10 OF SAID PROPOSED SUBDIVISION, S56°40'38"W, A DISTANCE OF 416.79 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR THE SOUTHEAST CORNER HEREOF, SAID POINT IS ALSO THE SOUTHEAST CORNER OF SAID LOT 10, AND BEING THE SOUTHWEST CORNER OF SAID CORBITT TRACT, AND BEING A POINT IN THE SOUTH LINE OF SAID HINMAN TRACT, AND BEING A POINT IN THE NORTH LINE OF THE CORBITT TRACT, DESCRIBED IN DOCUMENT #1999084628 (O.P.R.T.C.T.);

THENCE, WITH THE SOUTH LINE OF SAID HINMAN TRACT, AND WITH THE NORTH LINE OF SAID CORBITT TRACT (DOC. #1999084628), AND ALONG THE SOUTH LINE OF LOTS 10 AND 11, BOTH OF SAID PROPOSED SUBDIVISION, N62°17'57"W, A DISTANCE OF 468.57 FEET TO A 3/4" IRON PIPE FOUND FOR AN ANGLE POINT HEREOF, SAID POINT IS ALSO THE NORTHWEST CORNER OF SAID CORBITT TRACT (DOC. #1999084628), AND BEING A NORTHEAST CORNER OF SAID BETTY JAMES TRACT, AND BEING AN ANGLE POINT IN THE SOUTH LINE OF SAID HINMAN TRACT, AND AN ANGLE POINT IN THE SOUTH LINE OF SAID PROPOSED LOT 11;

THENCE, WITH THE NORTH LINE OF SAID BETTY JAMES TRACT, IN PART WITH THE SOUTH LINE OF SAID HINMAN TRACT, IN PART WITH THE SOUTH LINE OF SAID ROY MCGLOSSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, AND WITH THE SOUTH LINE OF LOTS 11 AND 12, BOTH OF SAID PROPOSED SUBDIVISION, N61°52'46"W, A DISTANCE OF 379.89 FEET TO A 1/2" IRON ROD FOUND FOR AN ANGLE POINT HEREOF, SAID POINT IS ALSO A NORTHWEST CORNER OF SAID BETTY JAMES TRACT, AND BEING THE NORTHEAST CORNER OF SAID VAUGHN TRACT, AND BEING THE COMMON SOUTHERLY CORNER OF LOT 12 AND 13, BOTH OF SAID PROPOSED SUBDIVISION;

THENCE, WITH THE NORTH LINE OF SAID VAUGHN TRACT, AND THE SOUTH LINE OF SAID ROY MCGLOSSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, AND THE SOUTH LINE OF LOT 13 OF SAID PROPOSED SUBDIVISION, N61°23'15"W, A DISTANCE OF 580.74 FEET TO THE POINT OF BEGINNING AND CONTAINING 36.7512 ACRES (1,600,882 SQUARE FEET) OF LAND MORE OR LESS.

SAVE AND EXCEPT:

DESCRIPTION OF A TRACT OF LAND CONTAINING 3.0761 ACRES (133,996 SQUARE FEET) SITUATED PARTIALLY WITHIN THE W.M. MAXEY SURVEY NUMBER 652, ABSTRACT NUMBER 578, AND PARTIALLY THE JAMES E. MAXEY SURVEY NUMBER 519, ABSTRACT NUMBER 534, TRAVIS COUNTY, TEXAS, ALSO PARTIALLY WITHIN SCRAP FILE 13768, KNOW AS THE F.A. COLLIER SURVEY, ABSTRACT NUMBER 2727, BEING A PORTION OF A TRACT CONVEYED TO ROY MCGLOSSON TAYLOR, III AND STEVEN PAUL TAYLOR BY DEED RECORDED IN VOLUME 8697, PAGE 385, OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS, (D.R.T.C.T.), ALSO BEING A PORTION OF THE TRACT CONVEYED TO STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR IN VOLUME 12150, PAGE 142, OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS, AND BEING A PORTION OF A TRACT CONVEYED TO ROY MCGLOSSON TAYLOR, J.R. BY DEED RECORDED IN VOLUME 1536, PAGE 225, (D.R.T.C.T.), ALSO BEING LOT 15 OF THE PROPOSED SUBDIVISION PLAT OF THE COVES AT SKY RANCH, A SUBDIVISION CURRENTLY IN THE RECORDING PROCESS, SAID 3.0761 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS, (ALL BEARINGS ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, GRID NORTH, CENTRAL ZONE (4203), ALL DISTANCES WERE ADJUSTED TO SURFACE USING A COMBINED SCALE FACTOR OF 1.000106118701):

COMMENCING AT A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET IN THE EAST RIGHT-OF-WAY LINE OF RANCH ROAD 2322 (100' R.O.W.), BEING THE NORTHWEST CORNER OF A TRACT CONVEYED TO CHARLES AND TERRY VAUGHN CALLED A PARALLELOGRAM, NO SPECIFIC METES AND BOUNDS DESCRIPTION, RECORDED IN VOLUME 4546, PAGE 20, (D.R.T.C.T.), AND BEING A POINT IN THE SOUTH LINE OF SAID ROY MCGLOSSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, ALSO BEING THE SOUTHWEST CORNER OF LOT 13 OF SAID PROPOSED SUBDIVISION, WHICH A 1/2-INCH IRON ROD FOUND IN THE EAST RIGHT-OF-WAY LINE OF SAID RANCH ROAD 2322, BEING THE SOUTHWEST CORNER OF SAID CHARLES AND TERRY VAUGHN TRACT, AND BEING THE NORTHWEST CORNER OF A TRACT CONVEYED TO BETTY JAMES FAMILY PARTNERSHIP, LTD., RECORDED IN DOCUMENT NUMBER 2000070689, OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, (O.P.R.T.C.T.), BEARS S01°33'28"W A DISTANCE OF 168.55 FEET, ALSO FROM WHICH A TXDOT TYPE I CONCRETE MONUMENT FOUND IN THE EAST RIGHT-OF-WAY LINE OF SAID RANCH ROAD 2322 BEARS, N01°33'28"E A DISTANCE OF 998.82 FEET;

THENCE, OVER AND ACROSS SAID ROY MCGLASSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, S87°22'26"E, A DISTANCE OF 1217.72 FEET TO A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR THE SOUTHWEST CORNER AND POINT OF BEGINNING HEREOF, SAID POINT BEING IN THE EAST RIGHT-OF-WAY LINE OF MARY NELL LANE (R.O.W. VARIES), A PROPOSED STREET AS SHOWN ON SAID PROPOSED PLAT, AND BEING THE COMMON WESTERLY CORNER OF LOT 15 AND LOT 16, OF SAID PROPOSED SUBDIVISION, FROM WHICH A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET IN THE EAST RIGHT-OF-WAY LINE OF SAID PROPOSED MARY NELL LANE, AND BEING THE WEST COMMON CORNER OF LOT 16 AND LOT 7, BOTH OF SAID PROPOSED SUBDIVISION, BEARS, ALONG A CURVE TO THE RIGHT, WHOSE RADIUS IS 60.00 FEET, WHOSE DELTA IS 30°00'00", WHOSE ARC LENGTH IS 31.42 FEET, AND WHOSE CHORD BEARS S02°18'44"E A DISTANCE OF 31.06 FEET;

THENCE, CONTINUING OVER AND ACROSS SAID ROY MCGLASSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, ALONG THE EAST RIGHT-OF-WAY LINE OF SAID PROPOSED MARY NELL LANE, AND ALONG THE WEST LINE OF SAID PROPOSED LOT 15, ALONG A CURVE TO THE LEFT, WHOSE RADIUS IS 60.00 FEET, WHOSE DELTA IS 19°28'16", WHOSE ARC LENGTH IS 20.39 FEET, AND WHOSE CHORD BEARS N27°02'52"W A DISTANCE OF 20.29 FEET TO A 1/2" IRON ROD WITH "DOUCET" CAP SET FOR THE NORTHWEST CORNER HEREOF, FROM WHICH A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET IN THE EAST RIGHT-OF-WAY LINE OF SAID PROPOSED MARY NELL LANE, AND BEING A POINT OF CURVATURE IN THE WEST LINE OF LOT 6, OF SAID PROPOSED SUBDIVISION, BEARS, ALONG A CURVE TO THE LEFT, WHOSE RADIUS IS 60.00 FEET, WHOSE DELTA IS 68°59'09", WHOSE ARC LENGTH IS 72.24 FEET, AND WHOSE CHORD BEARS N71°16'35"W A DISTANCE OF 67.96 FEET;

THENCE, DEPARTING THE EAST RIGHT-OF-WAY LINE OF SAID PROPOSED MARY NELL LANE, ALONG THE COMMON NORTH LINE OF LOT 15 AND LOT 6, BOTH OF SAID PROPOSED SUBDIVISION, AND IN PART OVER AND ACROSS SAID ROY MCGLASSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, IN PART OVER AND ACROSS SAID R.M. TAYLOR, J.R. TRACT, AND IN PART OVER AND ACROSS SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT, THE FOLLOWING THREE (3) COURSES AND DISTANCES:

- 1) N72°41'16"E A DISTANCE OF 65.00 FEET TO A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR AN ANGLE POINT HEREOF;
- 2) N45°34'50"E A DISTANCE OF 209.62 FEET TO A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR AN ANGLE POINT HEREOF;
- 3) N84°13'31"E A DISTANCE OF 387.86 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR THE NORTHEAST CORNER HEREOF, SAID POINT BEING THE COMMON NORTH CORNER OF LOT 15 AND LOT 6, BOTH OF SAID PROPOSED SUBDIVISION, SAID POINT BEING NEAR A BLUFF LINE;

THENCE, ALONG REAR LINE OF LOT 15 OF SAID PROPOSED SUBDIVISION, AND ALONG SAID BLUFF LINE, AND ALONG THE NORTHEAST LINE OF SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT, THE FOLLOWING THREE (3) COURSES AND DISTANCES:

- 1) S48°46'50"E A DISTANCE OF 231.76 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 2) S06°28'10"W A DISTANCE OF 71.58 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 3) S37°51'49"W A DISTANCE OF 2.98 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR THE SOUTHEAST CORNER HEREOF, FROM WHICH A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT IN THE EAST LINE OF LOT 16, OF SAID PROPOSED SUBDIVISION, ALSO BEING THE SOUTHEAST CORNER OF SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT BEARS, S37°51'49"W A DISTANCE OF 61.68 FEET;

THENCE, ALONG THE COMMON LINE OF LOT 15 AND LOT 16, BOTH OF SAID PROPOSED SUBDIVISION, CONTINUING IN PART OVER AND ACROSS SAID STEVEN PAUL TAYLOR AND MARCIA GAY TAYLOR TRACT, AND IN PART OVER AND ACROSS SAID R.M. TAYLOR, J.R. TRACT, AND IN PART OVER AND ACROSS SAID ROY MCGLASSON TAYLOR AND STEVEN PAUL TAYLOR TRACT, THE FOLLOWING FIVE (5) COURSES AND DISTANCES:

- 1) N83°26'45"W A DISTANCE OF 99.98 FEET TO A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR AN INTERIOR ELL CORNER HEREOF;
- 2) S37°05'28"E A DISTANCE OF 81.27 FEET TO A COTTON GIN SPINDLE SET FOR AN EXTERIOR ELL CORNER HEREOF;
- 3) N83°26'45"W A DISTANCE OF 313.67 FEET TO A MAG NAIL WITH "DOUCET" WASHER SET FOR AN ANGLE POINT HEREOF;
- 4) N78°53'15"W A DISTANCE OF 224.54 FEET TO A 1/2-INCH IRON ROD WITH "DOUCET" CAP SET FOR AN ANGLE POINT HEREOF;
- 5) S72°41'16"W A DISTANCE OF 76.03 FEET TO THE POINT OF BEGINNING AND CONTAINING 3.0761 ACRES (133,996 SQ. FT.) OF LAND, MORE OR LESS.

§ EXHIBIT 82.401 (C)

(c) CASH SECURITY AGREEMENT

TO: Travis County, Texas
DEVELOPER: Coves at Sky Ranch Development, LLC
ESCROW AGENT: Travis County Treasurer
AMOUNT OF SECURITY: \$ 33,870.00
SUBDIVISION: Coves at Sky Ranch
DATE OF POSTING: June 4, 2009
EXPIRATION DATE: Three Years, or more, from Date of Posting

The ESCROW AGENT shall duly honor all drafts drawn and presented in accordance with this CASH SECURITY AGREEMENT (this "Agreement"). Travis County (the "County") may draw on the account of the DEVELOPER up to the aggregate AMOUNT OF SECURITY upon presentation of a draft signed by the County Judge that the following condition exists:

The County considers such a drawing on this Security necessary to complete all or part of the SUBDIVISION Improvements to current Travis County Standards for the Construction of Roads and Drainage in Subdivisions (the "Standards"). No further substantiation of the necessity of the draw is required by this Agreement.

This Agreement is conditioned on the performance of the duties of the DEVELOPER prior to the EXPIRATION DATE to provide for the construction and completion of the street and drainage Improvements in the SUBDIVISION to current Travis County Standards for the construction of Roads and Drainage in Subdivisions ("the "Standards"), so that the Improvements are performing to the Standards upon the approval of the construction of the Improvements and the acceptance of the public Improvements by the Commissioners Court and at the end of the public Improvement construction Performance Period, which commences upon the acceptance.

Partial drafts and reductions in the amount of Security are permitted. Upon the acceptance of the Improvements, the Security will be reduced to ten percent of the cost of the public Improvements. Drafts will be honored within five calendar days of presentment. In lieu of drawing on the Security, the County, in its discretion, may accept a substitute Security in the then current amount of the estimated cost of constructing the Improvements. This Agreement may be revoked only by the written consent of the DEVELOPER and the COUNTY.

Cash Security Agreement

Cash Security Agreement
Page 2

The Developer must indicate by signing the appropriate line, below, whether or not he wishes the escrowed funds to be invested, with interest earned at the rate Travis County receives for its 90-day accounts, and be charged a \$25.00 investment fee every 90 days. The minimum amount, of cash security, that will be considered for the investment in Two Thousand Dollars (\$2,000.00).

DEVELOPER

ADDRESS OF DEVELOPER

By: Coves at Sky Ranch Development, LLC 12720 Hillcrest Road
Name: Walker G. Harman, Sr. Suite 910
Title: General Manager Dallas, TX 75230
Date: June 4, 2009 Phone: 214-353-0873

SIGN ONLY ONE

Invest funds with interest paid at the rate Travis County receives for its 90-day accounts and be charged a \$25.00 investment fee for every 90 days.

Walker G. Harman, Sr.
Name Date

Funds shall not be invested and no interest shall be accrued to the Developer/Builder.

Name Date

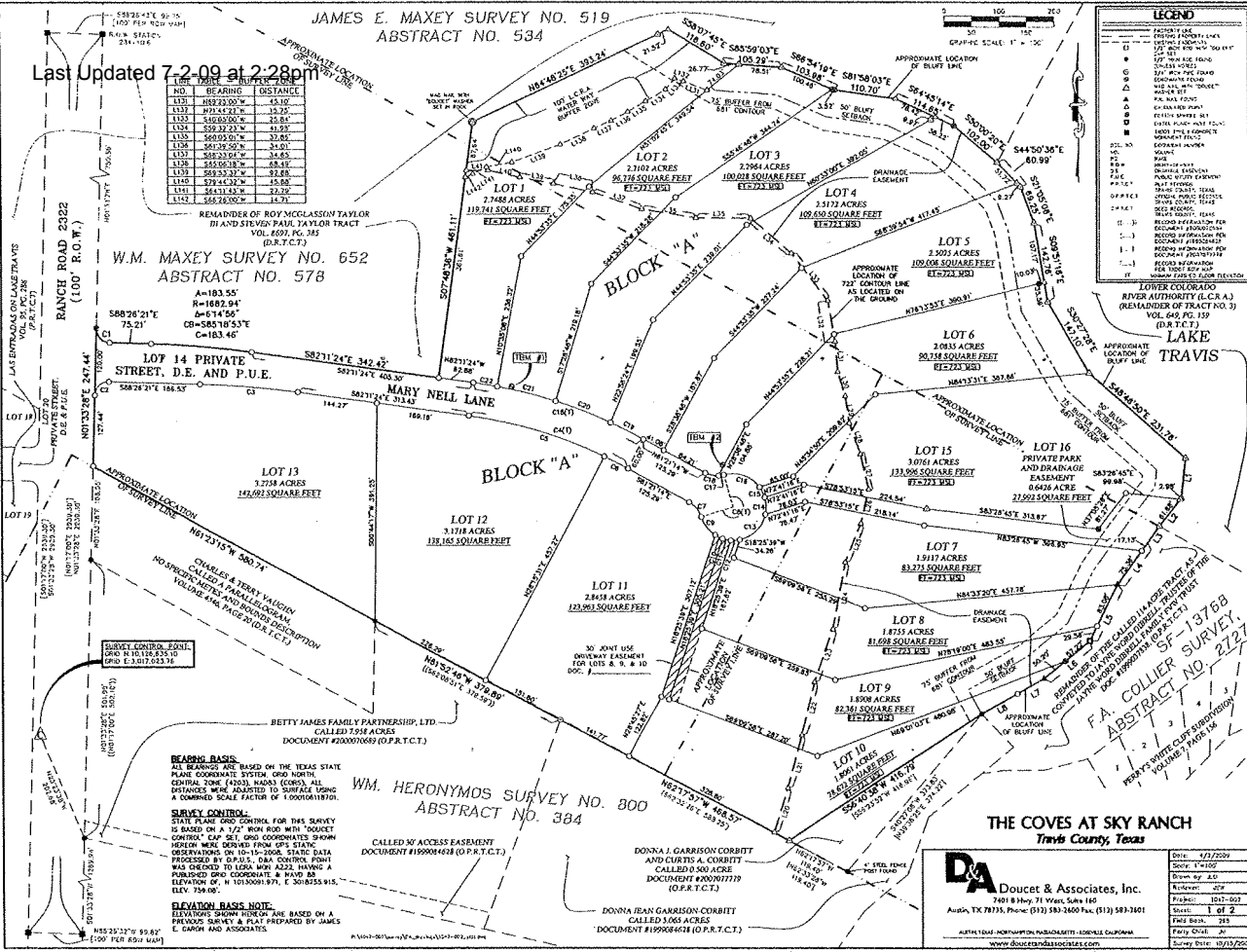
Cash Security Agreement
Page 3

APPROVED BY THE TRAVIS COUNTY COMMISSIONERS' COURT: _____
Date

COUNTY JUDGE, TRAVIS COUNTY, TEXAS

Date

Last Updated 7:20am at 2:28pm



STATE OF TEXAS
COUNTY OF TRAVIS
BEARING BASIS:
SURVEY CONTROL:
ELEVATION BARS NOTE:

CURVE TABLE and LINE TABLE with columns for NO., BEARING, DISTANCE, CHORD, and DELTA.

COMMISSIONERS COURT NOTES:
VICINITY MAP
BENEFICIARY CERTIFICATION & FLOOD PLAIN NOTICE

CITY OF TRAVIS
COUNTY OF TRAVIS
OFFICIAL RECORD NO. 3183

TRAVIS COUNTY WATER PLANT NOTES
WATER PLANT ZONE PLAN NOTE

OFFICIAL RECORD NO. 3183
COUNTY OF TRAVIS
OFFICIAL RECORD NO. 3183

STATE OF TEXAS
COUNTY OF TRAVIS
OFFICIAL RECORD NO. 3183

DA Doucet & Associates, Inc. 7401 B Hwy 71, Suite 110, Austin, TX 78753. Phone: (512) 383-2400 Fax: (512) 383-7401. Website: www.doucetandassociates.com

**EXHIBIT 82.201(C)
EXTENSION OF SIXTY-DAY PERIOD FOR
COMPLETED PLAT APPLICATION FINAL ACTION**

RECEIVED
COUNTY CLERK'S OFFICE
09 JUN 12 11 41 AM '09

Date: 6-8-09

Owner's Name and Address: Coves at Sky Ranch Development, LLC
12720 Hillcrest Road
Suite 910
Dallas, TX 75230

Proposed Subdivision Name and Legal Description (the "Property"):

The undersigned Owner and the Executive Manager of Travis County Transportation and Natural Resources Department hereby agree that the sixty (60) day period for final action to be taken on a Completed Plat Application for the Property is hereby extended by mutual agreement and without compulsion until the date that all subdivision requirements have been met to Travis County standards to the satisfaction of the Executive Manager of TNR.

Executed and affective as of the date set forth below.

Owner: Coves at Sky Ranch Development, LLC

By: Walker G. Harman, Sr.

Name: Walker G. Harman, Sr.

Title: General Manager

Authorized Representative

Travis County

By: Paul B. Jones Sr.
Executive Manager

Travis County Transportation and Natural Resources Department

EXHIBIT 82.201(C)
EXTENSION OF SIXTY DAY PERIOD – PAGE 2 OF 2

ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF TRAVIS

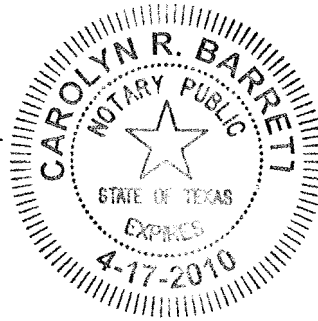
This instrument was acknowledged before me on the 11th day of June,
2009, by Carol B. Joseph of Travis County, Texas known to me personally
or on the basis of an approved form of identification, in the capacity stated.

Carolyn R. Barrett

Notary Public, State of TX

My Commission Expires:

Carolyn R. Barrett
(Printed Name of Notary)



ACKNOWLEDGEMENT

STATE OF TEXAS
COUNTY OF TRAVIS

This instrument was acknowledged before me on the _____ day of _____,
2008, by _____ Executive Manager of Travis County, Texas
known to me personally or on the basis of an approved form of identification, in the
capacity stated.

Notary Public, State of Texas

My Commission Expires:

(Printed Name of Notary)

After Completing Return To:

**Travis County, Texas
Transportation and Natural Resources Department
P.O. Box 1748
Austin, Texas 78767-1748**

Attention: Darla Vasterling

Travis County Commissioners Court Agenda Request

Voting Session 7/7/09
(Date)

Work Session _____
(Date)



I. A. Request made by: Joseph P. Gieselman Phone # 854-9383
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

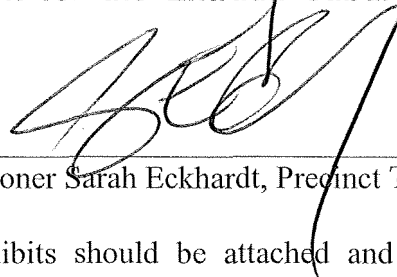
B. Requested Text:

Consider and take appropriate action on:

A. Entrada Subdivision Preliminary Plan in Precinct Two (Preliminary Plan – 841 Lots – 234 Acres – Immanuel Road – Fiscal is not required with the preliminary plan – Sewage service to be provided by the City of Austin – City of Austin ETJ).

B. Approve a Phasing Agreement for the Entrada Subdivision Preliminary Plan

C. Approved by:



Commissioner Sarah Eckhardt, Precinct Two

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight (8) copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of the Agenda Request and backup to them:

AB Michael Hettenhausen: 854-7563 Chris Gilmore: 854-9455
Anna Bowlin: 854-7561 Dennis Wilson: 854-4217

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

____ Additional funding for any department or for any purpose

____ Transfer of existing funds within or between any line item budget

____ Grant

Human Resources Department (854-9165)

____ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

____ Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGE'S OFFICE
09 JUL 25 PM 2:00

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits MUST be submitted to the County Judge's Office no later than 5:00 p.m. on Tuesday for the following week's meeting. Late or incomplete requests will be deferred.



TRANSPORTATION AND NATURAL RESOURCES

JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building
PO Box 1748
Austin, Texas 78767
(512) 854-9383

BACK UP MEMORANDUM

June 24, 2009

TO: Members of the Commissioners' Court

THROUGH:  Joseph P. Gieselman, Executive Manager

FROM:  Anna Bowlin, Division Director, Development Services Division

SUBJECT: Entrada Subdivision Preliminary Plan, Precinct Two

PROPOSED MOTION:

Consider and take appropriate action on:

- A. Entrada Subdivision Preliminary Plan in Precinct Two (Preliminary Plan – 841 Lots – 234 Acres – Immanuel Road – Fiscal is not required with the preliminary plan – Sewage service to be provided by the City of Austin – City of Austin ETJ).**

- B. Approve a Phasing Agreement for the Entrada Subdivision Preliminary Plan**

SUMMARY AND STAFF RECOMMENDATION:

This preliminary plan subdivision consists of 841 total lots (821 residential lots (163 standard lots and 658 small lots), 17 open space/detention facility/public utility easement lots, two commercial/retail lots, and one private park lot). Fiscal is not required with this preliminary plan. There are 29,215 linear feet of public streets proposed with this plan. Parkland dedication or fees in lieu of dedication are not required with the preliminary plan and will be satisfied with each final plat.

As this preliminary plan meets all Travis County standards and has been approved by the City of Austin Zoning and Platting Commission, TNR staff recommends approval of the preliminary plan and phasing agreement.

ISSUES AND OPPORTUNITIES:

Notification

Notification of filing of this preliminary plan application and its hearing at the City of Austin's Zoning and Platting Commission (ZAP) was mailed to all current owners of property and all registered neighborhood associations within 300 feet of the proposed subdivision. These addresses were obtained from the Travis Central Appraisal District current tax rolls. Single Office records show that all property owners that are required to be notified under Title 30 were notified. In addition, the Single Office has registered two interested parties for this application who have been mailed master comment reports and notices for the administrative decisions made concerning the preliminary plan.

The applicant also sent notice to all neighborhood associations and property owners associations within 1,000 feet, the local emergency service district (ESD), and the Travis County Fire Marshal, notifying the recipients of the proposed non-residential land use (i.e., the two commercial/retail lots near the main entrance to the proposed subdivision)(please see attached).

Transportation

As part of the preliminary plan application, the applicant completed a Traffic Impact Analysis (TIA). The TIA was reviewed by Travis County transportation reviewers and traffic engineers. In the TIA, the traffic growth was estimated based on traffic counts available from the Capital Area Metropolitan Planning Organization (CAMPO) from which forecasts were derived. Typically, major intersections within the study area are chosen for analysis that would be most impacted by the development to identify potential improvements. Travis County staff have reviewed the study and have approved the conclusions and recommendations outlined therein.

Improvements to the surrounding infrastructure, based on the recommendations in the TIA, include the developer to post 22% of the cost of signalization improvements at Immanuel Road and Howard Lane and 56% of the cost of signalization improvements at Immanuel Road and Hymill Drive with the final plat that contains the 350th residential lot. Since Immanuel, Howard, and Hymill roads are considered county roads, the recommended improvements adjacent to the proposed subdivision are outlined in a Phasing Agreement (Item B) entered into by Travis County and the developer based on the phases of the development (please see attached). As the phasing agreement involves Travis County roads, the preliminary plan could be acted upon by the Zoning and Platting Commission prior to the County executing this agreement. In the phasing agreement, the owner shall post fiscal security prior to final plat approval in a form and amount satisfactory to the County for the improvements adjacent to the proposed subdivision.

Emergency Services Review

The local emergency service provider, Emergency Services District #2, does have review authority of preliminary plans. ESD #2 approved the proposed layout of the subdivision as drawn.

FEMA/CLOMR

The applicant is proposing to modify the current Federal Emergency Management Agency (FEMA) floodplain along two unnamed tributaries of Gilleland Creek that traverse the property. As part of the preliminary plan application to the Single Office, the applicant has submitted a complete application for a Conditional Letter of Map Revision (CLOMR) to FEMA for their technical review. The purpose of the CLOMR application is to receive FEMA's input on the proposed development's impact on the floodplain prior to approval of any final plats. The CLOMR application will be reviewed for correctness by FEMA. For a preliminary plan to be presented to the Zoning and Platting Commission and Commissioners' Court, the CLOMR application must be complete only – FEMA is responsible for certifying that it is correct.

Water/Wastewater

The applicant has received approved Service Extension Requests (SER) from the City of Austin for water and wastewater services to proposed development.

Waivers/Variances

The applicant has satisfied the requirements of Title 30 to be granted an administrative waiver to 30-2-34 (Balance of Tract) and an administrative waiver to 30-2-153 (Block Length).

BUDGETARY AND FISCAL IMPACT:

None.

REQUIRED AUTHORIZATIONS:

None.

EXHIBITS:

Location map

Precinct map

Proposed plan

Two original phasing agreements

Non-residential notice

Non-residential notice recipients

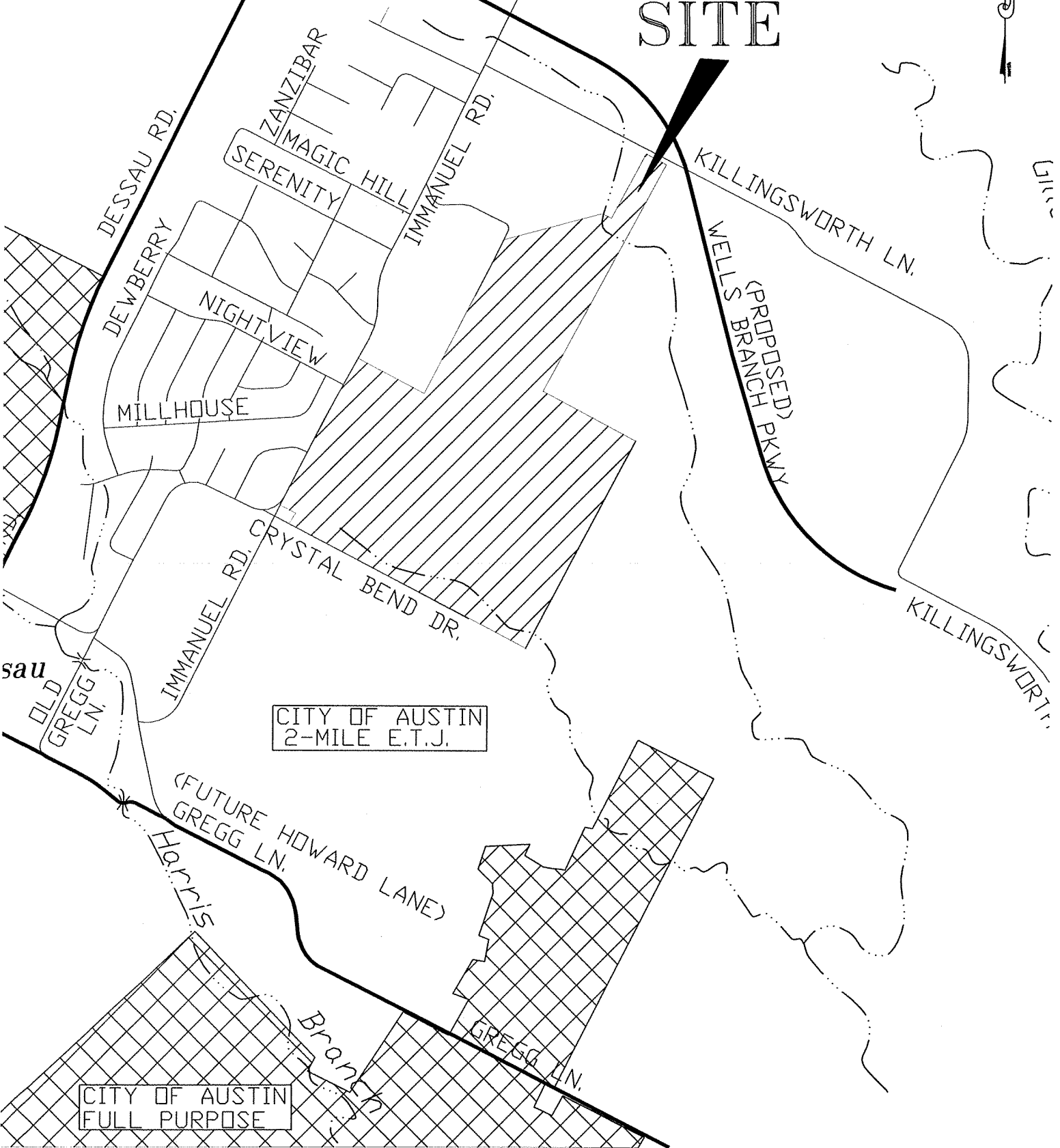
AMB: mph

1105

TO PFLUGERVILLE

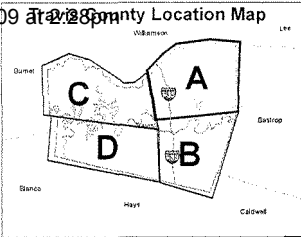
CITY OF PFLUGERVILLE E.T.J.

SITE



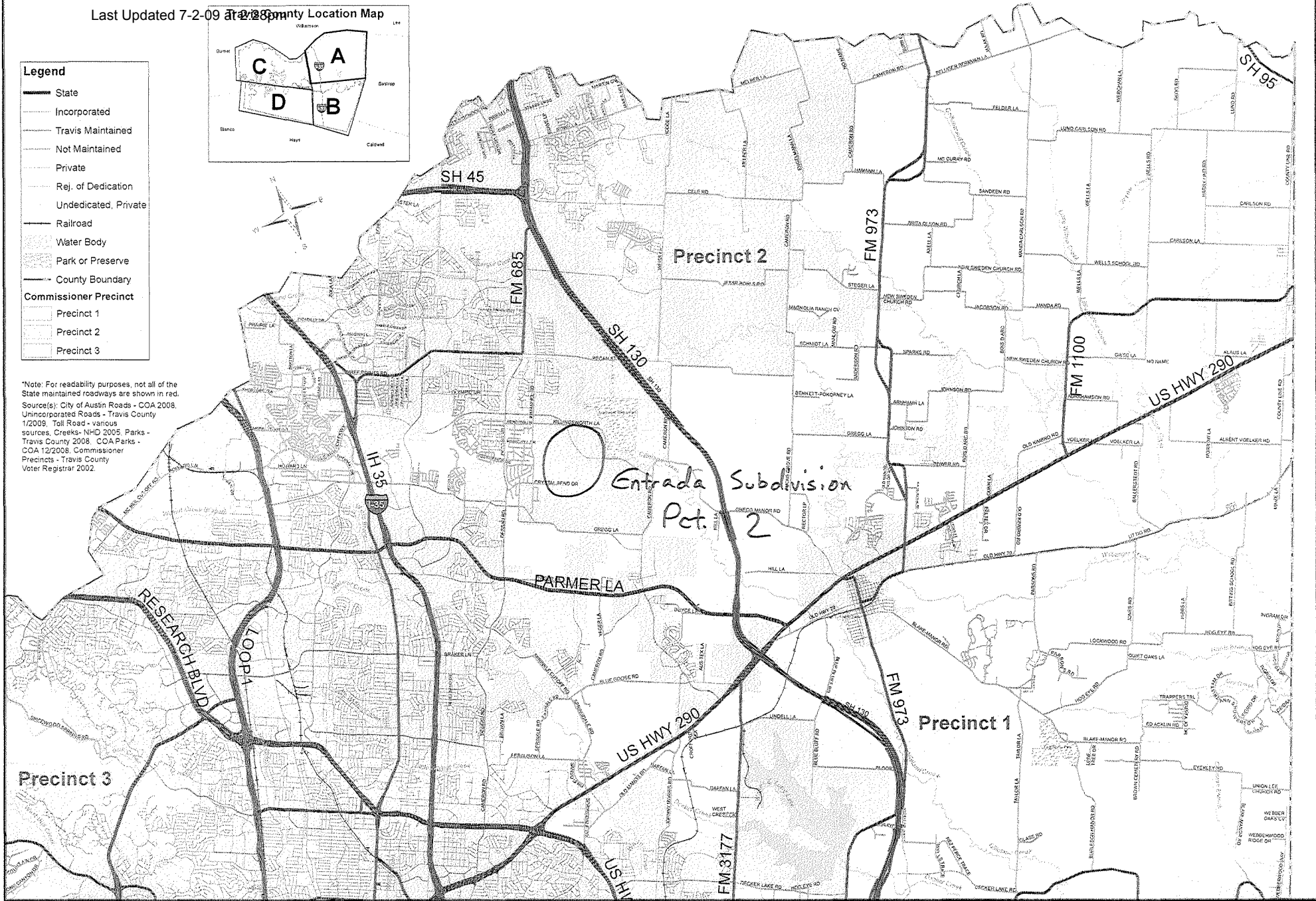
CITY OF AUSTIN
2-MILE E.T.J.

CITY OF AUSTIN
FULL PURPOSE



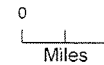
- Legend**
- State
 - Incorporated
 - Travis Maintained
 - Not Maintained
 - Private
 - Rej. of Dedication
 - Undedicated, Private
 - Railroad
 - Water Body
 - Park or Preserve
 - County Boundary
 - Commissioner Precinct
 - Precinct 1
 - Precinct 2
 - Precinct 3

*Note: For readability purposes, not all of the State maintained roadways are shown in red.
 Source(s): City of Austin Roads - COA 2008.
 Unincorporated Roads - Travis County 1/2008. Toll Road - various sources, Creeks- NHD 2005. Parks - Travis County 2008. COA Parks - COA 12/2008. Commissioner Precincts - Travis County Voter Registrar 2002.



Map Disclaimer: This map was created for the Travis County Sign Crew for identifying Travis County's maintained roadways. The data is provided "as is" with no warranties of any kind. For questions, contact the Travis County GIS Coordinator at (512) 854-9383.

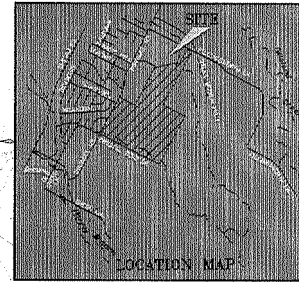
Travis County Roadways, Map A



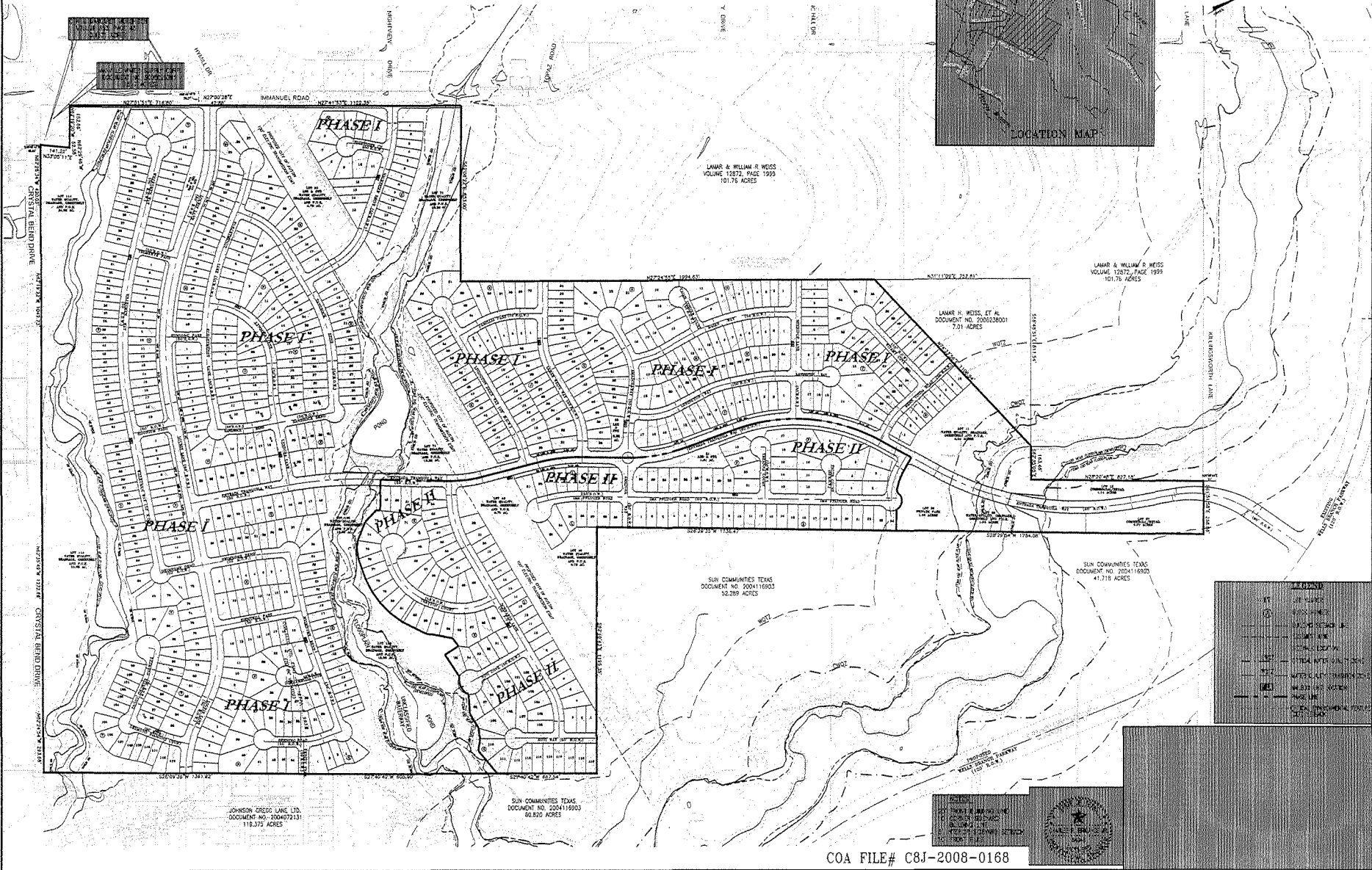
Map Prepared by: Travis County, Dept. of Transportation & Natural Resources. Date: 1/7/2009
<http://www.co.travis.tx.us/maps>

ENTRADA SUBDIVISION

TOTAL PRELIMINARY PLAN ACREAGE: 234.01 ACRES
 LOT SUMMARY (SEE SHEET 1)
 TOTAL NO. OF LOTS: 841 LOTS
 NO. OF SINGLE FAMILY LOTS: 821 LOTS
 NO. OF COMMERCIAL LOTS: 2 LOTS



SCALE: 1" = 200'



Carlson, Higgins & Downing, Inc. 10000 West Loop West, Suite 1000 Houston, Texas 77042-3000 Phone: 281.416.1000 Fax: 281.416.1001	
PRELIMINARY PLAN OVERALL DATE: 06/28/08 DRAWN BY: JACOB	PRELIMINARY PLAN DATE: 06/28/08 DRAWN BY: JACOB
ENTRADA SUBDIVISION DATE: 06/28/08 DRAWN BY: JACOB	ENTRADA SUBDIVISION DATE: 06/28/08 DRAWN BY: JACOB

**ENTRADA SUBDIVISION
PHASING AGREEMENT**

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

THIS AGREEMENT is made and entered into by and between H.M. Pfluger, Ltd. (the “Developer”), and Travis County, Texas, (the “County”), hereinafter collectively referred to as the “Parties”, for the purposes and consideration stated.

WHEREAS, the Developer is in the process of subdividing the tract of land described in Exhibit “A”, which is attached (the “Property”); and

WHEREAS, it is contemplated that the Developer will subsequently submit Final Plats for other portions of the Property for County approval in accordance with the Preliminary Plan for Entrada Subdivison, (the “Preliminary Plan”), File # C8J-2008-0168; and

WHEREAS, the Developer and the County desire to provide for the orderly development of the Property and to allow for Project Phasing and the creation of dual access points to public roads; and

WHEREAS, the Parties desire to establish a process to coordinate the improvement and connection of public roadways within the phased development of the Property;

NOW, THEREFORE, in consideration of the premises and the promises contained herein, the Parties agree as follows:

1. In the phased development of the Property, the Developer submit to Travis County Transportation and Natural Resources Department, Final Plat(s) and construction drawings for the infrastructure within that phase on development.
2. The Developer shall construct the infrastructure for no more than 350 single family residential lots without at least two points of public access being provided. Points of public access as shown on attached Exhibit “B”, shall be defined as either:
 - a. The connection of proposed Entrada Tranquila Way to existing Wells Branch Parkway, or
 - b. The connection of Louris Lane to Immanuel Drive, or
 - c. The connection of Louris Lane through the approved Cantarra Subdivision to Cantarra Drive.
3. The Developer acknowledges that the development of the Property is subject to the terms contained in the Traffic Impact Analysis (TIA) for Entrada Subdivision as prepared by Robert Halls & Associates, Inc. and as reviewed and approved by Travis County Transportation and Natural Resources Department. Per the Traffic Impact Analysis:

The Developer shall post 22% of the cost of signalization improvements at Howard Lane/Immanuel Road intersection with the final plat that includes the 350th single family residential lot in the overall subdivision.

The Developer shall post 56% of the cost of signalization improvements at Hymill Drive/Immanuel Road intersection with the final plat that includes the 350th single family residential lot in the overall subdivision.

4. In the phased development of the Property, the County will, subject to the performance by the Developer of its obligation under this Agreement and the Travis County Standards for Construction of Streets and Drainage in Subdivisions, approve the subsequent Final Plats of the Property.
5. Any right-of-way and any slope or drainage easement dedications, which must be dedicated under this Agreement, shall be in an approved County form and must be free from any encumbrances, conditions, restrictions, rights, or interest, which may, in the reasonable opinion of the County Attorney's Office adversely affect the County's ability to use the right-of-way or easements for their intended purposes.
6. If the Developer submits a Final Plat(s) for a portion of a Phase of the Property or if the Preliminary Plan for the Property is revised and approved, the County and the Developer will, to the extent required, either amend this Agreement or enter into an additional or supplemental agreement(s) to coordinate the phasing process and the future improvement of roadways.
7. The County and its officer, employers, successors and assigns will not be liable or responsible for and shall be held harmless by the Developer from any claims, losses, damages, causes of actions, suits, and liability of any kind for personal injury or death or property damage arising out of or in connection with any actions by or negligence of the Developer under the terms of his Agreement.
8. Miscellaneous
 - a. Beneficiaries. This Agreement will be binding upon and inure to the benefit of the Parties and their successors and assigns.
 - b. Restrictive Covenant. This Agreement touches and concerns real property located in Travis County, Texas, and, if recorded, will constitute a covenant running with the land. However, this Agreement will not affect the title to the land conveyed to purchasers of individual lots in a Phase of the Subdivision, who will take their interests free and clear of the conditions of this Agreement without the necessity of any release or consent by the County.
 - c. Amendment to Agreement. Any revision, modification, or amendment of this Agreement will be effective only when reduced to writing and signed by the

County and current owners of the affected provision(s) of the Property which is affected. NO OFFICIAL, AGENT, OR EMPLOYEE OF THE COUNTY HAS ANY AUTHORITY, EITHER EXPRESS, OR IMPLIED TO AMEND OR MODIFY THIS AGREEMENT EXCEPT PURSUANT TO SUCH EXPRESS AUTHORITY AS MAY BE DELEGATED BY THE COMMISSIONERS COURT.

- d. Assignment by the Developer. The rights, duties, and responsibilities of the Developer may be assigned only with the consent of the County, which will not be unreasonably withheld or unduly delayed.
- e. Entire Agreement. This is the entire agreement between the Parties with respect to the subject matter hereof. As of this date, there are no other agreements or representations, oral or written, between the Parties in conflict with this Agreement.
- f. Notice. Any notices hereunder will be in writing, and addressed to the respective party at the address set forth below for each party, (i) by personal delivery, (ii) by US Mail, certified or registered, return receipt requested, postage prepaid, or (iii) by FedEx or other nationally recognized overnight courier service. Notice deposited in the US Mail in the manner hereinabove described will be effective on the earlier of the date of actual receipt or three days after the date of such deposit. Notice given in any other manner shall be effective only if and when received by the party to be notified.

DEVELOPER: H.M. Pfluger, Ltd.
1101 N. Lamar Blvd.
Austin, TX, 78703

Travis County: Joe Gieselman (or successor)
Executive Manager, TNR
P.O. Box 1748
Austin, TX 78767

Copy to: David Escamilla (or successor)
Travis County Attorney
P.O. Box 1748
Austin, Texas 78767

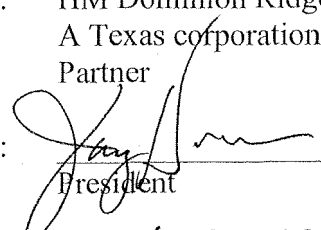
The Parties may from time-to-time change their respective addresses by written notice to the other party.

- g. Applicable Law and Venue. This Agreement shall be governed by the laws of the State of Texas, concerns real property located in Travis County, and is wholly performable in Travis County, Texas.
- h. Severability. If any of the provisions of this Agreement are held by any court of competent jurisdiction to be invalid or unconstitutional for any reason, the remainder of this Agreement will not be affected thereby and this Agreement shall be construed as if such invalid or unconstitutional portion has never been contained herein.
- i. Number and Gender. All terms or words in this Agreement, regardless of the number or gender in which they are used, shall be deemed include any other number or gender as the context may require.

EXECUTED to be effective as of the later date set forth below.

H.M. PFLUGER, LTD.,
a Texas limited partnership

By: HM Dominion Ridge GP, Inc.
A Texas corporation, its General
Partner

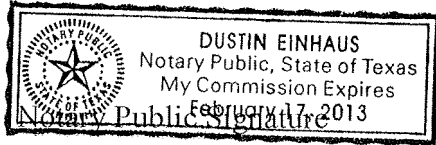
By: 

President

Date: 6.22.09

THE STATE OF TEXAS §
§
THE COUNTY OF TEXAS §

This instrument was acknowledged before me on June 22, 2009, by Jay Hanne, President H.M. Downin Ridge Inc., a Texas Corporation, General Partner of H.M. Pfluger, Ltd., a Texas limited partnership, on behalf of said corporation and partnership.



[Handwritten Signature]

TRAVIS COUNTY, TEXAS

By: _____
Samuel T. Biscoe, County Judge

Date: _____

ACKNOWLEDGMENT

THE STATE OF TEXAS §
§
THE COUNTY OF TEXAS §

This instrument was acknowledged before me on the day of _____, _____, by _____ of Travis County, Texas, in the capacity stated _____

Notary Public, State of Texas
My Commission Expires:

(Printed Name of Notary) _____

After Recording Return to:

Travis County, Texas
Attn: Transportation and Natural Resource Department
P.O. Box 1748
Austin, TX 78767

EXHIBIT "A"

241.150 ACRES
ALEXANDER WALTER SURVEY NO. 67, ABS. NO. 791
TRAVIS COUNTY, TEXAS
CBD-ENTRADA BOUNDARY SURVEY

FIELD NOTES

BEING ALL OF THAT CERTAIN TRACT OR PARCEL OF LAND OUT OF AND A PART OF THE ALEXANDER WALTER SURVEY NUMBER 67, ABSTRACT NUMBER 791, SITUATED IN TRAVIS COUNTY, TEXAS, SAID TRACT OF LAND BEING MORE FULLY DESCRIBED AS BEING ALL OF THAT CERTAIN, 92.40 ACRE TRACT OF LAND CONVEYED TO HM PFLUGER, LTD., IN DOCUMENT NUMBER 2006238003 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, AND ALSO BEING ALL OF THAT 148.61 ACRE TRACT OF LAND CONVEYED TO HM PFLUGER, LTD. IN DOCUMENT NUMBER 2006238003 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, SAID 241.150 ACRE TRACT OF LAND BEING MORE FULLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING, at an iron rod found at the northeast corner of that certain 102.76 acre tract of land conveyed to Lamar Weiss et al. in Volume 12872, Page 1999 of the Deed Records of Travis County, Texas (D.R.T.C.TX.), also being located on the southern right-of-way line of Killingsworth Lane, a varying width public right-of-way and also being the northwest corner of said 92.40 acre HM Pfluger, LTD., tract for the northwest corner and **POINT OF BEGINNING** of the herein described tract,

THENCE, with the south right-of-way line of said Killingsworth Lane, S61°51'58"E, a distance of 258.86 feet to an iron rod found at the northwest corner of a 356.920 acre tract of land conveyed to Sun Communities Finance, LLC in Document Number 2001056531 of the Official Public Records of Travis County, Texas, for the northeast corner of the herein described tract,

THENCE, with the west boundary line of said 356.920 acre Sun Communities Finance, LLC tract the following four (4) courses and distances, numbered 1 through 4,

1. S28°29'54"W, a distance of 1784.08 feet to an iron rod found,
2. S28°29'35"W, a distance of 1136.47 feet to a set stone found at an exterior ell corner of said 356.920 acre Sun Communities Finance, LLC tract,
3. S62°10'43"E, a distance of 1195.35 feet to an iron pipe found and
4. S27°40'42"W, at a distance of 667.54 feet passing an iron rod found, in all a distance of 1273.44 feet to an iron pipe found at the southwest corner of said 356.920 acre Sun Communities Finance, LLC tract and the northwest corner of a 119.39 acre tract of land conveyed to Johnson Gregg Lane, LTD in Document Number 2004072131 of the Official Public Records of Travis County, Texas,

THENCE, with the west boundary line of said 119.39 acre Johnson Gregg Lane, LTD tract, S28°09'36"W, a distance of 1391.82 feet to an iron rod found in the north right-of-way line of Crystal Bend Road, a varying width public right-of-way, for the southeast corner of the herein described tract,

THENCE, with the north right-of-way line of said Crystal Bend Road and the southern boundary line of said 148.61 acre HM Pfluger tract the following four (4) courses and distances, numbered 1 through 4,

1. N62°24'54"W, a distance of 293.68 feet to a fence post,
2. N62°35'49"W, a distance of 1272.66 feet to a fence post,
3. N62°19'22"W, a distance of 1049.73 feet to a fence post and
4. N62°28'34"W, a distance of 420.03 feet to a fence post at the southeast corner of a 0.517 acre tract of land conveyed to Margaret Murchison in Volume 11355, Page 75 of the Deed Records of Travis County, Texas, for the southern most southwest corner of the herein described tract of land,

THENCE, with the east boundary line of said 0.517 acre Margaret Murchison tract, N33°05'11"E, a distance of 141.22 feet to an iron rod found at the northeast corner of said 0.517 acre Margaret Murchison tract,

241.150 ACRES
ALEXANDER WALTER SURVEY NO. 67, ABS. NO. 791
TRAVIS COUNTY, TEXAS
CBD-ENTRADA BOUNDARY SURVEY

THENCE, with the north boundary line of said 0.517 acre Margaret Murchison tract the following two (2) courses and distances, numbered 1 and 2,

1. N62°29'46"W, a distance of 52.58 feet to an iron rod found and
2. N62°19'20"W, a distance of 152.66 feet to a fence post on the eastern right-of-way line of Immanuel Road, a varying width public right-of-way, also being at the northwest corner of said 0.517 acre Margaret Murchison tract for the western most southwest corner of the herein described tract of land,

THENCE, with the eastern right-of-way line of said Immanuel Road and the western boundary line of said 148.61 acre HM Pfluger tract the following three (3) courses and distances, numbered 1 through 3,

1. N27°51'51"E, a distance of 716.80 feet to a fence post,
2. N27°00'28"E, a distance of 42.88 feet to a fence post and
3. N27°41'53"E, a distance of 1122.35 feet to a fence post at the southwest corner of a 102.76 acre tract of land conveyed to Lamar H. Weiss, et. al. in Volume 12872, Page 1999 of the Deed Records of Travis County, Texas, for the westernmost northwest corner of the herein described tract,

THENCE, with the southwestern boundary line of said 102.76 acre Lamar H. Weiss, et. al. tract, S62°06'22"E, a distance of 853.00 feet to a fence post,

THENCE, with the east line of said 102.76 acre Lamar H. Weiss, et. al. tract, N27°24'55"E, a distance of 1994.63 feet to an iron rod found at the southwest corner of a 7.01 acre tract of land conveyed to Lamar H. Weiss in Document Number 2006238001 of the Official Public Records of Travis County, Texas,

THENCE, with the southern boundary line of said 7.01 acre Lamar H. Weiss, tract, N74°33'56"E, a distance of 1106.94 feet to an iron rod found on the south boundary line of said 102.76 acre Lamar H. Weiss, et. al. tract,

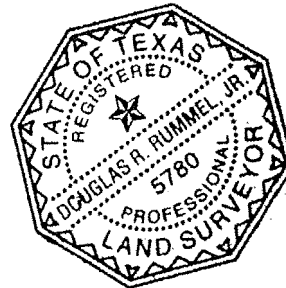
THENCE, with the southwestern boundary line of said 102.76 acre Lamar H. Weiss, et. al. tract, S62°35'05"E, a distance of 163.46 feet to an iron rod found at the eastern most southeast corner of said 102.76 acre Lamar H. Weiss et. al. tract,

THENCE, with the east boundary line of said 102.76 acre Lamar H. Weiss, et. al. tract, N28°20'48"E, a distance of 827.18 feet to the **POINT OF BEGINNING**, and containing 241.150 acres of land.

Surveyed by:



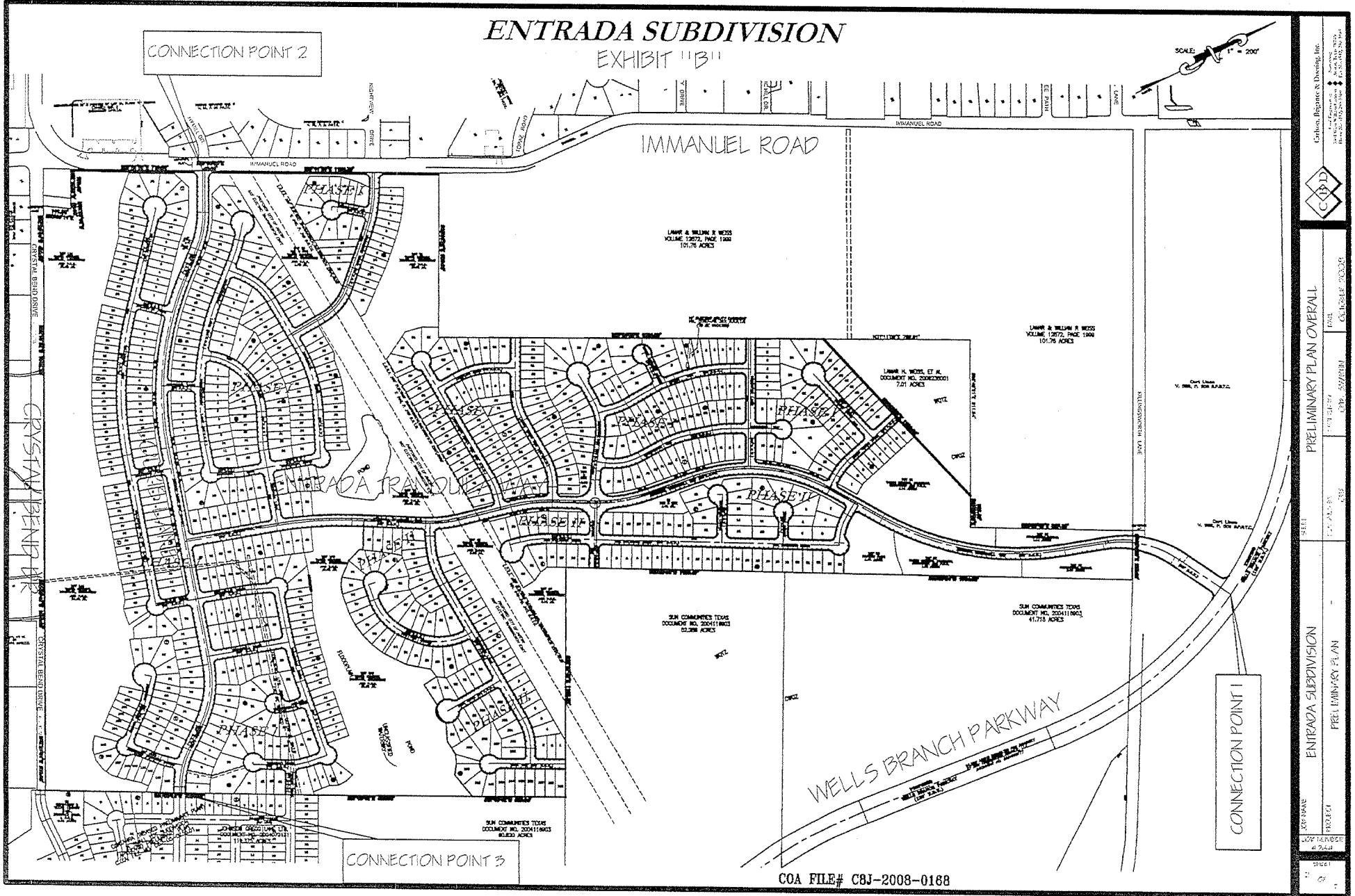
DOUGLAS R. RUMMEL, JR., R.P.L.S. No. 5780
Carlson, Brigance & Doering, Inc.
5501 West William Cannon Drive
Austin, TX 78749
Phone: (512) 280-5160



Bearing Basis: Texas State Plane Coordinate System (Central Zone), NAD83/HARN

ENTRADA SUBDIVISION EXHIBIT "B"

SCALE: 1" = 200'



PRELIMINARY PLAN COVERALL	
PROJECT	ENTRADA SUBDIVISION
DATE	7-2-09
DRAWN BY	C. BOSE
CHECKED BY	C. BOSE
SCALE	AS SHOWN
PROJECT NO.	08J-2008-0168
DRAWING NO.	1

NOTICE OF NON-RESIDENTIAL DEVELOPMENT

Project name: **Entrada Preliminary Plan**

December 10, 2008

Project location: **Dessau Rd.**

Please be advised that your homeowners' association/neighborhood association is within 1,000 feet of a proposed development containing a non-residential land use. The development contains two commercial sites of 1.14 acres, and 2.07 acres that will be used for undetermined neighborhood retail services. Please see the attached site location map for clarification.

Travis County Transportation and Natural Resources Department is reviewing this development application to ensure that it is in compliance with applicable regulations. Travis County's development code can be found on the internet at: <http://www.co.travis.tx.us/tnr/subdivision/default.asp>. Travis County does not enforce deed restrictions and does not have the authority to regulate land use. In the event that the applicant meets all applicable code requirements, the development permit will be administratively approved.

Owner's name: **HM Pfluger Ltd.**

Owner's phone number: **512-477-2400**

Agent's name: **Carlson, Brigance, & Doering, Inc.**

Agent's phone number: **512-280-5160**

Travis County Case Manager: **Michael Hettenhausen**

Case Manager's phone number: **854-7563**

For more information please contact the project's owner, agent or the case manager.
For copies of the project please make an Open Records Request by calling 854-7683.

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

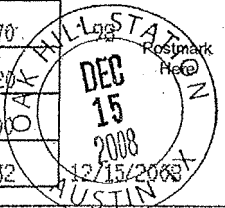
For delivery information visit our website at www.usps.com

AUSTIN TX 78751

OFFICIAL USE

6899 5990 1000 0001 7000 1300 0001 7000 2000 1300 0001 7000

Postage	\$ 0.42	0126
Certified Fee	\$2.70	
Return Receipt Fee (Endorsement Required)	\$2.20	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.32	



Sent To
 TRAVIS COUNTY FIRE MARSHAL
 Street, Apt. No.,
 or PO Box No. 5555 AIRPORT BLVD. STE 400
 City, State, ZIP+4
 AUSTIN, TEXAS 78751

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

PFLUGERVILLE TX 78660

OFFICIAL USE

2299 5990 1000 0001 7000 1300 0001 7000

Postage	\$ 0.42	0126 OAK HILL STATION
Certified Fee	\$2.70	98 Postmark Here
Return Receipt Fee (Endorsement Required)	\$2.20	DEC 15 2008
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.32	12/15/2008

Sent To
 TCESD #2
 Street, Apt. No.,
 or PO Box No. 203 E. PECAN ST.
 City, State, ZIP+4
 PFLUGERVILLE, TEXAS 78660

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

AUSTIN TX 78704

OFFICIAL USE

5199 5990 1000 0001 7000 1300 0001 7000

Postage	\$ 0.42	0126 OAK HILL STATION
Certified Fee	\$2.70	98 Postmark Here
Return Receipt Fee (Endorsement Required)	\$2.20	DEC 15 2008
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.32	12/15/2008

Sent To
 FIRST AMERICAN COMMERCIAL PROPERTY GROUP
 Street, Apt. No.,
 or PO Box No. 1001 SOUTH CONGRESS AVENUE
 City, State, ZIP+4
 AUSTIN, TEXAS 78704

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

PFLUGERVILLE TX 78660

OFFICIAL USE

9499 5990 1000 0001 7000 1300 0001 7000

Postage	\$ 0.42	0126
Certified Fee	\$2.70	98 Postmark Here
Return Receipt Fee (Endorsement Required)	\$2.20	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.32	12/15/2008

Sent To
 PFLUGERVILLE ISD
 Street, Apt. No.,
 or PO Box No. 1401 WEST PECAN ST.
 City, State, ZIP+4
 PFLUGERVILLE, TEXAS 78660

PS Form 3800, August 2006 See Reverse for Instructions

14



Travis County Commissioners Court Agenda Request

Voting Session : July 7, 2009 (Date) Work Session: _____ (Date)

I. A. Request made by: Sherri E. Fleming Phone: 854-4100
(Signature of Elected Official/Appointed Official/Executive Manager/County Attorney)

B. Requested Text:

Consider and Take Appropriate Action to Reappoint Sandra Briley, PhD, to the Austin Early Childhood Council, Effective July 31, 2009 Through December 31, 2012.

C. Approved by: _____
Signature of Commissioner(s) or County Judge

Signature of Commissioner(s) or County Judge

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request
(Original and eight copies)

B. Please list all of the agencies or officials' names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

Planning and Budget Office (854-9106)

- ___ Additional funding for any department or for any purpose
- ___ Transfer of existing funds within or between any line item budget
- ___ Grant

Human Resources Department (854-9165)

- ___ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

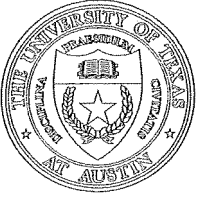
- ___ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- ___ Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGES OFFICE
09 JUN 30 PM 2:57

AGENDA REQUEST DEADLINE: This Agenda Request, complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 5:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.



CHILD DEVELOPMENT CENTER
THE UNIVERSITY OF TEXAS AT AUSTIN

*1 University Station D3200 • Austin, TX 78712
<http://www.utexas.edu/childcenter/>*

Judge Samuel Brisco
Travis County
P.O. Box 1748
Austin, Texas 78767

Dear Judge Brisco,

I would like to continue as the county's representative on the Austin Early Childhood Council. I have served on the council for the last 15 years. As the director of the University of Texas Child Development Centers, I feel that I bring useful knowledge and resources to the council. For most of the time that I have been on the council I have chaired the Provider Committee, a direct link to the Austin child care community.

Thank you for your consideration of this request.

Sincerely,

A handwritten signature in cursive script that reads "Sandy Briley".

Sandy Briley, Ph.D.

Director, University of Texas Child Development Centers

Cc: Sherri Fleming

Sandra Lynn Briley, Ph.D.
617 West O'Dell, Austin, Texas 78752
(512) 459-9389

Education

University of Texas, Austin
Ph.D., Early Childhood Education, 1986

University of Texas, San Antonio
M.A., Early Childhood Education, 1979

University of Texas, Austin
B.S., Child Development, 1973

Work Experience

1991 – Present Director, University of Texas Child Care Programs
Austin, Texas

1990 – 1991 Project Manager, Teen Age Parenting Program
Austin Independent School District

1986 – 1998 Instructor, Child Development
Austin Community college

1986 – 1990 Director, Program Coordinator
Stepping Stone Child Development Centers
Austin, Texas

1981 – 1986,
1998 Instructor, Early Childhood Education
University of Texas, Austin

1977 – 1981 Instructor and Administrator
Director, Katherine Ryan Laboratory Preschool
Incarnate Word College
San Antonio, Texas

1975 - 1976 Preschool teacher
Jewish Community Center Preschool
Austin, Texas

1973 – 1975 Teacher/Director
First English Lutheran Child Care Center
Austin, Texas

Presentations/Publications

“Staff Recruitment and Retention”, Director’s Symposium, Austin, 2002.

“Staff Retention: Make Parents part of the Solution”, with Hara Cootes, National Coalition for Campus Children’s Centers (NCCCC) Annual Conference, Chicago, April 2000.

“Staff Recruitment and Retention”, Austin Association for the Education of Young Children (AAEYC) Annual Conference, April 1999 & 2000.

“Supporting Teachers with Challenging Children”, AAEYC Annual Conference, April 1998.

“Employers’ Collaborative: Mobilizing City Employers to Support Community Child Care Needs”, with Rhonda Paver and Linda Welsh, National Association for the Education of Young Children Annual Conference, Dallas, November 1996.

“Evolution of a Comprehensive Campus Child Care Program”, with Stuart Reifel, NCCC Annual Conference, Milwaukee, April 1997 .

Briley, S., Reifel, S. & Paver, R., (1997). Child Care on Campus: A Case Study in Evolving Programs and Issues. *Child Care and Youth Forum*. 26(2), 67 – 85.

Briley, S. (1986). Characteristics of Caregiving Related to Toddlers’ Adjustment in Group Care. Doctoral Dissertation.

Other

Member, Austin Early Childhood Council, 1994 to present,

Member, Austin Project Board of Directors, 2003 to present

BUDGET AMENDMENTS AND TRANSFERS

FY 2009

09 JUL -1 PM 3:58
 CLERK OF SUPERIOR COURT
 CLERK'S OFFICE

7/7/2009

AMENDMENTS

BA#	Project Code FUND	DEPT/DIV	ACT	ELM/ OBI	Dept.	Line Item	Increase	Decrease	Pg #
A1	050	9800	981	9892	Reserves	Fund 050 Allocated Reserves		\$ 3,680	1
	050	1230	523	3002	ITS	Software	\$ 2,835		
	050	1230	523	5002	ITS	Maintenance Agreements-DP	\$ 845		

TRANSFERS

BA#	Project Code FUND	DEPT/DIV	ACT	ELM/ OBI	Dept.	Line Item	Increase	Decrease	Pg #
T1	001	3301	568	0701	Cons. Pct. 3	Reg Salaries-Permnt Empl		\$ 3,500	3
	001	3302	568	0712	Cons. Pct. 3	POPS Salaries		\$ 2,500	
	001	3302	568	1101	Cons. Pct. 3	Regular Overtime Pay	\$ 6,000		
T2	001	3302	568	0712	Cons. Pct. 3	POPS Salaries		\$ 1,400	3
	001	3302	568	3055	Cons. Pct. 3	Law Enforcement Eq & Supp	\$ 750		
	001	3301	568	3035	Cons. Pct. 3	Clothing, Uniforms	\$ 650		
T3	001	5710	536	0701	Rec. Mngt.	Reg Salaries-Permnt Empl		\$ 3,500	6
	001	5760	536	6099	Rec. Mngt.	Other Purchased Services	\$ 3,500		




PLANNING AND BUDGET OFFICE
TRAVIS COUNTY, TEXAS

314 W. 11th Street
P.O. Box 1748
Austin, Texas 78767

MEMORANDUM

TO: Members of Commissioners Court

FROM: Diana A. Ramirez, Sr. Budget Analyst 

DATE: July 1, 2009

RE: Correction-Additional IT Costs Related to Budget Amendment Approved by Court on June 16, 2009

On June 16, 2009, Commissioners Court approved a budget amendment of \$7,315 from the Justice Court Technology Fund (Fund 050) for additional desktop computers for the new service windows at the Justice of the Peace, Pct. 2 second floor office space. At the time, the associated software and maintenance agreement costs for the desktop computers was left off the request. This correction will use an additional \$3,680 from the Fund 050 Allocated Reserve to fully fund the county's cost for those computers. PBO concurs.

cc: Rodney Rhoades, Leroy Nellis, Jessica Rio, PBO
Nick Macik, Jackie Goodfellow, Joe Harlow, ITS
The Honorable Barbara Bemby, Justice of the Peace, Pct. 2
Cindy Muller, JP2

Budget Adjustment: 16620

Fyr _ Budget Type: 2009-Reg

Author: 12 - MACIK, NICHOLAS

Created: 6/23/2009 3:51:18 PM

PBO Category: Amendment

Court Date: Tuesday, Jul 7 2009

Dept: RESERVES

Just: TechCorr

Transfer Necessary to fund the cost of the network & security licenses for new pcs at JP2 approved in

From Account	Acct Desc	Project	Proj Desc	Amount
050-9800-981-9892	ALLOCATED RESERVES			3,680
				3,680
To Account		Project		Amount
050-1230-523-3002	SOFTWARE			2,835
050-1230-523-5002	MAINTENANCE AGREEMENTS-DP			845
				3,680

Approvals	Dept	Approved By	Date Approved
Originator	12	NICHOLAS MACIK	6/23/2009 03:57:16 PM
DepOffice	12	NICHOLAS MACIK	6/23/2009 04:08:12 PM
DepOfficeTo	12	NICHOLAS MACIK	6/23/2009 04:08:25 PM

PBO concurs.

*Duranis
7/1/09*

Project Nellis 7/1/09

e

Budget Adjustment: 16498

Fyr _ Budget Type: 2009-Reg

Author: 33 - RYDEN, LORETTA

Created: 6/17/2009 11:25:27 AM

PBO Category: Transfer

Court Date: Tuesday, Jul 7 2009

Dept: CONSTABLE 3

Just: Negbal

From Account	Acct Desc	Project	Proj Desc	Amount
001-3301-568-0701	REG SALARIES-PERMNT EMPL			3,500
001-3302-568-0712	POPS SALARIES			2,500
				6,000
To Account		Project		Amount
001-3302-568-1101	REGULAR OVERTIME PAY			6,000
				6,000

Approvals	Dept	Approved By	Date Approved
Originator	33	LORETTA RYDEN	6/29/2009 3:25:07 PM
DepOffice	33	LORETTA RYDEN	6/29/2009 3:25:08 PM

*Salary savings verified.
PBO Concerns*

*R. W. [Signature] 7/01/09
Project Allis 7/1/09*

Budget Adjustment: 16721

Fyr_Budget Type: 2009-Reg

Author: 33 - RYDEN, LORETTA

Created: 6/29/2009 4:18:35 PM

PBO Category: Transfer

Court Date: Tuesday, Jul 7 2009

Dept: CONSTABLE 3

Just: Negbal

From Account	Acct Desc	Project	Proj Desc	Amount
001-3302-568-0712	POPS SALARIES			1,400
				1,400
To Account		Project		Amount
001-3302-568-3055	LAW ENFORCEMENT EQ & SUPP			750
001-3301-568-3035	CLOTHING, UNIFORMS			650
				1,400

Approvals	Dept	Approved By	Date Approved
Originator	33	LORETTA RYDEN	6/29/2009 4:19:43 PM
DepOffice	33	LORETTA RYDEN	6/29/2009 4:19:44 PM

Salary savings verified.
PBO concurs.

Allent 7/6/09
Raymond Mellis 7/1/09

4

Last Updated 7-2-09 at 2:28pm

Randy Lott - CN3 pending BA's 16721 and 16498

From: Stacy Suits
To: Lott, Randy
Date: 6/30/2009 11:33 AM
Subject: CN3 pending BA's 16721 and 16498
CC: McCain, Richard

Randy,

BA 16721 is for uniforms and a bullet proof vest for a new deputy starting on 7/16/2009.

BA 16498 is for anticipated overtime during the summer season. For example, a number of our deputies are assigned to traffic enforcement duties this 4th of July weekend. Also, our requests for vacation leave are creating some daily staffing issues.

Stacy Suits
Chief Deputy
Travis County Constable Pct 3

Budget Adjustment: 16710

Fyr_ Budget Type: 2009-Reg

Author: 57 - DAWKINS, CATHY

Created: 6/29/2009 2:22:33 PM

PBO Category: Transfer

Court Date: Tuesday, Jul 7 2009

Dept: RECORDS MANG & COMM RESRC

Just: CommCodeRq

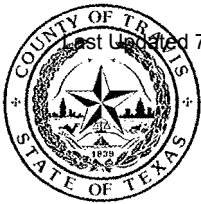
We are using salary savings from slot #36 to fund contract labor for Media Services for upcoming projects.

From Account	Acct Desc	Project	Proj Desc	Amount
001-5710-536-0701	REG SALARIES-PERMNT EMPL			3,500
				3,500
To Account		Project		Amount
001-5760-536-6099	OTHER PURCHASED SERVICES			3,500
				3,500

Approvals	Dept	Approved By	Date Approved
Originator	57	CATHY DAWKINS	6/29/2009 2:22:47 PM
DepOffice	57	THOMAS ASHBURN	6/29/2009 3:10:46 PM

salary savings verified.
PBO concurs

Roll out 7/1/09
Raymond Mellis 7/1/09



7-2-09 at 2:30 pm
TRAVIS COUNTY

**RECORDS MANAGEMENT & COMMUNICATION RESOURCES
MEDIA DIVISION (TCTV-17)**

314 West 11th Street, Suite 110 PO Box 1748 Austin, TX 78767 Tel: (512) 854-9503 Fax: 854-4560

MEMORANDUM

TO: Randy Lott, Planning and Budget Office

FROM: *SB* Steven Broberg, Director of Records Management and Communications Resources

DATE: June 30, 2009

SUBJECT: Use of Salary savings for Contracted Labor

RMCR is requesting the Planning and Budget Office approve the transfer of \$3,500.00 from the salary line item (salary savings) to contracted services in the Media Services Division (001-5760-536-6099). Media Services has pending projects that require additional specialized labor to complete in a timely manner. We would like to contract for 20 hours per week of video production assistant services until the end of Fiscal Year 2009.

The pending projects involve the TNR Parks Division and RMCR Records Management and Archives Division. TNR Parks is requesting the parks video tours posted the their website and cablecast on TCTV-17 be redone to reflect updated/additional amenities and administrative information. RMCR Records Management and Archives is requesting a series of videos that speak to the history of Travis County. The combined number of videos could reach 20 to 25. Having additional assistance will help ensure time completion of these two projects.

If you require additional information, please contact Al Jackson, Media Operations Manager.

Thank you,

Steven Broberg
Director of RMCR

aj

Allocated Reserve Status (001-9800-981-9892)

Amount	Dept Transferred Into	Date	Explanation
\$6,632,457			Beginning Balance
(\$71,830)	Criminal Courts	10/28/08	Permission to continue-Drug Court Program
(\$4,356)	Cons. Pct. 2	11/4/08	3rd Amendment-Village of the Hills Interlocal for Law Enforcement Services
(\$4,620)	Records Management	11/4/08	Budget Line Item Correction
(\$25,000)	TNR	11/18/08	Envision Central Texas
(\$4,821)	TNR	11/25/08	Traffic Citations
(\$59,553)	General Administration	12/2/08	Intergovernmental Relations Coordinator
(\$20,000)	TNR	12/12/08	Legal Costs
(\$226,436)	HHS	12/16/08	Health Public Interlocal with City of Austin
(\$19,593)	CSCD	2/10/09	After-hours Security Services
(\$1,328,530)	TNR	2/24/09	Vehicles Purchase
\$52,730	HHS	3/4/09	Fund new Social Worker in FY 10
(\$25,000)	County Attorney	3/10/09	Outside Counsel
\$43,397	Criminal Courts	4/7/09	Adult Drug Court Grant Reimbursement
(\$20,269)	Facilities	4/21/09	Security Guard
(\$77,724)	Cons. Pct. 2	5/12/09	Security Guard
\$7,393	Various Depts.	5/29/09	Canceled P.O.s
(\$94,219)	General Administration	6/30/09	Appraisal District Fees
\$4,754,026	Current Balance		

Possible Future Expenses Against Allocated Reserve Previously Identified:

Amount	Explanation
(\$100,000)	Indigent Attn Costs: County Court at Law #8
(\$300,000)	Indigent Attn Costs: Capital Murder Case Costs
(\$39,900)	Ad Space for November Polling Places
(\$158,125)	Resources for Fail Safe Voting
(\$20,000)	Hazmat
(\$16,000)	Hazmat Equipment Maintenance
(\$80,000)	Postage
(\$80,000)	Records Storage
(\$20,000)	Aviation Software
(\$300,000)	Fuel Price Increase
(\$63,500)	Cadaver Contract Increase
(\$50,000)	Appraisal District Fee
(\$100,000)	Family Drug Treatment Court
(\$347,110)	Utility Cost Increase
(\$15,000)	Copy Paper
(\$2,650)	Intergovernmental Relations support
(\$300,000)	Indigent Attn Costs: Capital Murder Cases
(\$184,778)	Drug Court
(\$29,302)	Bilingual Supplemental Pay
(\$100,000)	General Fund Subsidy
(\$700,000)	Reserve for Economic Downturn
(\$230,000)	Reserve for Cost Increases
(\$3,236,365)	Total Possible Future Expenses (Earmarks)

\$1,517,661 Remaining Allocated Reserve Balance After Possible Future Expenditures

Capital Acquisition Resources Account Reserve Status (001-9800-981-9891)

Last Updated 7-2-09 at 2:28pm

Amount	Dept Transferred Into	Date	Explanation
\$2,865,553			Beginning Balance
\$67,125	Criminal Courts	10/27/08	Return CAR Funding for CCC#8 - Sound System was funded mid-year FY08
\$4,620	ITS Centralized Comp.Serv	11/4/08	Budget Line Item Correction
(\$28,000)	Facilities	11/18/08	Rebudgeting correction HMS Courthouse HVAC Phase 4 Project
(\$500,000)	Sheriff	2/24/09	Software Purchase
(\$68,000)	Facilities	2/24/09	Repair Chiller at CJC/Gault Bldg.
(\$42,696)	TNR	3/24/09	Mini-Excavator
(\$20,045)	Criminal Courts	4/7/09	IT Equipment
(\$23,900)	Civil Courts	4/7/09	IT Equipment

\$2,254,657 Current Reserve Balance

Possible Future Expenses Against CAR Identified During the FY09 Budget Process:

Amount	Explanation
(\$95,500)	Failing Vehicles Contingency
(\$30,000)	Aviation Software

(\$125,500) Total Possible Future Expenses (Earmarks)

\$2,129,157 Remaining CAR Balance After Possible Future Expenditures

Compensation Reserve Status (001-9800-981-9803)

Amount	Dept Transferred Into	Date	Explanation
\$5,980 (\$1,820)	HRMD	6/16/09	Beginning Balance - Bilingual Pay Pilot Bilingual Testing
\$4,160 Current Reserve Balance			

Health & Human Services Reserve Status (001-9800-981-9817)

Amount	Dept Transferred Into	Date	Explanation
\$400,000 (\$215,000) (\$22,270) (\$52,730)	HHS HHS HHS	11/25/08 3/4/09 3/4/09	Beginning Balance Workforce Development RFS Fund new Social Worker in FY09 Fund new Social Worker in FY10
\$110,000 Current Reserve Balance			

Fuel & Utility Reserve Status (001-9800-981-9819)

Amount	Dept Transferred Into	Date	Explanation
\$1,108,121			Beginning Balance
\$1,108,121 Current Reserve Balance			

Planning Reserve Status (001-9800-981-9821)

Amount	Dept Transferred Into	Date	Explanation
\$700,000 (\$700,000)	PBO	5/12/09	Beginning Balance Analysis & Master Plan Study
\$0 Current Reserve Balance			

Annualization Reserve Status (001-9800-981-9890)

Amount	Dept Transferred Into	Date	Explanation
\$2,347,947			Beginning Balance
\$2,347,947 Current Reserve Balance			

Unallocated Reserve Status (001-9800-981-9898)

Amount	Dept Transferred Into	Date	Explanation
\$41,384,029			Beginning Balance
(\$1,739,335)	ITS	3/24/09	Software and Hardware
(\$3,050,000)	TNR	3/24/09	HMAC
(\$947,604)	Facilities	3/24/09	Precinct 2
(\$621,862)	Facilities	3/24/09	SMART Building
\$35,025,228 Current Reserve Balance			

BEFIT Auditor Reserve Status (001-9800-982-9902)

Amount	Dept Transferred Into	Date	Explanation
\$621,663			Beginning Balance
(\$1,410)	Auditor	12/17/08	Training Expenses
(\$14,500)	Auditor	12/17/08	Furniture and Training
(\$5,970)	Auditor	1/12/09	Furniture and Printer
(\$4,968)	Auditor	1/12/09	Printer Maintenance & Supplies
(\$6,135)	Auditor	1/27/09	Equip/Supplies for Implementatin
(\$407)	Auditor	1/27/09	Equip/Supplies for Implementatin
(\$275)	Auditor	2/5/09	Equip/Supplies for Implementatin
(\$1,549)	Auditor	2/13/09	Supply Expense
(\$2,522)	Auditor	2/13/09	Supply & Printer Stand
(\$6,391)	Auditor	3/4/09	Printer and Shredder
(\$2,970)	Auditor	3/4/09	Software
(\$4,309)	Auditor	3/4/09	Printer & Shredder Main. & Supp.
(\$485)	Auditor	5/6/09	Supply Expense
(\$1,022)	Auditor	6/30/09	One-time Expense
\$568,750 Current Reserve Balance			

BEFIT HRMD Reserve Status (001-9800-982-9903)

Amount	Dept Transferred Into	Date	Explanation
\$82,420			Beginning Balance
\$82,420 Current Reserve Balance			

BEFIT ITS Reserve Status (001-9800-982-9904)

Amount	Dept Transferred Into	Date	Explanation
\$81,095			Beginning Balance
(\$63,124)	ITS	2/19/09	Security Analyst FTE
-3371	ITS	6/2/2009	Furniture & Equip
\$14,600 Current Reserve Balance			

BEFIT Purchasing Reserve Status (001-9800-982-9905)

Amount	Dept Transferred Into	Date	Explanation
\$214,822			Beginning Balance
(\$56,250)	Purchasing	2/5/09	BEFIT Consultant
(\$4,596)	Purchasing	2/26/09	Furniture Purchase
(\$357)	ITS	4/3/09	Telephone Purchase
(\$39,973)	Purchasing	4/3/09	Purchasing FTE for BEFIT
\$113,646 Current Reserve Balance			

16 ✓

TRAVIS COUNTY COMMISSIONERS COURT AGENDA REQUEST

COUNTY JUDGE'S OFFICE
09 JUN 30 PM 1:37

Please consider the following item for:

07-07-09

I. A. Request made by: Planning & Budget Office

Review and approve requests regarding grant proposals, applications, contracts, and permissions to continue, and take other appropriate actions:

- a) New grant contract with the Emergency Food and Shelter Local Board for Health and Human Services to receive American Recovery and Reinvestment Grant resources to provide emergency utility assistance to qualified Travis County residents.
- b) Contract Amendment for the Americorps Grant Program in the Health and Human Services Department to adjust award based on actual member stipend funds expended.

Approved by:

Signature of Commissioner(s) or County Judge

- II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- _____ Additional funding for any department or for any purpose
- _____ Transfer of existing funds within or between any line item budget
- _____ Grant

Human Resources Department (854-9165)

- _____ A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- _____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- _____ Contract, Agreement, Policy & Procedure

7/7/2009

GRANT APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE
FY 2009

*The following list represents those actions required by the Commissioners Court for departments to apply for, accept, or continue to operate grant programs.
This regular agenda item contains this summary sheet, as well as backup material that is attached for clarification.*

Dept	Grant Title	Grant Period	Grant Amount	County Match	FTEs	Notes	Page #	ARRA
Contracts								
a	58	2009 Phase 27 ARRA Emergency Food and Shelter Program	04/01/2009 - 12/31/2009	\$40,554		1	19	<input checked="" type="checkbox"/>
b	58	AmeriCorps	8/1/2008 - 7/31/2009	\$228,040	\$225,977	16	1 26	

Notes:

- 1 PBO recommends approval.
- 2 PBO does not recommend approval
- 3 Please see PBO recommendation for more information

FY 2009 Grants Summary Report

Outstanding Grant Applications

The following is a list of grants for which application has been made and notification of award has not yet been received. American Recovery and Reinvestment Act (ARRA) and Large Multi-year Grants are bold and italicized. Additional details for these grants are summarized on page XXX.

Dept	Name of Grant	Grant Amount	County Match	Grant Term	FTEs	Cm. Ct. Approval Date
58	<i>AmeriCorp</i>	\$301,429	\$281,599	8/1/2009 - 7/31/2010	20	10/14/2008
49	Flood Mitigation Assistance Planning Grant	\$30,000	\$10,000	12/1/2008 - 11/30/2009		11/7/2008
47	Emergency Management Performance Grant	\$60,215	\$60,215	10/1/2008 - 9/30/2009		12/16/2008
45	Young Offender Planning Grant	\$300,000		10/1/2009 - 9/30/2010	3	12/16/2008
19	Family Violence Accelerated Prosecution Program	\$98,842	\$53,223	9/1/2009 - 8/31/2010	1.39	1/6/2009
45	Parent Project	\$31,110		9/1/2009 - 8/31/2010		2/24/2009
45	JABG (Local) Juvenile Assessment Center	\$87,047	\$9,672	9/1/2009 - 8/31/2010	1.5	2/24/2009
45	Safe and Drug Free Schools CBT Re-Entry Program	\$14,386		9/1/2009 - 8/31/2010		2/24/2009
45	JJDP Front End Therapeutic Services Program	\$35,000		9/1/2009 - 8/31/2010		3/3/2009
55	BJA Justice and Mental Health Collaboration Program	\$200,000	\$50,000	10/1/2009 - 9/30/2011	2	3/10/2009

2

45	East County Health Court Collaboration- COPE (Collaborative Opportunities for Positive Change)	\$200,000	\$50,000	10/1/2009 - 9/30/2011	2	3/10/2009
37	2009 COPS Hiring Recovery Program (CHRP) ARRA	\$2,273,688		10/1/2009 - 9/30/2012	12	4/7/2009
37	2009 Byrne Justice Assistance Grant (ARRA)	\$495,000		3/1/2009 - 9/30/2012		4/7/2009
45	National School Lunch Program/School Breakfast Program	\$250,000		7/1/2009 - 6/30/2010		4/7/2009
58	21st Century Community Learning Centers, Cycle 6, Year 1	\$2,019,500		8/1/2009 - 7/31/2010	13	4/7/2009
39	Recovery Act Combating Criminal Narcotics Activity Stemming from the Southern Border of the US: Enhancing Southern Border Jails, Community Corrections and Detention Operations (ARRA)	\$373,517		8/1/2009 - 7/31/2011	6	4/14/2009
55	Second Chance Act: Prisoner Reentry Initiative Grant	\$176,240	\$175,738	10/1/2009 - 9/30/2010	3	4/14/2009
45	Travis County Mentoring Project (ARRA)	\$498,467		10/1/2009 - 9/31/2013	1.5	4/14/2009
19	Other Victim Assistance Grant (OVAG)	\$99,049		9/1/2009 - 8/31/2011	1	4/14/2009
45	Drug Court/In-Home Family Services Grant	\$175,000		9/1/2009 - 8/31/2010		4/21/2009
45	Byrne Memorial Competitive Grant Supporting Problem Solving Courts (ARRA)	\$537,459		10/1/2009 - 9/30/2011	3	4/21/2009
24	Drug Diversion Court	\$187,952		9/1/2009 - 8/31/2010	1	4/21/2009

6

59	Travis County STAR Flight Equipment Enhancement	\$283,926		10/1/2009 - 9/30/2010		4/28/2009
37	State Criminal Alien Assistance Program - SCAAP 09	\$37,368,877		7/1/2007 - 6/30/2008		4/28/2009
47	Homeland Security Grant for Videoconferencing Network	\$260,686.41		7/1/2009 - 7/1/2011		4/28/2009
23	Victim Coordinator and Liaison Grant	\$78,000		9/1/2009 - 8/31/2011		4/28/2009
39	Travis County Adult Probation DWI Court	\$210,315		9/1/2009 - 8/31/2010	1	4/28/2009
58	<i>Parenting in Recovery</i>	\$500,000	\$125,000	9/30/2009 - 9/29/2010	1	4/28/2009
22	Family Drug Treatment Court	\$161,568		9/1/2009 - 8/31/2010	2	4/28/2009
45	<i>Juvenile Treatment Drug Court Enhancement Grant from OJJDP</i>	\$424,979	\$141,667	10/1/2009 - 9/30/2013	2.5	5/5/2009
45	<i>Juvenile Treatment Drug Court Enhancement Grant from CSAT</i>	\$799,379	\$0	10/1/2009 - 9/30/2013	0	5/5/2009
37	SCATTF - Sheriff's Combined Auto Theft Task Force	\$634,131	\$324,862	9/1/2009 - 8/31/2010	12	5/5/2009
45	National School Lunch Program/School Breakfast Program-annual renewal	\$250,000		7/1/2009 - 6/30/2010		5/12/2009
40	Offender Reentry Program (Short Title: ORP)	\$400,000		10/1/2009 - 9/30/2010	2	5/19/2009
58	<i>Emergency Food and Shelter Program ARRA</i>	\$57,934		4/1/2009 - 12/31/2009		5/19/2009
55	<i>Travis County Management Strategy for Criminal Justice (ARRA)</i>	\$877,234		10/1/2009 - 9/30/2010	4	5/26/2009
49	Onion Creek Greenway - Urban Outdoor Recreation Grant	\$1,000,000	1,000,000	8/21/2008 - 8/20/2011		5/26/2009

37	COPS FY 2009 Technology Program - Firing Range Phase IIa	\$300,000		10/1/2009 - 9/30/2012		5/26/2009
58	Community Development Block Grant (ARRA) CDBG-R	\$226,300		TBD- 9/30/12		6/2/2009
45	Second Chance Juvenile Mentoring Initiative	\$624,148	\$208,049	10/1/2009 - 9/30/2012	3.1	6/9/2009
55	National Initiatives: Adjudication Program	\$150,000		10/1/2009 - 3/31/2011	1.5	6/16/2009
58	ARRA Texas Weatherization Assistance Program	\$4,498,894		8/1/2009 - 7/31/2011		6/23/2009
14	Energy Efficiency and Conservation Block Grants - Recovery	\$2,207,900		10/2009 - 04/2011		6/23/2009
45	Residential Substance Abuse Treatment Program	\$102,888	\$34,296	10/1/2009 - 9/30/2010	1.58	6/30/2009
		<u>\$59,861,060</u>	<u>\$2,524,321</u>		<u>101.07</u>	

FY 2009 Grants Approved by Commissioners Court

Last Updated 7-2-09 at 2:28pm

The following is a list of grants that have been received by Travis County since October 1, 2008

American Recovery and Reinvestment Act (ARRA) and Large Multi-year Grants are bold and italicized. Additional details for these grants are summarized on page XXX.

Dept	Name of Grant	Grant Amount	County Match	Grant Term	FTEs	Cm. Ct. Approval Date
47	Emergency Management Performance Grant	\$67,200	\$67,200			10/7/2008
58	AmeriCorps	\$288,139.00	\$223,358	8/1/2007 - 7/31/2008	16	10/28/2008
45	Juvenile Justice and Delinquency Prevention (JJDP)- Intensive In-Home Family Services Grant	\$24,864.00	\$223,358	9/1/2008 - 8/31/2009		11/4/2008
58	<i>Parenting in Recovery</i>	\$500,000	\$91,203	9/30/2008 - 9/29/2009	1	11/4/2008
40	OVW FY08 Safe Havens: Supervised Visitation and Safe Exchange Grant Program	\$199,320		10/1/2008 - 9/30/2010		11/4/2008
37	Internal Affairs Software Upgrade	\$50,000		9/1/2008 - 5/31/2009		11/7/2008
37	Office of Community Oriented Policing Program	\$350,738		12/26/2007 - 12/31/2010		11/18/2008
37	State Criminal Alien Assistance Program (SCAAP)	\$1,239,273		7/1/2006 - 6/30/2007		11/18/2008
45	Byrne Memorial ISC Residential Programs	\$103,888		10/1/2008 - 9/30/2009	1	11/25/2008
23	Project Safe Neighborhoods	\$48,518		9/1/2008 - 8/31/2009	0.48	11/25/2008
23	Project Safe Neighborhoods Amendment to FY08	\$51,482		9/1/2007 - 8/31/2010	0.52	11/25/2008

9

58	Customer Assistance Program Plus 1 Funding Last Updated 7-2-09 at 2:28pm	\$100,000		12/1/2008 - 11/30/2009		12/2/2008
58	Keeping the Warmth Program, Conservation & Energy Efficiency Program	\$20,000		12/1/2008- 11/30/2009		12/2/2008
58	Veterans' Employment and Training Service (Stand Down Grant)	\$7,000		11/15/2008 - 11/16/2008		12/9/2008
49	Travis County Flood Protection Planning Grant	\$195,000	\$465,000	3/27/2007 - 1/31/2009		12/16/2008
58	RSVP	\$61,281	\$6,128	10/1/2008 - 9/30/2009	0.5	12/30/2008
58	RSVP - Texas Department of Aging and Disability Services (TDADS)	\$23,800	\$23,800	9/1/2008 - 8/31/2009		12/30/2008
37	Homeland Security Grant Program - Austin Area Fusion Center - TCSO	\$153,955		9/1/2008 - 1/15/2011	1	12/30/2008
23	<i>Interlocal Agreement for the Austin/Travis County Family Violence Protection Team</i>	\$685,586		10/1/2008 - 9/30/2010	4	1/27/2009
49	Northridge Acres Water Corporation Project	\$250,000		10/18/2005 - 2/28/2009		1/27/2009
24	Formula Grant-Indigent Defense Grants Program	\$429,859		10/1/2008 - 9/30/2009		2/3/2009
37	2008 Byrne Justice Assistance Grant	\$70,002		10/1/2008 - 9/30/2010		2/10/2009
45	Justice and Mental Health Collaboration Program COPE	\$246,662	\$61,666	9/1/2006 - 9/30/2009	1	2/10/2009
45	JABG Juvenile Assessment Center	\$80,889	\$8,988	8/1/2008 - 8/31/2009	1.5	2/10/2009
58	SVCI (Seniors and Volunteers for Childhood Immunization)	\$4,000		10/1/2008 - 9/30/2009	0.25	2/17/2009
58	2008 Comprehensive Energy Assistance Program (CEAP) Amendment 1	\$725,014		1/1/2008 - 12/31/2008		2/17/2009

24	Drug Diversion Court <small>Last Updated 7-2-09 at 2:28pm</small>	\$160,041		9/1/2008 - 8/31/2009	1	2/17/2009
22	Drug Court (State) Program	\$98,500		9/1/2008 - 8/31/2009	1	2/17/2009
37	Sheriff's Combined Auto Theft Task Force (SCATTF)	\$66,077		2/1/2009 - 8/31/2009		2/24/2009
58	Oncor Weatherization Project Amendment One	\$32,259		11/1/2008 - 10/31/2009		2/24/2009
49	Del Valle Composting Grant FY09 Regional Solid Waste Grants Program	\$28,653		9/5/2008 - 7/31/2009		3/17/2009
45	Residential Substance Abuse Treatment	\$109,356	\$36,452	10/1/2007 - 9/30/2008	2	3/17/2009
58	2009 Phase 27 Emergency Food and Shelter Program	\$121,773		1/1/2009 - 12/31/2009		3/24/2009
23	Title IV-E Legal Administration	\$1,739,164		9/1/2008 - 9/30/2009		3/24/2009
49	Reimers Urban Outdoor Recreation Grant	1,000,000	\$1,000,000	8/21/2008 - 8/20/2011		3/31/2009
58	Casey Family Programs Community and Family Reintegration Project	\$70,000		3/1/2009 - 1/1/2010		4/7/2009
58	Texas Dept. of Family and Protective Services (DFPS) Community and Family Reintegration Project	\$232,000		10/1/2008 - 8/31/2009		4/14/2009
58	ATCMHMR - Marguerite Casey Foundation Community and Family Reintegration Project	\$89,028		4/1/2009 - 11/30/2010	1	4/28/2009
45	Court Order Parent Education Project (COPE)	\$41,800		11/1/2007 - 9/30/2009	0.5	4/28/2009
17	A Cultural Resources Survey of Rural Properties in Northeast Travis County	\$5,000	\$5,000	10/1/2008 - 9/30/2010		5/5/2009
55	Travis County Mental Health Public Defenders Office	\$250,000	\$375,000	10/1/2009 - 9/30/2010	8	5/5/2009

58	AmeriCorps Last Updated 7-2-09 at 2:28pm	\$224,172	\$211,826	8/1/2006 - 7/31/2007	16	5/5/2009
58	AmeriCorps	\$228,120	\$223,358	8/1/2007 - 7/31/2008	16	5/5/2009
22	Drug/Specialty Courts Training Stipends	\$16,200		9/1/2009 - 8/31/2010		5/5/2009
24	Training for Drug Courts	\$8,100		5/1/2009 - 9/30/2009		5/5/2009
39	Drug/Specialty Courts Training Stipend-Travis County Adult Probation DWI	See Note		6/22/2009 - 9/26/2009		5/5/2009
49	Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program Local Initiative Projects Contract with Texas Commission on Environmental Quality	\$816,543.14		5/6/2008 - 8/31/2010		5/26/2009
58	Comprehensive Energy Assistance Program (CEAP)	\$3,098,477		1/1/2009 - 12/31/2009		5/26/2009
45	USDA School Commodities Program	\$12,600		7/1/2009 - 6/30/2010		
		<u>\$14,424,333</u>	<u>\$3,022,337</u>			<u>72.75</u>

FY 2009 Grants Summary Report Amended Grant Applications

Dept	Name of Grant	Original Grant Amount	Amendment Amount	Total Revised	Total FTEs Associated	Cm. Ct. Approval Date
55	Travis County Mental Health Public Defenders Office	\$ 330,776	\$ 44,224		8.00	10/7/2008
40	OVW FY08 Safe Havens: Supervised Visitation and Safe Exchange Grant Program	\$200,000			0.75	2/17/2009
22	Drug Court Program	\$65,665.96			1	2/17/2009

58	Oncor Weatherization Project Amendment One		\$32,259			2/24/2009
37	SCATTF - Sheriff's Combined Auto Theft Task Force		\$66,077			2/24/2009
<hr/>						
Total Outstanding		\$	596,442	\$	142,560	9.75

* Original Grant Column shows Beginning FY'08 Amount

FY 2009 Grants Summary Report

Permission to Continue

Dept	Name of Grant	Original Grant Amount	Original County Match	Continuation Amount Total	Total FTEs	Cm. Ct. Original Approval Date	Cm. Ct. Approval Date for Continuation
22	Drug Court Program	\$84,419.75			1		10/14/2008
24	Drug Diversion Court	\$188,474.00			1		10/21/2008
22	Drug Court Program	\$84,419.75			1		12/16/2008
24	Drug Diversion Court	\$160,041			1		12/16/2008
24	Drug Diversion Court	\$160,041			1		1/21/2009
22	Family Drug Treatment Court Program	\$84,419.75			1		1/21/2009
58	AmeriCorps	\$301,236	\$281,606		20		6/30/2009

Last Updated 7-2-09 at 2:28pm

Total

\$1,063,051.25 \$ 281,606

25.00

Outstanding

TRAVIS COUNTY FY09-2013 PLANNING TOOL FOR AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND LARGE MULTI-YEAR GRANT CONTRACTS

The potential impact in future years to the County is shown for planning purposes only. County funding determinations will be made annually by the Commissioners Court based on the availability funding and progress of the program. Applicable grant contracts approved in FY 08 with a FY 09 grant term are also shown below.

Future year amounts are estimated if not known and impact amounts may be reduced if additional Non-County funding is identified. Amounts shown in a particular year may not represent the actual grant term allocation since terms may overlap the County's Fiscal Year.

Grant Contracts approved by Commissioners Court		FY 09		FY 10		FY 11		FY 12		FY 13	
Dept	Grant Title	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact
Criminal Justice Planning	Travis County Mental Public Defenders Office. To establish the nation's first stand alone Mental Health Public Defenders Office. Full impact in FY 12 when grant is no longer available.	\$ 375,000	\$ 250,000	\$ 250,000	\$ 375,000	\$ 125,000	\$ 500,000	\$ -	\$ 625,000	\$ -	\$ 625,000
Criminal Justice Planning	Office of Parental Representation. County impact is intended to be offset by reductions to Civil Indigent Attorney Fees. Full impact in FY 12 when grant is no longer available.	\$ 300,000	\$ 307,743	\$ 100,000	\$ 102,360	\$ 50,000	\$ 152,360	\$ -	\$ 152,360	\$ -	\$ 152,360
Criminal Justice Planning	Office of Child Representation. County impact is intended to be offset by reductions to Civil Indigent Attorney Fees. FY 11 is last year of grant.	\$ 300,000	\$ 301,812	\$ 100,000	\$ 102,358	\$ 50,000	\$ 152,359	\$ -	\$ 152,359	\$ -	\$ 152,359
District Attorney	Interlocal Agreement for the Austin/Travis County Family Violence Protection Team. Includes funding for the District Attorney's Office, County Attorney's Office, Travis County Sheriff's Office, and Constable Pct 5. Grant is coordinated by the City of Austin. It is possible that the responsibility to apply for the Grant may fall to the County for FY 11 and beyond.	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -	\$ 342,793	\$ -
Health and Human Services	Americorps. Grant match is handled internally within the existing budget of the Texas AgriLife Extension Service. Assumes grant will continue each year.	\$ 288,139	\$ -	\$ 298,297	\$ -	\$ 298,297	\$ -	\$ 298,297	\$ -	\$ 298,297	\$ -
Health and Human Services	Parenting in Recovery. FY 09 is Year Two of a Potential Five Year Grant. The full impact will occur in FY 13 when grant funding is no longer available.	\$ 500,000	\$ 77,726	\$ 500,000	\$ 80,000	\$ 500,000	\$ 80,000	\$ 500,000	\$ 80,000	\$ -	\$ 580,000
Health and Human Services	Community Development Block Grant (CDBG). Impact amounts are based on the amounts added for staff added in HHS and County Auditor's Office to support the grant. The Auditor's staff person also supports other large federal grants, but is only listed here for simplification. Actual amounts may vary by year. Assumes grant will continue each year.	\$ 833,133	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,380	\$ 223,908	\$ 866,380	\$ 223,908
		\$ 2,939,065	\$ 1,161,189	\$ 2,457,470	\$ 883,626	\$ 2,232,470	\$ 1,108,627	\$ 2,007,470	\$ 1,233,627	\$ 1,507,470	\$ 1,733,627

County Impact includes the grant match amount that is not internally funded or costs that required a budget increase and the amount that may be required by the County upon termination of the grant. This amount does not include all costs related to the administration of the grant that are incurred by the County. Existing grants with approved contracts for the current year with pending applications for the following year are shown only on the contracts sheet to avoid duplication.

17

SUMMARY OF APPROVED CONTRACTS AND APPLICATIONS

Combined Totals (Approved Applications Pending Notification + Approved Contracts)	FY 09		FY 10		FY 11		FY 12		FY 13	
	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact
Approved Applications Pending Notification (Potential Impact)	\$ 542,186	\$ -	\$5,893,315	\$ -	\$5,492,132	\$ 266,957	\$3,248,561	\$ 266,957	\$1,805,903	\$1,550,301
Approved Contracts	\$ 2,939,065	\$ 1,161,189	\$2,457,470	\$ 883,626	\$2,232,470	\$ 1,108,627	\$2,007,470	\$ 1,233,627	\$1,507,470	\$1,733,627
Combined Totals	\$ 3,481,251	\$ 1,161,189	\$8,350,785	\$ 883,626	\$7,724,602	\$ 1,375,584	\$5,256,031	\$ 1,500,584	\$3,313,373	\$3,283,928

Last Updated: 7/2/09 at 2:28pm
 TRAVIS COUNTY FY 09 - FY 13 PLANNING TOOL FOR AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND LARGE MULTI-YEAR GRANT APPLICATIONS

The potential impact in future years to the County is shown for planning purposes only. County funding determinations will be made annually by the Commissioners Court based on the availability funding and progress of the program.

Future year amounts are estimated if not known and impact amounts may be reduced if additional Non-County funding is identified. Amounts shown in a particular year may not represent the actual grant term allocation since terms may overlap the County's Fiscal Year.

Outstanding Grant Applications		FY 09		FY 10		FY 11		FY 12		FY 13	
		Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact
Dept	Grant Title										
Community Supervision and Corrections	Recovery Act Combating Criminal Narcotics Activity Stemming from the Southern Border of the US: Enhancing Southern Border Jails, Community Corrections and Detention Operations. (ARRA) Grant will supplement department's state funding to help keep all current probation officer positions. This one-time funding goes to the State and there is no County obligation or impact. Full amount of grant is believed to be spent in FY 10.	\$ -	\$ -	\$ 373,517	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Criminal Justice Planning	Travis County Information Management Strategy for Criminal Justice (ARRA). Includes technology funding for (Constables, Records Management, Adult Probation, Juvenile Probation, Court Administration and Manor Police Department).	\$ -	\$ -	\$ 877,234	\$ -	\$ -	\$ 26,432	\$ -	\$ 26,432	\$ -	\$ 26,432
Criminal Justice Planning	National Initiatives:Adjudication Program (ARRA) This grant is for 18 months of funding for an attorney and caseworker in the Mental Health Public Defender's Office. Travis County would be expected to continue this program after grant funding has ended.	\$ -	\$ -	\$ 150,000	\$ -	\$ 75,000	\$ 75,000	\$ -	\$150,000	\$ -	\$ -
Facilities Management	Energy Efficiency and Conservation Block Grant (ARRA).For Retrofit of the Travis County Executive Office Building HVAC System. One-time grant and includes a \$1.2 million County contribution in FY 10 to complete project.		\$ -	\$2,207,900	\$ 1,292,000		\$ -		\$ -		\$ -
Health and Human Services	Emergency Food and Shelter Program (ARRA). The grant is a one-year one-time grant for emergency utility assistance that does not require a County match or program to continue after termination.	\$ 57,934	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

TRAVIS COUNTY FY 09 -FY 13 PLANNING TOOL FOR AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND LARGE MULTI-YEAR GRANT APPLICATIONS

The potential impact in future years to the County is shown for planning purposes only. County funding determinations will be made annually by the Commissioners Court based on the availability funding and progress of the program.

Future year amounts are estimated if not known and impact amounts may be reduced if additional Non-County funding is identified. Amounts shown in a particular year may not represent the actual grant term allocation since terms may overlap the County's Fiscal Year.

Outstanding Grant Applications

Dept	Grant Title	FY 09		FY 10		FY 11		FY 12		FY 13	
		Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact
Health and Human Services	21st Century Community Learning Centers, Cycle 6, Year 1. Grant would provide resources for afterschool programs in 10 economically disadvantaged and high risk elementary schools. Grant would begin in August FY 09. County will need to apply for subsequent year terms. \$950k potential impact in FY 14 and full \$1.9 million potential impact in FY 15.	\$ -	\$ -	\$1,912,000	\$ -	\$1,912,000	\$ -	\$1,912,000	\$ -	\$1,434,000	\$ 478,000
Health and Human Services	Community Development Block Grant ARRA (CDBG-R) Funds to be used for approx 39 water connections for Plainview Estates.	\$ 90,000	\$ -	\$ 136,300	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Health and Human Services	ARRA Texas Weatherization Assistance Program. Provide weatherization services to low income households		\$ -	\$2,249,447	TBD	\$2,249,447	TBD		\$ -		\$ -
Juvenile Probation	Juvenile Treatment Drug Court Enhancement Grant from OJJDP. Includes 2 Grant FTE and may require a \$82,865 County contribution in FY 13 and the full impact of \$130,350 in FY 14. Dept has stated they would seek alternative funding sources and would only request General Fund dollars if other funding was unavailable.	\$ -	\$ -	\$ 122,222	\$ -	\$ 125,470	\$ -	\$ 130,350	\$ -	\$ 46,937	\$ 47,448
Juvenile Probation	Juvenile Treatment Drug Court Enhancement Grant from CSAT. Application must be submitted each year. Resources for treatment services and staff training. Full impact potential in FY 14. Dept has stated they would seek alternative funding sources and would only request General Fund dollars if other funding was unavailable.	\$ -	\$ -	\$ 199,820	\$ -	\$ 199,820	\$ -	\$ 199,766	\$ -	\$ 199,970	\$ -
Juvenile Probation	Travis County Mentoring Project (ARRA) Grant would end in FY13. Dept has stated they would seek alternative funding sources for FY 14 and beyond and would only request General Fund dollars if other funding was unavailable.	\$ -	\$ -	\$ 124,923	\$ -	\$ 123,749	\$ -	\$ 124,799	\$ -	\$ 124,996	\$ -

Last Updated 7/2/09 at 2:28pm
 TRAVIS COUNTY FY 09 - FY 13 PLANNING TOOL FOR AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) AND LARGE MULTI-YEAR GRANT APPLICATIONS

The potential impact in future years to the County is shown for planning purposes only. County funding determinations will be made annually by the Commissioners Court based on the availability funding and progress of the program.

Future year amounts are estimated if not known and impact amounts may be reduced if additional Non-County funding is identified. Amounts shown in a particular year may not represent the actual grant term allocation since terms may overlap the County's Fiscal Year.

Outstanding Grant Applications

Dept	Grant Title	FY 09		FY 10		FY 11		FY 12		FY 13	
		Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact	Grant Amount	Add. County Impact
Juvenile Probation	Byrne Memorial Competitive Grant Supporting Problem Solving Courts (ARRA) Grant would end in FY11. Dept has stated they would seek alternative funding sources and would only request General Fund dollars if other funding was unavailable.	\$ 270,502	\$ -	\$ 266,957	\$ -	\$ -	\$266,957	\$ -	\$266,957	\$ -	\$ 266,957
Travis County Sheriff's Office	2009 COPS Hiring Recovery Program (CHRP) (ARRA). Grant includes 12 FTE Law Enforcement Officers and requires the County to fund positions in FY 13 after termination of the grant.	\$ -	\$ -	\$ 757,896	\$ -	\$ 757,896	\$ -	\$ 757,896	\$ -	\$ -	\$ 757,896
Travis County Sheriff's Office	2009 Byrne Justice Assistance Grant (ARRA). One-time grant for one-time capital purchases. Does not require a County match or program to continue after grant term ends on 9/30/12.	\$ 123,750	\$ -	\$ 123,750	\$ -	\$ 123,750	\$ -	\$ 123,750	\$ -	\$ -	\$ -
		\$542,186	\$0	\$5,893,315	\$0	\$5,492,132	\$266,957	\$3,248,561	\$266,957	\$1,805,903	\$1,550,301

County Impact includes the grant match amount that is not internally funded or costs that required a budget increase and the amount that may be required by the County upon termination of the grant. This amount does not include all costs related to the administration of the grant that are incurred by the County. Existing grants with approved contracts for the current year with pending applications for the following year are shown only on the contracts sheet to avoid duplication.

GRANT SUMMARY SHEET

Check One:	Application Approval: <input type="checkbox"/>	Permission to Continue: <input type="checkbox"/>
	Contract Approval: <input checked="" type="checkbox"/>	Status Report: <input type="checkbox"/>

Department/Division:	58/54
Contact Person/Title:	Lisa Sindermann / Contract Specialist
Phone Number:	854-4594

Grant Title:	2009 Phase 27 ARRA Emergency Food and Shelter Program		
Grant Period:	From: 04/01/09	To: 12/31/09	
Grantor:	Emergency Food and Shelter Local Board		
American Recovery and Reinvestment Act (ARRA) Grant	Yes: <input checked="" type="checkbox"/>	No: <input type="checkbox"/>	

Check One:	New: <input checked="" type="checkbox"/>	Continuation: <input type="checkbox"/>	Amendment:
Check One:	One-Time Award: <input checked="" type="checkbox"/>	Ongoing Award: <input type="checkbox"/>	
Type of Payment:	Advance: <input checked="" type="checkbox"/>	Reimbursement: <input type="checkbox"/>	

Grant Categories/ Funding Source	Federal Funds	State Funds	Local Funds	County Match	In-Kind	TOTAL
Personnel:						0
Operating:	40,554					40,554
Capital Equipment:						0
Indirect Costs:						0
Total:	40,554	0	0	0	0	40,554
FTEs:						0.00

Auditor's Office Review: <input checked="" type="checkbox"/>	Staff Initials: <u>EH</u>
Auditor's Office Comments:	
County Attorney's Office Contract Review: <input checked="" type="checkbox"/>	Staff Initials: <u>MG</u>

Performance Measures	Projected FY 09 Measure	Progress To Date:				Projected FY 10 Measure
		12/31/08	3/31/09	6/31/09	9/30/09	
Applicable Depart. Measures						
# of Households receiving utility assistance using the eight utility assistance programs available through HHSVS Family Support Services	15,000	773	1,530	N/A for this period	N/A for this period	15,000
Measures For Grant						

# of Households receiving utility assistance from the Emergency Food and Shelter Program - ARRA	217	N/A for this period	N/A for this period	N/A for this period	109, projected	108 projected before 12/31/09
Outcome Impact Description	Assist households who are experiencing an economic emergency. The department assists these households by paying the highest one month amount still owed of the household's utility (electricity, gas, water or propane) bills. These bills can only be charged back to April 1, 2009.					
Outcome Impact Description						
Outcome Impact Description						

PBO Recommendation:

Health and Human Services is requesting Commissioners Court approval of a new grant contract with the Emergency Food and Shelter Board (EFSP, formerly FEMA) to receive one-time American Recovery and Reinvestment Act (ARRA) resources for emergency utility assistance. The new application will provides \$40,544 of ARRA resources to serve an additional 217 households. This is the first grant award that Travis County has received from ARRA.

The grant does not require any county match or require the program to continue after termination of the grant. PBO recommends approval of the request.

1. Brief Narrative - Summary of Grant: What is the goal of the program? How does the grant fit into the current activities of the department? Is the grant starting a new program, or is it enhancing an existing program?

These funds will be used to following the same guidelines of the Phase 27 Emergency Food and Shelter Program, however the program period is April 1, 2009 through December 31, 2009. These funds, awarded through the ARRA funding made available to the Emergency Food and Shelter Local Board, are to address the increased demand for utility assistance due to the increases in demand from the community. The funds along with the already awarded Phase 27 funding for this program will be used to provide emergency utility assistance to qualified Travis County residents. These grant funds are used to enhance a level of assistance to further the client's energy self-sufficiency.

2. Departmental Resource Commitment: What are the long term County funding requirements of the grant?

Existing staff will perform eligibility determination and vendor payment processing for this and the other programs available. No additional funds are required from Travis County.

3. County Commitment to the Grant: Is a county match required? If so, how does the department propose to fund the grant match? Please explain.

No County match is required.

4. Does the grant program have an indirect cost allocation, in accordance with the grant rules? If not, please explain why not.

The funding source, Emergency Food and Shelter Local Board allows for 2% administrative costs, however they strongly encourage agencies use all of the award for direct services assistance. Travis County HHSVS will use all of the awarded funds for this program as direct services assistance.

5. County Commitment to the Program Upon Discontinuation of Grant by Grantor: Will the program discontinue upon discontinuance of the grant funding? (Yes/No) If No: What is the proposed funding mechanism: (1) Request additional funding (2) Use departmental resources. If (2) is answered, provide details about what internal resources are to be provided and what other programs will be discontinued as a result.

Yes

6. If this is a new program, please provide information why the County should expand into this area.

This ARRA funding for the Emergency Food and Shelter Program is awarded as an amendment or addendum to the current Phase 27 Emergency Food and Shelter Program. These funds will be used to address the increased demand for utility assistance due to the increases in demand from the Travis County community.

7. Please explain how this program will affect your current operations. Please tie the performance measures for this program back to the critical performance measures for your department or office.

Travis County Health and Human Services & Veterans Service department Family Support Services division staff will provide client interviews for eligibility determination of this program and the other programs available. This additional program funding made available through the American Recovery and Reinvestment Act Emergency Food and Shelter Program assists the department in meeting the increase of clients needing utility assistance who are experiencing an economic crisis in their household.



RECEIVED
09 JUN 23 PM 4: 04
TRAVIS COUNTY
PLANNING & BUDGET OFFICE

**TRAVIS COUNTY HEALTH and HUMAN SERVICES
and VETERANS SERVICE**

100 North I.H. 35
P. O. Box 1748
Austin, Texas 78767

Sherri E. Fleming
Executive Manager
(512) 854-4100
Fax (512) 854-4115

Date: June 23, 2009

TO: MEMBERS OF THE COMMISSIONERS COURT

FROM: *Sherri E. Fleming*
Sherri E. Fleming, Executive Manager
Travis County Health and Human Services and Veterans Service

SUBJECT: Acceptance of 2009 Phase 27 Emergency Food and Shelter Program
ARRA Award

Proposed Motion: Consider and take appropriate action to approve the grant award of funding for the 2009 ARRA Phase 27 Emergency Food and Shelter Program.

Summary and Staff Recommendation: Staff requests the acceptance of the award from the Emergency Food and Shelter Local Board in the amount of \$40,554 for the 2009 ARRA Phase 27 Emergency Food and Shelter Program (EFSP) grant period. These funds are being made available due to the recognized greater community need for utility assistance in this area as well as across the Country. This funding will be used to provide emergency utility assistance for individuals and families from Travis County's low-income households who have an income at or below 200% of the current Federal Poverty Income Guidelines. These program funds will operate using the guidelines of the current EFSP grant for utility assistance with the program period as April 1 through December 31, 2009.

Budgetary and Fiscal Impact: These ARRA EFSP grant funds will be budgeted in the utility assistance line item established for this fund with a separate project number assigned. No matching funds are required. The current EFSP grant contract period is 01-01-09 through 12-31-09. This amendment will be effective 4-1-09 through 12-31-09.

Issues and Opportunities: The department has participated in this program for a number of years and in the last Emergency Food and Shelter Program period assisted 540 households with their utility bills. Other agencies receiving funds for this program use their funding to provide food, shelter and rental assistance for clients in the Travis County area. Through coordinating efforts with these agencies with regard to their use of funding as well as ours, duplication of services is prevented and assistance is given in a more efficient and effective manner.

We will use all these 2009 Phase 27 ARRA Emergency Food and Shelter Program funds for direct assistance to clients. These funds are used to supplement the Federal, State, County and local grant funds to enable the department to extend utility assistance to indigent individuals and families who seek aid from the department.

cc: Rodney Rhoades, Executive Manager, Planning and Budget Office
Travis Gatlin, Budget Analyst, Planning and Budget Office
Susan Spataro, CPA, CMA, Travis County Auditor
Jose Palacios, Chief Assistant County Auditor
Ellen Heath, Financial Analyst III, County Auditors
Cyd Grimes, CPM, Travis County Purchasing Agent
Rebecca Gardner, Assistant Purchasing Agent, Travis County Purchasing Office
Mary Etta Gerhardt, Assistant County Attorney
Andrea Colunga Bussey, Social Services Director, Family Support Services

www.efsp.unitedway.org

Emergency Food and Shelter Program
701 North Fairfax Street, Suite 310
Alexandria, VA 22314-2064
Phone 703-706-9660 Fax 703-706-9677

AR-7824-00 002 E1

06/10/09

7824-00 Austin/Travis, Williamson Cos, TX

LRO 002

Andrea Colunga Bussey
Travis County Health and
Human Services
Post Office Box 1748
Austin, TX 78767-1748

LRO ID: 782400-002

RE: Account Status for Phase AR

LRO ID: 782400-002

The funds you are receiving are Federal funds as authorized under Public Law 111-5. The CFDA number for the Emergency Food and Shelter Program is 97.114.

For access to the EFSP web site, you need a password. If you have not already set one, your temporary password is your LRO ID without the hyphens, e.g. 123456789 for LRO ID# 1234-56-789. You will have to change this the first time you access the Local Board and LRO Information page of the web site.

As of today, our records indicate that your LRO has received the following awards(s) under this phase of the Emergency Food and Shelter National Board Program:

Award Amount	40,554.00
Award Adjustments	0.00
Award Total	<u>40,554.00</u>

Your LRO may begin charging expenses against this total as of 01/01/09. Funds must be expended prior to 12/31/09.

To date, your LRO has received the following payment(s):

First payment (EFT E234722)	20,277.00
Bank Account: ABA# 111000614 Acct# 1821886593	
Deposited: 06/15/09	
Payment Total	<u>20,277.00</u>

Monies still due your LRO: \$20,277.00

Sincerely,



Sharon M. Bailey
Vice President

BY: Travis County Judge, Samuel T. Biscoe

ON _____
Date

GRANT SUMMARY SHEET

Check One:	Application Approval: <input type="checkbox"/>	Permission to Continue: <input type="checkbox"/>
	Contract Approval: <input checked="" type="checkbox"/>	Status Report: <input type="checkbox"/>

Department/Division:	Travis County Health and Human Services and Veterans Service
Contact Person:	John C. Bradshaw
Title:	Contract Specialist
Phone Number:	854-4277

Grant Title:	AmeriCorps		
Grant Period:	From: 8/1/2008	To: 7/31/2009	
Grantor:	Corporation for National and Community Service (through OneStar Foundation)		

Check One:	New: <input type="checkbox"/>	Continuation: <input type="checkbox"/>	Amendment: <input checked="" type="checkbox"/>
Check One:	One-Time Award: <input type="checkbox"/>	Ongoing Award: <input checked="" type="checkbox"/>	
Type of Payment:	Advance: <input type="checkbox"/>	Reimbursement: <input checked="" type="checkbox"/>	
American Recovery and Reinvestment Act (ARRA) Grant		Yes: <input type="checkbox"/>	No: <input checked="" type="checkbox"/>

Grant Categories/ Funding Source	Federal Funds	State Funds	Local Funds	County Match	In-Kind	TOTAL
Personnel:	228,040*			134,280		362,320
Operating:				50,243		50,243
Capital Equipment:						0
Indirect Costs:				41,454		41,454
Total:	228,040	0	0	225,977	0	454,017
FTEs:	16.00					16.00

*This is the amount of grant funds going to Travis County. The OneStar Foundation receives an administrative fee of \$2,395. Therefore, the actual amount on the revised grant contract is \$230,435.

Performance Measures**	Projected FY 09 Measure	Progress To Date:				Projected FY 10 Measure
		12/31/08	3/31/09	6/31/09	9/30/09	
Applicable Department Measures						
Educational Program Participants	77,000					77,000
Measures For Grant						
AmeriCorps members successfully completing national service training	22					32

Outcome Impact Description	The training gives AmeriCorps members knowledge about national service and their job duties that allows them to competently perform their AmeriCorps service activities. The training develops an ethic of service among the members. All members must complete the training in order to serve in the program.					
AmeriCorps member service hours	28,020					34,800
Outcome Impact Description	This output measure does not affect the outcome measure. (It is included to show the number of service hours the AmeriCorps members are providing to the community.)					
Students enrolled in after-school programs for a minimum of one year	1,200					1,500
Outcome Impact Description	This output measure does not affect the outcome measure. (It is included as an indicator of the number of students participating in the after-school program on a regular basis.)					
Percentage of AmeriCorps members who complete training and their terms of service and report gaining skills that they will use in the future	75%					75%
Outcome Impact Description	Members who complete the training and their term of service answer a written survey about their experience and the likelihood of them using the skills they have learned in the future. The outcome measure is that at least 75% of survey respondents state that they will use the skills they have developed in future education, service, or employment opportunities.					
Percentage of students enrolled in the after-school program for a minimum of one year who score as well or better than their peers in the science section of a standardized assessment tool	20%					20%
Outcome Impact Description	At least 240 students in FY'09 and 300 in FY'10 will score as well or better than their peers in the science section of a standardized assessment tool. (AISD provides the assessment scores.)					

**All of these performance measures are tallied after the end of the fiscal year. The figures for the FY'08 grant are available.

Auditor's Office Contract Approval: <input checked="" type="checkbox"/>	Staff Initials: <u>EH</u>
Auditor's Office Comments:	
County Attorney's Office Contract Approval: <input checked="" type="checkbox"/>	Staff Initials: <u>MG</u>

PBO Recommendation:

HHS has requested Commissioners Court approval of an amendment to the FY 08 AmeriCorps grant. The amendment reduces the overall award by \$1,980 and is based on savings generated from unused member stipend money from members leaving before completing their required number of hours. These savings cannot be reallocated towards other grant expenses and the grantor will use the deobligated funds for other expenses.

PBO recommends approval of this request.

1. Brief Narrative - Summary of Grant: What is the goal of the program? How does the grant fit into the current activities of the department? Is the grant starting a new program, or is it enhancing an existing program?

Travis County 4-H CAPITAL uses the AmeriCorps members to expand its after-school programs.

2. Departmental Resource Commitment: What are the long term County funding requirements of the grant?

There are no county funding requirements once the grant ends. There is a cash and in-kind match required while the grant is in progress.

3. County Commitment to the Grant: Is a county match required? If so, how does the department propose to fund the grant match? Please explain.

The grant requires a cash and in-kind match totaling \$225,977. This will be provided through a combination of money already budgeted for 4-H CAPITAL as well as contributions of office space and supplies by 4-H CAPITAL.

4. Does the grant program have an indirect cost allocation, in accordance with the grant rules? If not, please explain why not.

The grant allows for a 4% indirect cost allocation for the county and 1% (\$2,395) for the OneStar Foundation. The county is not claiming its 4% allocation because this would raise the cost per FTE above the maximum allowable amount set by the OneStar Foundation.

5. County Commitment to the Program Upon Discontinuation of Grant by Grantor: Will the program discontinue upon discontinuance of the grant funding? (Yes/No) If No: What is the proposed funding mechanism: (1) Request additional funding (2) Use departmental resources. If (2) is answered, provide details about what internal resources are to be provided and what other programs will be discontinued as a result.

Travis County 4-H CAPITAL currently provides after-school programs. It will continue to offer these programs once the grant ends but not at as many locations.

6. If this is a new program, please provide information why the County should expand into this area.

AmeriCorps members provide much needed staff to increase the number of after-school programs in Travis County.

7. Please explain how this program will affect your current operations. Please tie the performance measures for this program back to the critical performance measures for your department or office.

The grant will allow 4-H CAPITAL to increase the number of sites where it offers after-school programs without increasing General Fund expenditures. This will increase the departmental performance measure for educational program participants.



**TRAVIS COUNTY HEALTH and HUMAN SERVICES
and VETERANS SERVICE
100 North I.H. 35
P. O. Box 1748
Austin, Texas 78767**

**Sherri E. Fleming
Executive Manager
(512) 854-4100
Fax (512) 854-4115**

DATE: June 22, 2009
TO: Members of the Commissioners Court
FROM: *Sherri E. Fleming*
Sherri E. Fleming, Executive Manager
Travis County Health and Human Services and Veterans Service
SUBJECT: AmeriCorps grant contract amendment

Proposed Motions:

Consider and take appropriate action to approve an amendment reducing the amount of AmeriCorps grant funds awarded to Travis County in FY'09.

Summary and Staff Recommendations:

The OneStar Foundation administers the AmeriCorps grant which Travis County 4-H CAPITAL uses to expand its after-school programs and summer camps in the Austin Independent School District. The Travis County 4-H CAPITAL AmeriCorps Program has served more than 15,000 area youth since its inception in FY'04. During this time, 91 AmeriCorps members have received career and professional development while contributing more than 112,000 service hours.

The FY'09 AmeriCorps grant runs from 8/1/08 – 7/31/09. Due to an AmeriCorps member leaving before completing her required number of hours, \$1,980 in member stipend money will not be used. This money cannot be used for other grant expenses. The amendment de-obligates the stipend money so that OneStar can use it elsewhere.

TCHHSVS staff recommends approving this amendment.

Budgetary and Fiscal Impact:

The FY'09 grant will be reduced from \$230,020 to \$228,040.

Issues and Opportunities:

Studies show that students who participate in after-school programs have fewer behavior problems, handle conflict better, show improved social skills and enhanced academic performance. AmeriCorps members provide much-needed staff to increase the number of after-school programs and summer camps in Travis County as well as enhance existing programs. Travis County 4-H CAPITAL programs differ from more traditional programs by offering hands-on activities that reinforce key concepts in the curriculum.

Background:

Travis County 4-H CAPITAL is a non-profit organization affiliated with the Texas AgriLife Extension Service. The Extension Service provides a variety of educational programs for county youth and adults.

Cc: Robert Richter, Director, Texas AgriLife Extension Service
Lillianne Goeders, Extension Agent, 4-H CAPITAL
Susan A. Spataro, CPA, CMA, Travis County Auditor
Jose Palacios, Chief Assistant County Auditor
Ellen Heath, Financial Analyst, Travis County Auditor's Office
Mary Etta Gerhardt, Assistant County Attorney
Rodney Rhoades, Executive Manager, Planning and Budget Office
Travis Gatlin, Analyst, Planning and Budget Office
Cyd Grimes, C.P.M., Travis County Purchasing Agent
Rebecca Gardner, Assistant Purchasing Agent, Travis County Purchasing Office



Amendment

OneStar National Service Commission, Inc.
816 Congress Avenue, Suite 900
Austin, TX 78701

Sub-Grantee Information

Legal Applicant Contact Information: TRAVIS COUNTY, through
Travis County Department of Human Services
P.O. Box 1748

Austin, TX 78767-1748
EIN: 74-6000192
Samuel T. Biscoe
Travis County Judge

Program Contact Information
Travis County CAPITAL AmeriCorps Project
1600-B Smith Road

Austin, TX 78721

Award Information

CFDA No. 94.006
Award No. 11.0609.015-3
Amendment No. 1

Project Period 8/1/2006 to 7/31/2009
Budget Period 8/1/2008 to 7/31/2009

Amendment Information

With Formula dollars, OneStar has the flexibility, and is expected to use this flexibility, to de-obligate and re-allocate unexpended funds in order to fully utilize the Formula dollars granted to Texas.

The amount listed below represent the total unexpended funds that your program has indicated it will not utilize for the 2008-2009 budget period.

This amendment is to reduce the total CNCS Share amount reimbursable to the sub-grantee by \$1,980.00 and to reduce the CNCS Share amount reserved for Commission Fixed Amount budget by \$20.00, for a total reduction of \$2,000.00. This amendment does not change previously required and approved matching percentages.

2008-09 Budget Period
Originally Awarded Total CNCS Share \$232,435.00
Amended Total CNCS Share \$230,435.00

Terms of Acceptance

All terms and conditions stated in the original "Notice of Grant Award," including all attachments are still valid and effective. Only items specifically stated under the Amendment Information section have changed.

Signature Authority

Grantee: OneStar Foundation, Inc.

Sub-Grantee: Travis County Department of Human Services

Elizabeth D. Seale
President and CEO

Date

By: _____
Samuel T. Biscoe
Travis County Judge

Date

17 ✓

Travis County Commissioners Court Agenda Request

Voting Session July 7, 2009
(Date)

Work Session _____
(Date)

I. Request:

Request made by: Alicia Perez, Executive Manager Phone # 854-9343
Signature of Elected Official/Appointed Official/Executive Manager/County Attorney.

Requested text:

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 \$1,023,641.48, for the period of June 19, 2009 to June 25, 2009.

Approved by: _____
Signature of Commissioner or County Judge

II. Additional Information:

A. Backup memorandum is attached.

B. Affected agencies and officials.

Linda Moore-Smith	854-9170
Dan Mansour	854-9499
Susan Spataro	854-9125
Rodney Rhoades	854-9106

III. Required Authorizations: Checked if applicable:

- _____ Planning and Budget Office (854-9106)
- _____ Human Resources Management Department (854-9165)
- _____ Purchasing Office (854-9700)
- _____ County Attorney's Office (854-9415)
- _____ County Auditor's Office (854-9125)

**TRAVIS COUNTY
RECOMMENDATION FOR TRANSFER OF FUNDS**

DATE: July 7, 2009

TO: Members of the Travis County Commissioners Court

FROM: Dan Mansour, Risk Manager

COUNTY DEPT. Human Resources Management Department (HRMD)

DESCRIPTION: United Health Care (UHC) (The Third Party Administrator for Travis County's Hospital and Self Insurance Fund) has requested reimbursement for health care claims paid on behalf of Travis County employees and their dependents.

PERIOD OF PAYMENTS MADE: June 19, 2009 to June 25, 2009

REIMBURSEMENT REQUESTED FOR THIS PERIOD: \$1,023,641.46

HRMD RECOMMENDATION: The Director or Risk Manager has reviewed the reimbursement submitted and concurs with the findings of the audits by the Financial Analyst and the Benefits Contract Administrator and therefore recommends reimbursement of \$1,023,641.46.

Please see the attached reports for supporting detail information.

**TRAVIS COUNTY
HOSPITAL AND INSURANCE FUND
SUPPORTING DETAIL FOR THE
WEEKLY REIMBURSEMENT REQUEST TO
COMMISSIONERS COURT
FOR THE PAYMENT PERIOD
JUNE 19, 2009 TO JUNE 25, 2009**

-

- Page 1. Detailed Recommendation to Travis County Auditor for transfer of funds.
- Page 1a. Explanation of Higher than Normal Reimbursement Amount.
- Page 2. Chart of Weekly Reimbursements Compared to Budget.
- Page 3. Paid Claims Compared to Budgeted Claims.
- Page 4. Notification of amount of request from United Health Care (UHC).
- Page 5. Last page of the UHC Check Register for the Week.
- Page 6. List of payments deemed not reimbursable.
- Page 7. Journal Entry for the reimbursement.

TRAVIS COUNTY
RECOMMENDATION FOR TRANSFER OF FUNDS

Last Updated 7-2-09 at 2:28pm

DATE: July 1, 2009
 TO: Susan Spataro, County Auditor
 FROM: Dan Mansour, Risk Manager
 COUNTY DEPT.: Human Resources Management Department (HRMD)

United Health Care (UHC) (Travis County's Third Party Administrator for our Self Insured Health Care Fund) has requested reimbursement for health care claim payments made on behalf of Travis County employees and their dependents as follows:

PERIOD OF PAYMENTS PAID:
 FROM: June 19, 2009
 TO: June 25, 2009

REIMBURSEMENT REQUESTED: \$ 1,023,641.46

SUPPORTING DETAIL FOR REIMBURSEMENT REQUESTED:

NOTIFICATION OF AMOUNT OF REQUEST FROM UHC*:	\$ 1,576,310.62
LESS: REIMBURSEMENTS PREVIOUSLY APPROVED BY COMMISSIONERS COURT: June 30, 2009	\$ (552,669.33)
Adjust to balance per UHC	\$ 0.17
TOTAL REIMBURSEMENT REQUESTED BY UHC FOR THIS WEEK**:	\$ 1,023,641.46
PAYMENTS DEEMED NOT REIMBURSABLE	\$ -
TRANSFER OF FUNDS REQUESTED:	\$ 1,023,641.46

The claims have been audited for eligibility and all were eligible in the period covered by the claim.

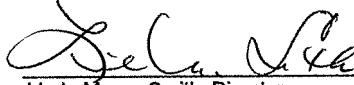
All claims over \$25,000 (3 this week totaling \$85,741.85) have been audited for data entry accuracy and the following information is correct for each claim audited: date of service, eligibility, nature of service, name of and amount billed by provider, amount billed by date and amount paid by UHC.


Fifteen percent (15%) of all claims under \$25,000 (\$149,029.57) have been audited for data entry accuracy and the following information is correct for each claim identified for this random review: date of service, eligibility, nature of service, name of and amount billed by provider, date and amount paid by UHC. Claims in this random audit met the above requirements but may qualify for more detailed analysis through other resources.

All claims have been reviewed to determine if they have exceeded the \$175,000 stop loss limit. For claims that have exceeded the limit, it has been verified that UHC has complied with the contract. This week credits for stop loss and other reimbursements totaled \$31,846.32.

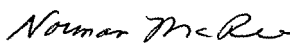
All claims submitted in this transfer have been audited to confirm accuracy of billing and legitimacy of claim under the service provisions of the health care contract and all are contractually legitimate, legally incurred and accurately billed claims.

I certify that all data listed on this recommendation for transfer of funds is correct and that the payments shown have been made solely for the purpose of health insurance claims.

 6/26/09
 Linda Moore Smith, Director Date

 6/29/09
 Dan Mansour, Risk Manager Date

 6/29/09
 Cindy Purinton, Benefit Contract Administrator Date

 6/26/09
 Norman McRee, Financial Analyst Date

** Agrees to the total payments for this period per the check register received from UHC. See the final page of this period's check register attached.



1010 Lavaca Street, 2nd Floor • P.O. Box 1748 • Austin, Texas 78767 • (512) 854-9165 / FAX(512) 854-4203

MEMORANDUM

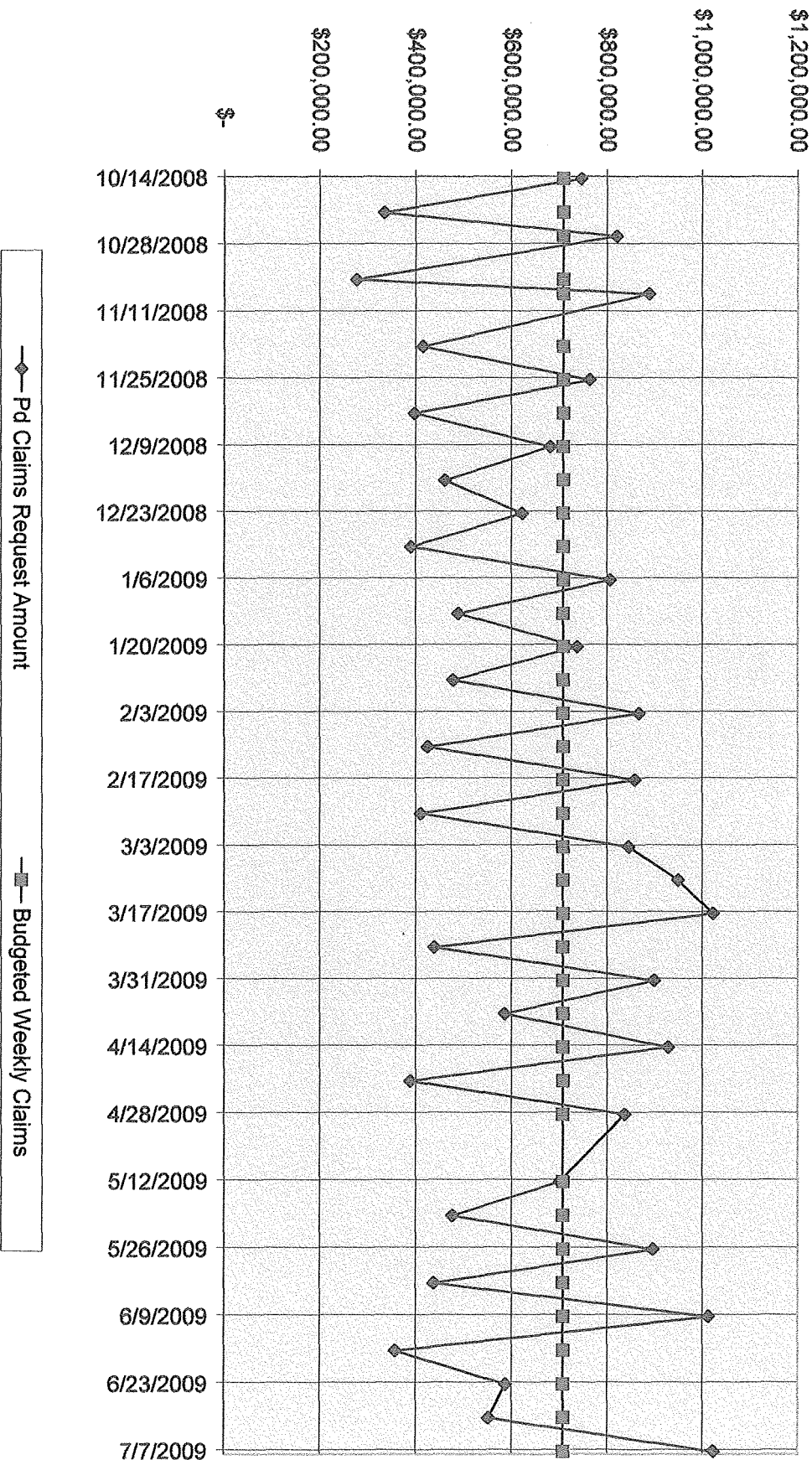
Date: July 7, 2009
To: Commissioners Court
From: Dan Mansour, Risk Manager, HRMD
Re: Explanation of Larger than Normal Health Reimbursement Request
For the Period of June 19 – June 25, 2009
\$1,023,641.46

This week's claims reimbursement request of \$1,023,641.46 includes three claims over \$25,000, totaling \$85,741.85. In addition there are seven claims over \$10,000, totaling \$113,297.68. Travis County will be reimbursed for claims costs for individuals that exceed \$175,000 in the fiscal year. These claims have been audited by HRMD and the individuals are appropriately covered under our health plan.

Also, this week's claims reimbursements include pharmacy charges which are included in reimbursement requests every other week. Pharmacy charges this week of \$302,571.21 are consistent with average bi-weekly pharmacy charges.

In conclusion, it appears this week's reimbursement is higher due to the number of large claims as well as the overall number and amount of claims included.

TRAVIS COUNTY BENEFIT PLAN FY09 PAID CLAIMS vs WEEKLY CLAIMS BUDGET OF \$708,314.75



TRAVIS COUNTY EMPLOYEE BENEFIT PLAN

Last Updated 7-1-09 **FY09 WEEKLY PAID CLAIMS VS WEEKLY BUDGETED AMOUNT**

Period	Voting Session Date	Pd Claims Request Amount	Budgeted Weekly Claims	# of Large Claims	Total of Large Claims
9/26/08-10/02/2008	10/14/2008	\$ 747,324.53	\$ 708,314.75	0	\$ -
10/3/08-10/09/08	10/21/2008	\$ 335,512.06	\$ 708,314.75	2	\$ 90,581.80
10/10/08-10/16/08	10/26/2008	\$ 821,392.23	\$ 708,314.75	1	\$ 27,830.00
10/17/08-10/23/08	11/4/2008	\$ 278,558.66	\$ 708,314.75	1	\$ 25,794.46
10/24/08-10/30/08	11/7/2008	\$ 889,154.23	\$ 708,314.75	3	\$ 241,152.98
10/31/08-11/06/08	11/18/2008	\$ 416,144.12	\$ 708,314.75	1	\$ 43,401.87
11/07/08-11/13/08	11/25/2008	\$ 764,495.13	\$ 708,314.75	1	\$ 25,086.80
11/14/08-11/20/08	12/2/2008	\$ 398,204.17	\$ 708,314.75	1	\$ 29,800.00
11/21/08-11/27/08	12/9/2008	\$ 681,975.72	\$ 708,314.75	0	\$ -
11/28/08-12/04/08	12/16/2008	\$ 461,401.09	\$ 708,314.75	1	\$ 52,900.00
12/05/08-12/11/08	12/23/2008	\$ 623,235.92	\$ 708,314.75	1	\$ 75,029.80
12/12/08-12/18/08	12/30/2008	\$ 391,245.55	\$ 708,314.75	1	29333.31
12/19/08-12/25/08	1/6/2009	\$ 806,849.20	\$ 708,314.75	1	\$ 79,550.00
12/26/08-01/01/09	1/13/2009	\$ 489,510.01	\$ 708,314.75	3	\$ 231,596.70
01/02/09-01/08/09	1/20/2009	\$ 738,207.12	\$ 708,314.75	0	\$ -
01/09/09-01/15/09	1/27/2009	\$ 479,061.40	\$ 708,314.75	1	\$ 52,000.00
01/16/09-01/22/09	2/3/2009	\$ 868,256.76	\$ 708,314.75	2	\$ 122,268.15
01/23/09-01/29/09	2/10/2009	\$ 425,948.22	\$ 708,314.75	1	\$ 27,799.00
01/30/09-02/5/09	2/17/2009	\$ 859,996.86	\$ 708,314.75	1	\$ 44,068.88
02/6/09-02/12/09	2/24/2009	\$ 411,769.22	\$ 708,314.75	2	\$ 135,874.72
2/13/09-2/19/09	3/3/2009	\$ 846,738.71	\$ 708,314.75	2	\$ 100,933.50
2/20/09-2/26/09	3/10/2009	\$ 949,895.88	\$ 708,314.75	4	\$ 466,149.26
2/27/09-3/5/09	3/17/2009	\$ 1,023,376.00	\$ 708,314.75	4	\$ 379,043.29
3/6/09-3/12/09	3/24/2009	\$ 440,272.63	\$ 708,314.75	1	\$ 37,840.14
3/13/09-3/19/09	3/31/2009	\$ 899,860.53	\$ 708,314.75	3	\$ 101,988.57
3/20/09-3/26/09	4/7/2009	\$ 586,930.54	\$ 708,314.75	4	\$ 176,607.27
3/27/09-4/2/09	4/14/2009	\$ 929,174.88	\$ 708,314.75	3	\$ 147,837.16
4/3/09-4/9/2009	4/21/2009	\$ 389,720.20	\$ 708,314.75	0	\$ -
4/10/09-4/16/09	4/28/2009	\$ 838,227.39	\$ 708,314.75	1	\$ 133,806.69
4/24/09-4/30/09	5/12/2009	\$ 701,327.76	\$ 708,314.75	2	\$ 88,216.00
5/1/09-5/7/09	5/19/2009	\$ 477,613.64	\$ 708,314.75	1	\$ 32,510.00
5/8/09-5/14/09	5/26/2009	\$ 897,124.15	\$ 708,314.75	4	\$ 128,854.65
5/15/09-5/21/09	6/2/2009	\$ 439,358.39	\$ 708,314.75	2	\$ 124,232.04
5/22/09-5/28/09	6/9/2009	\$ 1,013,698.31	\$ 708,314.75	6	\$ 269,038.76
5/29/09-6/4/09	6/16/2009	\$ 358,482.12	\$ 708,314.75	3	\$ 108,717.80
6/5/09-6/11/09	6/23/2009	\$ 588,414.70	\$ 708,314.75	1	\$ 73,953.50
6/12/09-6/18/09	6/30/2009	\$ 552,669.33	\$ 708,314.75	2	\$ 120,205.56
6/19/09-6/25/09	7/7/2009	\$ 1,023,641.46	\$ 708,314.75	3	\$ 262,112.30

Paid and Budgeted Claims - to date	\$ 24,844,768.82	\$ 26,915,960.50
Amount Under Budget		\$ (2,071,191.68)

Not predictive of impact on reserve, intended to show relationship of weekly budget to weekly claims cost.

Last Updated 7-2-09 at 2:28pm

From: <SIFSFAX@UHC.COM>
To: <NORMAN.MCREE@CO.TRAVIS.TX.US>
Date: 6/26/2009 4:41 AM
Subject: UHC BANKING REPTS/C

TO: NORMAN MCREE FROM: UNITEDHEALTH GROUP
FAX NUMBER: (512) 854-3128 AB5
PHONE: (512) 854-3828

NOTIFICATION OF AMOUNT OF REQUEST FOR: TRAVIS COUNTY

DATE: 2009-06-26 REQUEST AMOUNT: \$1,576,310.62

CUSTOMER ID: 00000701254
CONTRACT NUMBER: 00701254 00709445
BANK ACCOUNT NUMBER: 0475012038 ABA NUMBER: 021000021
FUNDING ADVISE FREQUENCY: DAILY
FREQUENCY: FRIDAY INITIATOR: CUST METHOD: ACH BASIS: BALANCE

CALCULATION OF REQUEST AMOUNT

+ ENDING BANK ACCOUNT BALANCE FROM: 2009-06-25	\$420,583.19
- REQUIRED BALANCE TO BE MAINTAINED:	\$1,938,718.00
+ PRIOR DAY REQUEST:	\$00.00
= UNDER DEPOSIT:	\$1,518,134.81
+ CURRENT DAY NET CHARGE:	\$58,175.81
+ FUNDING ADJUSTMENTS:	\$00.00
REQUEST AMOUNT:	\$1,576,310.62

ACTIVITY FOR WORK DAY: 2009-06-19

CUST PLAN	CLAIM	NON CLAIM	NET CHARGE
0632	\$402,158.91	\$00.00	\$402,158.91
TOTAL:	\$402,158.91	\$00.00	\$402,158.91

ACTIVITY FOR WORK DAY: 2009-06-22

CUST PLAN	CLAIM	NON CLAIM	NET CHARGE
0632	\$114,946.37	\$00.00	\$114,946.37

UNITED HEALTHCARE CHECK REGISTER FOR TRAVIS COUNTY SUBMITTED 2009_06_25

CONTR_NBR	PLN_ID	TRANS_AMT	SRS_DESG_NBR	CHK_NBR	GRP_ID	CLM_ACCT_NBR	ISS_DT	TRANS_TYP_CD	TRANS_DT	WK_END_DT	
701254	632	-206.95	NN	1690548	AH		1	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-219.88	NN	1123887	A		46	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-234.79	NN	1532145	AH		9	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-243.36		26	140988	AF	46	6/22/2009	50	6/25/2009	6/25/2009
701254	632	-254.84	NN	1448837	AH		1	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-278.51	NN	1433082	AA		7	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-279	NN	SSN00000	AL		0	6/16/2009	600	6/22/2009	6/25/2009
701254	632	-306.18	NN	1697520	AA		1	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-417.4	NN	953959	AH		1	6/25/2009	200	6/22/2009	6/25/2009
701254	632	-672		26	140970	AA	9	6/22/2009	50	6/25/2009	6/25/2009
701254	632	-731.6		26	141756	AA	1	6/22/2009	50	6/25/2009	6/25/2009
701254	632	-738.73		25	165906	AE	9	6/19/2009	50	6/23/2009	6/25/2009
701254	632	-741.69		26	141081	AH	1	6/22/2009	50	6/25/2009	6/25/2009
701254	632	-1099.17	NN	SSN00000	AL		0	6/16/2009	600	6/22/2009	6/25/2009
701254	632	-1103.44		26	141795	AE	1	6/22/2009	50	6/25/2009	6/25/2009
701254	632	-1106.8	RA	65391291	AI		2	6/16/2009	50	6/22/2009	6/25/2009
701254	632	-1968.49	NN	SSN00000	AL		0	6/17/2009	600	6/23/2009	6/25/2009
701254	632	-4778.6	US	16321362	AH		5	7/2/2007	50	6/23/2009	6/25/2009
701254	632	-7334.95	NN	SSN00000	AL		0	6/22/2009	600	6/26/2009	6/25/2009

1,023,641.46

5

Travis County Hospital and Insurance Fund - County Employees

UHC Payments Deemed Not Reimbursable

For the payment week ending: 06/25/2009

<i>CONTR_#</i>	<i>TRANS_AMT</i>	<i>SRS</i>	<i>CHK_#</i>	<i>GRP</i>	<i>CLAIM ACCT#</i>	<i>ISS_DATE</i>	<i>TRANS CODE</i>	<i>TRANS_DATE</i>
----------------	------------------	------------	--------------	------------	------------------------	-----------------	-----------------------	-------------------

Total: \$0.00

Travis County - Hospital and Self Insurance Fund (526)

Journal Entry for the Reimbursement to United Health Care

For the payment week ending: 6/25/2009

TYPE	MEMBER TYPE	TRANS_AMT
CEPO		
	EE	
	526-1145-522.45-28	154,661.60
	RR	
	526-1145-522.45-29	11,784.16
Total CEPO		\$166,445.76
EPO		
	EE	
	526-1145-522.45-20	199,690.49
	RR	
	526-1145-522.45-21	44,841.44
Total EPO		\$244,531.93
PPO		
	EE	
	526-1145-522.45-25	532,208.09
	RR	
	526-1145-522.45-26	80,455.68
Total PPO		\$612,663.77
Grand Total		\$1,023,641.46

Travis County Commissioners Court Agenda Request

Voting Session 7/7/09
(Date)

Work Session _____
(Date)

I. Request made by:

Alicia Perez, Executive Manager, Administrative Operations Phone # 854-9343

Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

Routine Personnel Actions

Approved by: _____
Signature of Commissioner(s) or County Judge

II. Additional Information

- A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight copies of request and backup).
- B. List all of the agencies or official names and telephone numbers that might be affected or be involved with the request. Send a copy of request and backup to each party listed.

III. Required Authorizations: Please check if applicable:

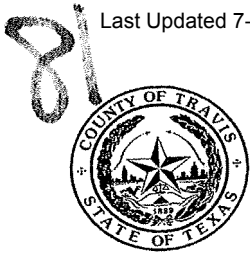
_____ Planning and Budget Office (854-9106)

_____ Human Resources Management Department (854-9165)

_____ Purchasing Office (854-9700)

_____ County Attorney's Office (854-9415)

_____ County Auditor's Office (854-9125)



HRMD

Human Resources Management Department

1010 Lavaca Street, 2nd Floor

• P.O. Box 1748

• Austin, Texas 78767

• (512) 854-9165 / FAX(512) 854-4203


July 7, 2009

ITEM # :

DATE: June 26, 2009

TO: Samuel T. Biscoe, County Judge
Ron Davis, Commissioner, Precinct 1
Sarah Eckhardt, Commissioner, Precinct 2
Karen L. Huber, Commissioner, Precinct 3
Margaret Gomez, Commissioner, Precinct 4

VIA: Alicia Perez, Executive Manager, Administrative Operations

FROM: Linda Moore Smith, Director, HRMD 

SUBJECT: Weekly Personnel Amendments

Attached are Personnel Amendments for Commissioners Court approval.

Routine Personnel Actions – Pages 2 – 5.

If you have any questions or comments, please contact me.

LMS/TLO/clr

Attachments

cc: Planning and Budget Department
County Auditor
County Auditor-Payroll (Certified copy)
County Clerk (Certified copy)

WEEKLY PERSONNEL AMENDMENTS --- ROUTINE

NEW HIRES				
Dept.	Slot	Position Title	Dept. Requests Level/Salary	HRMD Recommends Level/Salary
Criminal Justice Planning	58	Attorney VI	28 / Minimum / \$81,389.78	28 / Minimum / \$81,389.78
District Clerk	60002	Records Analyst*	17 / Minimum / \$38,648.90	17 / Minimum / \$38,648.90
HHS	103	Caseworker	15 / Level 6 / \$39,832.00	15 / Level 6 / \$39,832.00
HHS	274	Social Worker	17 / Level 6 / \$45,614.40	17 / Level 6 / \$45,614.40
Juvenile Court	420	Juvenile Detention Ofcr I* **	12 / Level 1 / \$28,392.00	12 / Level 1 / \$28,392.00
Medical Examiner	7	Office Specialist Sr	12 / Midpoint / \$33,777.95	12 / Midpoint / \$33,777.95
Medical Examiner	35	Deputy Medical Examiner II	98 / \$188,000.00	98 / \$188,000.00
Tax Collector	127	Tax Specialist I* (Part-time)	12 / Minimum / \$13,786.55	12 / Minimum / \$13,786.55
Tax Collector	142	Tax Specialist I (Part-time)	12 / Minimum / \$13,786.55	12 / Minimum / \$13,786.55
* Temporary to Regular			** Actual vs Authorized	

TEMPORARY APPOINTMENTS					
Dept.	Slot	Position Title	Dept. Requests Grade/Salary	HRMD Recommends Grade/Salary	**Temporary Status Type Code
Criminal Courts	50030	Counselor	15 / \$16.23	15 / \$16.23	05
Criminal Justice Planning	20003	Office Asst	8 / \$10.10	8 / \$10.10	02
Juvenile Public Defender	20023	Office Asst	8 / \$10.10	8 / \$10.10	02
* Actual vs Authorized		**Temporary Status Type Codes: (Temporary less than 6 mos. = 02) (Project Worker more than 6 mos. = 05, includes Retirement Benefits).			

TEMPORARY APPOINTMENTS					
Dept.	Slot	Position Title	Dept. Requests Grade/Salary	HRMD Recommends Grade/Salary	**Temporary Status Type Code
District Atty	20042	Law Clerk II	18 / \$19.88	18 / \$19.88	02
Fac Mgmt	50066	Building Security Guard	8 / \$10.10	8 / \$10.10	05
Fac Mgmt	50067	Building Security Guard	8 / \$10.10	8 / \$10.10	05
JP Pct 2	20013	Court Clerk Asst	11 / \$12.39	11 / \$12.39	02
JP Pct 2	20021	Court Clerk Asst	11 / \$12.39	11 / \$12.39	02
Juvenile Court	50319	Office Specialist*	10 / \$11.92	10 / \$11.92	05
Juvenile Public Defender	20026	Law Clerk I	14 / \$15.17	14 / \$15.17	02
Tax Collector	50067	Administrative Asst I	11 / \$12.39	11 / \$12.39	05
TNR	20050	Park Tech II	10 / \$12.00	10 / \$12.00	02
TNR	20052	Park Tech II	10 / \$12.00	10 / \$12.00	02
TNR	20053	Park Tech II	10 / \$12.00	10 / \$12.00	02
TNR	20055	Park Tech II	10 / \$12.00	10 / \$12.00	02
TNR	20056	Park Tech II	10 / \$12.00	10 / \$12.00	02
TNR	20067	Park Tech I	8 / \$11.00	8 / \$11.00	02
TNR	20094	Park Tech I	8 / \$11.00	8 / \$11.00	02
TNR	20096	Park Tech I	8 / \$11.00	8 / \$11.00	02
TNR	20108	Natural Resources Tech	16 / \$17.37	16 / \$17.37	02
* Actual vs Authorized		**Temporary Status Type Codes: (Temporary less than 6 mos. = 02) (Project Worker more than 6 mos. = 05, includes Retirement Benefits).			

CAREER LADDERS – NON-POPS						
Dept.	Slot	Current Position Title/Grade	New Position Title/Grade	Current Annual Salary	Proposed Annual Salary	Comments Current HRMD Practice
District Atty	247**	Attorney II* / Grd 22	Attorney III* / Grd 24	\$57,849.39	\$62,086.34	Career Ladder. Pay is at minimum of pay grade.
Pretrial Services	64	Pretrial Officer II* / Grd 16	Pretrial Officer III / Grd 17	\$42,435.29	\$45,405.76	Career Ladder. Pay is between min and midpoint of pay grade.
* Actual vs Authorized		** Authorized slot is green-circled.				

PROMOTIONS / SALARY ADJUSTMENTS / LATERAL TRANSFERS / VOLUNTARY REASSIGNMENTS / TEMPORARY ASSIGNMENTS				
Dept. (From)	Slot – Position Title – Grade – Salary	Dept. (To)	Slot – Position Title – Grade – Salary	Comments
County Atty	Slot 135 / Attorney VII / Grd 29 / \$103,767.00	County Atty	Slot 12 / Attorney VII / Grd 29 / \$103,767.00	Lateral transfer. Employee transferred to different slot, same position, same department, same pay grade, retains current pay.
County Atty	Slot 149 / Attorney VII / Grd 29 / \$94,697.57	County Atty	Slot 135 / Attorney VII / Grd 29 / \$94,697.57	Lateral transfer. Employee transferred to different slot, same position, same department, same pay grade, retains current pay.
Juvenile Court	Slot 217 / Licensed Voc Nurse / Grd 15 / Full-time \$39,813.91	Juvenile Court	Slot 470 / Licensed Voc Nurse* / Grd 15 / Part-time \$19,906.95	Lateral transfer. Employee transferred to different slot, same position, same department, same pay grade. Status change from full-time to part-time (40 hrs to 20 hrs). Pay is between min and midpoint of pay grade.
Juvenile Court	Slot 398 / Juvenile Probation Ofcr Asst / Grd 12 / \$28,748.83	Juvenile Court	Slot 64 / Juvenile Probation Ofcr I* / Grd 14 / \$31,623.71	Promotion. Pay is between min and midpoint of pay grade.
* Actual vs Authorized				

THIS SECTION LEFT BLANK INTENTIONALLY.

FY 09 TEMPORARY SLOT STATUS CODE CONVERSION FROM TEMPORARY EMPLOYEES "02" TO PROJECT WORKERS "05" - STATUS EFFECTIVE THROUGH SEPTEMBER 30, 2009.

Dept.	Slot	Actual Position Title	EE Status Code
HHS	50239	Office Specialist Sr	05

BY ORDER OF THE COMMISSIONERS COURT, THE PRECEDING PERSONNEL AMENDMENTS ARE APPROVED.

Samuel T. Biscoe, County Judge

Ron Davis, Commissioner, Pct. 1

Sarah Eckhardt, Commissioner, Pct. 2

Karen L. Huber, Commissioner, Pct. 3

Margaret Gomez, Commissioner, Pct. 4

Travis County Commissioners Court Agenda Request

Voting Session July 7, 2009
(Date)

Work Session _____
(Date)

I. Request made by:

Alicia Perez, Executive Manager, Administrative Operations Phone # 854-9343
Signature of Elected Official/Appointed Official/Executive Manager/ County Attorney

Requested Text:

Proposed Motion

DISCUSS THE BILINGUAL SUPPLEMENTAL PAY POLICY FOR CLASSIFIED EMPLOYEES AND TAKE APPROPRIATE ACTION.

Approved by: _____
Signature of Commissioner(s) or County Judge

II. Additional Information

- A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (original and eight copies of request and backup).
- B. List all of the agencies or official names and telephone numbers that might be affected or be involved with the request. Send a copy of request and backup to each party listed.

II. Required Authorizations: Please check if applicable:

- _____ Planning and Budget Office (854-9106)
- _____ Human Resources Management Department (854-9165)
- _____ Purchasing Office (854-9700)
- _____ County Attorney's Office (854-9415)
- _____ County Auditor's Office (854-9125)

RECEIVED
COUNTY JUDGE'S OFFICE
09 JUN 30 PM 3:11



Printed 7-2-09 at 2:25 PM

Human Resources Management Department




1010 Lavaca, 2nd Floor

• P.O. Box 1748

• Austin, Texas 78767

• (512) 854-9165 / FAX (512) 854-4203

MEMORANDUM

DATE: July 7, 2009
TO: Members of the Commissioners Court
VIA: Alicia Perez, Executive Manager, Administrative Operations 
FROM: Linda Moore Smith, Director, Human Resources Management Department
SUBJECT: Bilingual Supplemental Pay Policy

Proposed Motion:

Discuss the Bilingual Supplemental Pay Policy for Classified Employees and take appropriate action.

Staff Recommendations:

- Suspend the Bilingual Supplemental Pay Policy; and, reconsider during an improved economic climate
- Authorize the transfer of \$455 to pay for testing completed to date

Available Funding Resources

Potential demand for this program is much higher than originally expected. Departments have indicated they cannot internally fund projected slots for 2010. Some also expressed funding challenges if the program is implemented in FY 2009.

Current County Comparable Organization Practices

HRMD conducted a survey of Travis County comparable organizations. None of the county comparables (Bexar, Dallas, Tarrant, Harris, Williamson) offer any form of Bilingual Pay. The city comparables (Austin, San Antonio, Dallas, Houston, Fort Worth and Round Rock) offer Bilingual Pay to the classified work force. LCRA and UT Austin do not offer Bilingual Pay.

Summary:

Commissioners Court Direction, June 16, 2009

HRMD surveyed departments to assess the total department projected demand for Bilingual Supplemental Pay for FY 2010. Preliminary results were presented to Commissioners Court. Based on Commissioners Court direction on June 16, 2009, HRMD was directed to work with departments to refine the FY 2010 projections; and, to audit a sample of employee files to assess current practices used by departments to compensate bilingual skills.

A. FY 2010 Department Projections

# Departments Participating	24
% Departments Participating	52%
Total Slots Participating	451
Testing Fee to be County Funded (\$65 x 426 slots)	\$27,690
Supplemental Pay to be County Funded (\$900/yr excl. bens x 419 slots)	\$377,100
*Projected Cost	\$404,790
Respondents with Largest Number of Slots	
TCSO	92
HHS	61
Juvenile Probation	58
County Clerk	46
Tax	44
DA	28
Pretrial Svcs	27
Criminal Courts	26
TCCES	22

Comments, Questions, Issues Identified by Departments

- Equity concerns; Decision to not participate rather than select only two (2) slots for FY 2009
- Inadequate internal funds to fully implement based on need and applicability
- Increasing need for use of Spanish bilingual skills
- Two employees selected places pressure to pass test
- Varied pay practices used to compensate bilingualism, e.g. criteria, amount of pay, funding availability, departmental internal testing
- Employees who were initially compensated for bilingual skills are no longer benefiting from the initial increase, e.g. erosion over time given compensation funding policies
- Challenge to resolve inconsistency between policy and existing bilingual pay practices
- Continue existing pay practices to compensate bilingual skill versus a Bilingual Supplemental Pay Policy
- Potential availability of Bilingual Supplemental Pay for additional languages

B. Audit Results - Current Bilingual Supplemental Pay Practices

Bilingual Spanish skill is not a minimum qualification requirement on Travis County job descriptions. Departments have rarely required this skill for any specific position in the job posting and hiring process; however, an increasing number of postings list the skill as preferred.

An audit of a sample of employee files hired during FY 09 reveals there is no consistency in how departments currently determine whether or not to provide additional compensation to new hires or the amount of pay awarded for those possessing bilingual skills. Although the review showed that some employees were hired above the minimum of the pay grade, it was not possible for HRMD to isolate whether employees were specifically

compensated for bilingualism. Department pay determination practices vary widely and each department would have to confirm whether or not additional compensation was awarded solely for Spanish bilingual skills.

For employees hired after the Employee Matrix was approved (1998) and prior to 2003, departments had the opportunity upon hire to compensate an additional "level" along the pay range for bilingual or other relevant skill. When the County transitioned from the Matrix to the Pay Determination Guide (PDG) in 2003, departments could use the form as a guide to determine new hire pay. Departments that use the PDG look at a combination of factors to make recommendations for starting pay, and unless the department specifically references bilingualism on the PDG, it is not possible to isolate the specific impact of any one factor such as bilingualism.

Varying methods of compensating bilingualism is further supported through feedback received from departments. Discussions and written feedback indicated that some departments currently compensate for bilingual skills, others do not. Methods of compensating bilingual skills vary by criteria, amount of pay, funding availability, departmental internal testing, and other variables. Certain departments award additional compensation to new hires for selected slots regularly using bilingual skills, while others pay almost all new hires having bilingual skills additional compensation under the premise that these employees may be called upon to use the skills on a regular or ad-hoc basis to meet the needs of the business. In addition, some departments administer a departmental bilingual proficiency test and others do not.

Background:

The Commissioners Court approved a Bilingual Supplemental Pay Pilot Program for FY 2009 which includes County funding of a \$65 Spanish Oral Proficiency Skills Test fee for a maximum of two (2) employees per department, for a total of 46 departments x \$65 = \$5,980. Supplemental pay of \$75 per month (\$37.50 per pay period or \$900 annually excluding benefits) per employee is to be internally funded by each participating department. Oral Spanish Proficiency Testing began in June 2009 with forty-six percent (46%) of departments participating to date.

A. FY 2009 Bilingual Supplemental Pay Pilot Program

# Departments Participating	21
% Departments Participating	46%
# Slots Tested	35
% Slots Tested (of 92 funded)	38%
Testing Fee Transferred (from \$5,980 Comp Reserve)	\$1,820
Testing Fee To Be Transferred For Remaining Testing	\$455
*Total FY 2009 Program Cost (\$65 x 35 slots)	\$2,275

B. Eligibility Criteria - Commissioners Court approved 8/5/08

- Classified, regular full-time employees
- Regularly communicating in Spanish as a function of their daily officially assigned duties as a justified business need for a department
- Designated by the department head or designated representative

Note: Bilingual employees who do not use this skill in the performance of their job duties are not eligible for bilingual supplemental pay.

Should you have questions, please contact Alicia at 4-9342, Linda at 4-9170, or Todd Osburn at 4-2744.

TRAVIS COUNTY COMMISSIONERS COURT AGENDA REQUEST

20

Voting Session: July 7, 2009

(S)

I. A. Request made by: Alicia Perez, Exec. Mgr. Phone #: 854-9343
(Elected Official/Appointed Official/Executive Manager/County Attorney)

B. Requested topic:

CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM TEXAS HOUSE OF REPRESENTATIVES TO ALLOW THE TEXAS HOUSE TO USE TRAVIS COUNTY CHANNEL 17 (TCTV-17) FOR CABLECASTING THE SPECIAL LEGISLATIVE SESSION THAT BEGINS WEDNESDAY, JULY 1, 2009 UNTIL COMPLETION, WHICH REQUIRES A WAIVER OF TRAVIS COUNTY POLICIES AND PROCEDURES, CHAPTER 43, SECTION 004.

C. Approved by: _____
Signature of Commissioner or Judge

II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies).

B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

Planning and Budget Office (854-9106)

- _____ Additional funding for any department or for any purpose
- _____ Transfer of existing funds within or between any line item
- _____ Grant

Human Resources Department (854-9165)

- _____ Change in your department's personnel (reorganization, restructuring etc.)

Purchasing Office (854-9700)

- _____ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- _____ Contract, Agreement, Policy & Procedure

RECEIVED
COUNTY JUDGE'S OFFICE

09 JUN 30 PM 1:47

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 12:00pm on Tuesdays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.



TRAVIS COUNTY
RECORDS MANAGEMENT & COMMUNICATION RESOURCES

314 West 11th Street , Suite 110 PO Box 1748 Austin, TX 78767 Tel: (512) 854-9575 Fax: 854-4560

MEMORANDUM

TO: Commissioners Court
FROM: Steven Broberg, Director, Records Mgt. & Comm. Resources *S.B.*
VIA: Alicia Perez, Executive Manager of Administrative Operations *AP*
DATE: June 29, 2009
SUBJECT: Agenda Request - Cablecast of 2009 Texas House Special Legislative Sessions

Proposed Motion:

Approve the request from the Texas House of Representatives to allow the Texas House to use Travis County Channel 17 (TCTV-17) for cablecasting the Special Legislative Session that begins Wednesday July 1, 2009 until completion (unknown at this time). The House requests use of channel 17 on Thursdays and Fridays during the session. This requires a waiver of Travis County Policies and Procedures chapter 43, section 004.

Summary and Staff Recommendation:

The Texas House requests that TCTV participate with the City of Austin Channel 6 in broadcasting live 2009 House Special Legislative sessions. The session begins Wednesday July 1, 2009. The House requests TCTV-17 carry the sessions on Thursdays and Fridays, with the City of Austin cable channel 6 carrying the sessions the other days. Further, the House requests the sessions are carried in their entirety.

Some sessions run long and could preempt other TCTV programming. In order to specify the level of participation, TCTV submits the following options and issues to the Court:

1. Carry the House sessions on Thursdays and Fridays as requested. **(RECOMMENDED)**
 - This may conflict with the Commissioners Court Thursday work sessions.
 - TCTV has the capability to allow airing the House session to the public on Channel 17 and simultaneously show regular programming on the County's closed circuit system (channel 12), including live and tape-delay Commissioners Court sessions. The closed circuit broadcast is available to the entire downtown county complex with the exception of the EOB. Additionally, Commissioners Court sessions will be streamed live on the Travis County website, **www.traviscountytv.org**.
 - Taped Commissioners Court work sessions would be broadcast at 7 p.m. that evening, unless the Texas House session runs past 7pm. The work session would air again at 1 a.m. and 9 a.m. the following morning (Friday), unless there is a live meeting of the Texas House.

2. Move Thursday work sessions to Mondays or Wednesdays. Note the potential problem of interrupting the tape-delayed rebroadcast of the Tuesday Commissioners Court Voting Sessions, which happen on Wednesdays from 9:00 AM until completion.
3. Limit the daily number of hours channel 17 is allocated to the Texas House.
 - This will eventually result in interruptions of House sessions, which in the past precipitated many telephone calls from angry viewers.
4. Decline to cablecast any House session.
 - Unless the House can make other arrangements with another channel, residents would not have the opportunity to view House sessions on Thursdays and Fridays, which will also precipitate many telephone calls from angry viewers.

Background:

TCTV 17 first carried the House sessions in 1995 in conjunction with City of Austin channel 6. TCTV carried the Wednesday and Thursday sessions and the City aired the Monday, Tuesday, and Friday sessions. The AISD channel has carried the Texas Senate since 1997.

TCTV originally limited the House sessions carried on channel 17 to times that did not conflict with Commissioners Court meetings or "Seniorcise With Ruth". TCTV required the House to return channel 17 to normal TCTV programming no later than 5:30 PM.

During the 1997 legislative session, TCTV received several complaints from the viewing public when we interrupted live House sessions to return to regular county programming. In response, the Commissioners Court directed TCTV to allow the House to air their sessions interrupted, until the House recessed for the day.

Budgetary and Fiscal Impact:

No additional funding is necessary. No additional commitment of Travis County personnel or equipment is required.

Issues and Opportunities:

To satisfy this request, Commissioners Court must waive Chapter 43, Section 004 of the Travis County Policies and Procedures which requires TCTV 17 programming to focus on "the educational, cultural, civic, and recreation needs and interests of Travis County".

Required Authorizations:

LEGAL: John Hille, County Attorney's Office



7-2-09 at 2:28pm

TRAVIS COUNTY PURCHASING OFFICE

Cyd V. Grimes, C.P.M., Purchasing Agent

314 W. 11th Street, Room 400 Austin, Texas 78701 (512) 854-9700 Fax (512) 854-9185

22

Approved by: _____

M. Grice 6.26.09

Voting Session: Tuesday, July 7, 2009

REQUESTED ACTION: APPROVE MODIFICATION NO. 7 TO CONTRACT NO. 05AE0176JJ, LOCKWOOD, ANDREWS AND NEWNAM, INC., FOR EASTSIDE SERVICE CENTER PROJECT. (FM)

Points of Contact:

Purchasing: Lee Perry

Department: FM, Roger El Khoury, P.E, Director; Carolyn O'Hara, Project Manager

County Attorney (when applicable): John Hille

County Planning and Budget Office: Leroy Nellis

County Auditor's Office: Susan Spataro And Jose Palacios

Other: Alicia Perez, Executive Manager, Adm. Operations

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action met the compliance requirements as outlined by the statutes.
- Facilities Management requests the approval of modification number seven (7) to contract No. 05AE0176JJ to provide additional civil engineering services at TNR's East Service Center for the purpose of obtaining driveway access to F.M. 969. In order to do so, Travis County must obtain a site development permit through the City of Austin's Site Plan process. This modification will change the amount of the contract from \$173,133.00 to \$247,863.00, an increase of \$74,730.00.
- Modification No. 6 was approved September 9, 2008 and increased the contract from \$136,300.00 to \$173,133.00, an increase of \$36,833.00.
- Modification No. 5 was approved November 27, 2007 and increased the contract from \$109,300.00 to \$136,300.00, an increase of \$27,000.00.
- Modification No. 4 was approved July 24, 2007 and increased the contract from \$101,100.00 to \$109,300.00, an increase of \$8,200.00.
- Modification No. 3 was approved March 13, 2007 and increased the contract amount from \$83,500.00 to \$101,100.00 an increase of \$17,600.00.
- Modification No. 2 was approved, May 16, 2006 and increased the contract amount from \$59,000.00 to \$83,500.00 an increase of \$24,500.00.

- **Modification No. 1** was approved, February 28, 2006 and increased the contract amount from \$20,000.00 to \$59,000.00 an increase of \$39,000.000.
- Each modification has caused an increase in the contract which exceeds 25% of the original contract amount, thereby requiring court approval.
- **Contract Expenditures:** To date, \$171,283.43 has been spent against this contract.

Not applicable

➤ **Contract-Related Information:**

Award Amount: \$20,000.00 (Not-to-Exceed)
Contract Type: Architect/Engineer
Contract Period: April 27, 2005 through Construction completion

➤ **Contract Modification Information:**

Modification Amount: \$74,730.00 (Firm Amount) (Add'l. comments)
Modification Type: Engineering
Modification Period: N/A

➤ **Solicitation-Related Information:**

Solicitations Sent: N/A Responses Received: N/A
HUB Information: Not Applicable % HUB Subcontractor: N/A

➤ **Special Contract Considerations:**

- Award has been protested; interested parties have been notified.
- Award is not to the lowest bidder; interested parties have been notified.
- Comments: N/A

➤ **Funding Information:**

- Purchase Requisition in H.T.E.: 474139
- Funding Account(s) 510-1405-801-8122
- Comments: N/A

➤ **Statutory Verification of Funding:**

Contract Verification Form: Funds Verified ____ Not Verified X by Auditor.

MODIFICATION OF CONTRACT NUMBER: 05AE0176JJ Eastside Service Center PAGE 1 OF 3 PAGES

ISSUED BY: Last Updated 7/20/09 at 2:28pm 314 W. 11TH ST., RM 400 AUSTIN, TX 78701	PURCHASING AGENT ASST: J. Lee Perry TEL. NO: (512) 854-9700 FAX NO: (512) 854-9185	DATE PREPARED: June 25, 2009
ISSUED TO: Lockwood, Andrews and Newnam, Inc. 10801 North Mopac, Bldg. 1 Ste. 120 Austin, Texas 78759	MODIFICATION NO.: 7	EXECUTED DATE OF ORIGINAL CONTRACT: April 27, 2005
ORIGINAL CONTRACT TERM DATES: <u>April 27, 2005 - Through Completion</u>		CURRENT CONTRACT TERM DATES: <u>April 27, 2005 - Through Completion</u>

FOR TRAVIS COUNTY INTERNAL USE ONLY:
Original Contract Amount: \$20,000.00 Current Modified Amount \$247,863.00

DESCRIPTION OF CHANGES: The above referenced contract is modified to reflect the changes as set forth below:

A. Reference EXHIBIT I, Section 1, "Basis for Compensation." The Not-to-Exceed (NTE) fee is changed from \$173,133.00 (as approved by Modification number six dated, August 29, 2008) to \$247,863.00, an increase of \$74,730.00.

B. The attached two page Scope of Services, (Attachment I), submitted by Lockwood, Andrews & Newnam, Inc., dtd June 12, 2009, is made a part of the contract.

C. The Basic Services and reimbursables now read as follows:

1. Basic Services: \$235,550.00
2. Reimbursables NTE: \$12,313.00

New NTE Contract Total: \$247,863.00

Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect.

Note to Vendor:
[XXX] Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.
[] DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: _____	<input type="checkbox"/> DBA
BY: _____ SIGNATURE	<input type="checkbox"/> CORPORATION
BY: _____ PRINT NAME	<input type="checkbox"/> OTHER
TITLE: _____ ITS DULY AUTHORIZED AGENT	DATE: _____
TRAVIS COUNTY, TEXAS	DATE: _____
BY: <i>MB</i> CYD V. GRIMES, C.P.M., TRAVIS COUNTY PURCHASING AGENT	DRAFT
TRAVIS COUNTY, TEXAS	
BY: _____ SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE	DATE: _____



**Lockwood, Andrews
& Newnam, Inc.**
A LEO A DALY COMPANY

TRAVIS COUNTY - FMD
RECEIVED

05AE0176JJ, Mod 7
Attachment I JUN 15 2009
Page 2 of 3

INITIAL _____

June 12, 2009

Mr. Roger A. El Khoury, M.S., P.E., Director
Travis County Facilities Management Division
1010 Lavaca St., Ste. 400
Austin, TX 78767

**RE: Eastside Service Center Project – Contract No. 05AE0176JJ
Scope of Services: Site Development Construction Plans – Phase 2**

Dear Mr. El Khoury:

This letter constitutes LAN's request for additional services authorization. This request is submitted based upon the County's need to obtain a site development permit through the City of Austin's Site Plan process for the purpose of obtaining driveway access to FM 969.

The following is a description of the items to be completed for compliance with the City's site plan review process:

1. Prepare Site Plan Application and related forms.
2. Prepare a Project Report in accordance with Suburban Watershed requirements.
3. Prepare Cover Sheet for plans and Site Plan Application.
4. Prepare Site Plan notes required by City and Water/Wastewater Utility (Utility).
5. Modify plans set to reflect driveway/roadway to FM 969 only (not associated with Phase 1 improvements) for compliance with City site plan requirements.
6. Determine impervious cover, net site area, areas affected by CWQZ and WQTZ, and prepare forms Q-1 and Q-2 in accordance with City's Environmental Criteria Manual (ECM) for Phase 2 limits.
7. Determine 2-year, 10-year, 25-year and 100-year storm frequency events for each drainage area defined on Drainage Area Map for ultimate development conditions in Elm Creek watershed (e.g. – 65 percent impervious cover per July 14, 2008 meeting w/ City staff (Kevin Selfridge, P.E.)) using HEC-HMS, or other acceptable method.
8. Assess design of Culverts 1 and 2 to meet City Drainage Criteria Manual (DCM) requirements.
9. Prepare hydraulic models of Elm Creek and its un-named tributary to the north affecting the Phase 2 limits to support ultimate development conditions in watershed for existing driveway to homestead and access driveway to Phase 1 site improvements.
10. Prepare Drainage Report to support Items 7 through 9 for submittal to City of Austin reviewers as part of Site Plan Application.
11. Add culvert hydraulic information for Q25 and Q100 storm events to Culverts 1 and 2.
12. Determine areas falling into defined slope categories affecting site in accordance with City's LDC.
13. Modify limits of construction based upon Phase 2 improvements only.
14. Prepare variance request for fill in excess of 4 feet and less than 8 feet for administrative approval.
15. Prepare estimate of erosion/sedimentation control and re-vegetation items in compliance with City's site plan requirements.
16. Prepare site plan submittal package for Completeness Check submittal through City's Watershed Protection and Development Review Department (WPDRD) Intake Center.

DRAFT

Mr. Roger A. El Khoury, M.S., P.E.
Travis County Facilities Management Division
June 12, 2009

Page 2 of 2

17. Prepare site plan submittal package for initial submittal through City's WPDRD Intake Center.
18. Attend up to four (4) meetings with County FMD staff to coordinate site plan submittal.
19. Address City staff review comments, prepare comments response letter, prepare re-submittal package and make submittal to City's WPDRD Intake Center.


The proposed fees for additional services associated with City of Austin Site Development Permit identified in preceding Items are as follows:

Engineering Services	\$71,500 (lump sum)
Reimbursable Expenses	<u>\$3,230</u>
Total	\$74,730

This total is not to be exceeded without prior authorization from the County.

If you have any questions regarding this request for additional services authorization please contact Steven Widacki, P.E. at 338-4212 or via email at sdwidacki@lan-inc.com.

Sincerely,



Brian D. Rice, P.E.
Vice President

DRAFT

FACILITIES MANAGEMENT DEPARTMENT

Roger A. El Khoury, M.S., P.E., Director

1010 Lavaca St. Suite 400 • P.O. Box 1748, Austin, Texas 78767 • Phone: (512) 854-9661 • Fax: (512) 854-9226



MEMORANDUM

Project No.: ESCC-01-06C-1N
File: 402

TO: Cyd V. Grimes, CPM, Purchasing Agent

FROM: Roger A. El Khoury, M.S., P.E., Director

DATE: June 24, 2009

SUBJECT: Eastside Service Center Project
Contract # 05AE0176JJ
Contract Modification Number 7

Facilities Management Department recommends approval of Contract Modification Number 7 (CM #7) for additional civil engineering services at East Service Center to comply with the City of Austin Site Development Permit requirements for phase 2 as described in the attached documents from Lockwood Andrews & Newnam, Inc. (LAN).

The Commissioners Court approved the funding for this CM #7 on April 28, 2009, Court's agenda item number 21, BA# T2. Please see the attached documentation.

This CM #7 will increase the contract by \$74,730 from \$173,133 to \$247,863. The amount requested in CM #7 is fair and reasonable. The fund for this CM #7 is in account number is 510-1405-801-8122 and encumbered under the requisition number 474139. FMD requests that Purchasing Office place this item on the Commissioners Court's agenda for July 7, 2009.

In accordance with the procedure to secure this CM #7, this request is being forwarded along with the supporting documents for Commissioners' Court approval. If approved, please issue a fully executed contract modification to Lockwood Andrews & Newnam, Inc. If you have any questions or need additional information, please call me at extension 44579. Your assistance in this request is appreciated.

ATTACHMENTS:

1. A Document from LAN dated June 12, 2009
2. Supporting Documents.

COPY TO:

Alicia Perez, Executive Manager, Administrative Operations
 Amy Draper, CPA, Financial Manager, FMD
 Richard Villareal, Purchasing Agent Assistant, Purchasing Office

Let's get this on for July 7th

*Thp
SMB*



PLANNING AND BUDGET OFFICE

TRAVIS COUNTY, TEXAS

314 W. 11th Street
P.O. Box 1748
Austin, Texas 78767

MEMORANDUM

TO: Members of Commissioners Court

FROM: Diana A. Ramirez, Sr. Budget Analyst *-DAR Ramirez*

DATE: April 21, 2009

RE: Request for Additional \$100,000 from Realized CO Savings for East Service Center Engineering Study and Completion of Remaining Minor Work

Facilities Management Department (FMD) is requesting to transfer realized savings of \$100,000 from the CJC/Gault Renovation Project to complete the East Service Center Project. Both projects are in the Certificate of Obligation issued in FY 08, Fund 510. FMD indicates that the \$100,000 is one-quarter of the savings realized in the CJC/Gault Renovation Project completed earlier this year.

The additional funds will be used to complete the following items:

- \$75,000 for an engineering study of the 100-year floodplain at the East Service Center site required by the City of Austin to issue a permit to open the access road to FM 969. When this project was first conceived, staff in TNR and FMD did not believe that the project would require City of Austin permitting. After the start of construction staff realized that to obtain potable water and electricity connections the project would need to be permitted by the City.
- \$25,000 to cover minor additional work for fire alarm cables needed to finish that portion of the project and for contingency to cover any possible dispute of small tasks by the contractors and additional city requirements that may not be covered in the engineer's proposal (although none are expected). The contingency fund for this project has been expended to within approximately \$2,000.

Given the Commissioners Court's discussion of a purchasing item related to the East Service Center on April 21, 2009, PBO is including an updated funding history for this project for informational purposes. The County Attorney has reviewed this request and has not raised any legal issues related to the transfer within the existing CO. PBO concurs with the request.

cc: Rodney Rhoades, Leroy Nellis, Jessica Rio, PBO
The Honorable David Escamilla, County Attorney
Roger El Khoury, John Carr, Amy Draper, FMD
Alicia Perez, Barbara Smith, Administrative Operations
Marvin Brice, Richard Villarreal, Purchasing Office
Joe Gieselmann, Carol Joseph, Cynthia McDonald, Don Ward, TNR

PLANNING AND BUDGET DEPT. ITEMS

21. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:12 AM)

Members of the Court heard from: Diana Ramirez, Budget Analyst, Planning and Budget Office (PBO); Leroy Nellis, Budget Manager, PBO; and Rodney Rhoades, Executive Manager, PBO.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 21.

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	yes

22. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:40 AM)
- A. NEW GRANT APPLICATION TO CAPITAL AREA COUNCIL OF GOVERNMENTS FOR TRAVIS COUNTY STAR FLIGHT EQUIPMENT ENHANCEMENTS;
 - B. NEW GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE – BUREAU OF JUSTICE ASSISTANCE FOR THE SHERIFF’S OFFICE TO BE REIMBURSED FOR EXPENSES INCURRED UNDER THE IMMIGRATION AND NATURALIZATION ACT OF 1994 FROM JULY 1, 2007 TO JUNE 30, 2008;
 - C. NEW GRANT APPLICATION TO THE TARGET CORPORATION FOR THE SHERIFF’S OFFICE TO TAKE THE SHATTERED DREAMS PROGRAM TO OTHER HIGH SCHOOLS IN THE COUNTY TO EDUCATE TEENAGERS ON THE DANGER OF DRINKING AND DRIVING;
 - D. NEW GRANT APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR JUVENILE PROBATION TO RECEIVE AMERICAN RECOVERY AND REINVESTMENT ACT RESOURCES FOR ONE-TIME FOOD SERVICE RELATED EQUIPMENT;



FACILITIES MANAGEMENT DEPARTMENT

Roger A. El Khoury, M.S., P.E., Director

1010 Lavaca Street, Suite 400 • P.O. Box 1748, Austin, Texas 78767 • Phone: (512) 854-9661 • Fax: (512) 854-9226

MEMORANDUM

Project No: ESCC-01-06C-1N

File: 703

TO: Rodney Rhoades, Executive Manager, PBO

FROM: Roger A. El Khoury, M.S., P.E., Director

DATE: April 1, 2009

SUBJECT: East Service Center Project - Funding Issues

The East Service Center Project was completed and dedicated on March 18, 2009. There is a pending permit issue with the City of Austin. Facilities Management obtained the permit from the City of Austin which allows us to connect to the potable water and electricity so that the buildings will be functional and occupied.

A permit from the City of Austin is needed to open the access road of the East Service Center to FM 969. To obtain a permit from the City of Austin, we are required to perform a study of the 100 year flood plain and the creek crossing our property. A quote from our civil engineer is attached which outlined the scope of services needed to be performed in order to obtain the permit from the City of Austin. The engineer's fee is \$75,000. We found out about the City permit for the 100 year flood plain while we were trying to secure a site permit to obtain potable and electricity services. Therefore, to close this project we need to secure the required pending permit from the City of Austin.

In order to secure this funding, I am proposing with the concurrence of PBO and approval of the Commissioners Court, to transfer \$100,000 from a saving on another Facilities Management Project which is the CJC and Gault Project. We have a real saving of \$400,000 on the CJC and Gault Project. Both funds on Eastside Service Center Project and CJC and Gault Project are from Certificate of Obligations.

Facilities Management Department requests that PBO place an agenda item for the Commissioners Court's consideration and action on April 14, 2009. Please call me at extension 44579 if you have any questions. Your assistance in my request is greatly appreciated.

COPY TO:

Alicia Perez, Executive Manager, Administrative Operations
Joe Gieselman, Executive Manager, TNR
Don Ward, P.E., Division Director, TNR Bridge and Road
Diana Ramirez, Budget Analyst, PBO
Amy Draper, Financial Manager, FMD

Last Updated 7-2-09 at 2:28pm

PURCHASE REQUISITION NBR: 0000474139

REQUISITION BY: AMY DRAPER 854-9040

STATUS: AUDITOR APPROVAL
REASON: NEW PO - ADD'L ENGR FOR ESSC

DATE: 6/22/09

SHIP TO LOCATION: FACILITIES MANAGEMENT

SUGGESTED VENDOR: 54917 LOCKWOOD ANDREWS AND NEWMAN

DELIVER BY DATE: 12/31/09

LINE NBR	DESCRIPTION	QUANTITY	UOM	UNIT COST	EXTEND COST	VENDOR PART NUMBER
1	ADDITIONAL CIVIL ENGINEERING SERVICES FOR SITE DEVELOPMENT PERMIT FOR PHASE II OF EAST SERVICE CENTER PROJECT POC: ROGER EL KHOURY 854-4579 COMMODITY: IMPVMENT'S OTHER THAN BLD SUBCOMMOD: ENGINEERING SVC -LND IMPR	71500.00	DOL	1.0000	71500.00	
2	REIMBURSABLES COMMODITY: IMPVMENT'S OTHER THAN BLD SUBCOMMOD: ENGINEERING SVC -LND IMPR	3230.00	DOL	1.0000	3230.00	
REQUISITION TOTAL:					74730.00	

ACCOUNT INFORMATION

LINE #	ACCOUNT	PROJECT	%	AMOUNT
1	51014058018122	CAPITAL OUTLAY XESC01 Eastside Service Center	100.00	71500.00
2	51014058018122	CAPITAL OUTLAY XESC01 Eastside Service Center	100.00	3230.00
				74730.00

REQUISITION IS IN THE CURRENT FISCAL YEAR.

Account Balance Inquiry

Account number 510-1405-801.81-22
 Fund : 510 L/T CERT OF OBLIG, 2008
 Department : 14 FACILITIES MANAGEMENT
 Division : 05 PROJECT MANAGEMENT SVCS
 Activity basic : 80 CAPITAL PROJECTS
 Sub activity : 1 GENERAL GOVERNMENT
 Element : 81 CAPITAL OUTLAY
 Object : 22 IMPROV OTHER THAN BLDG

Original budget	:	:	0	
Revised budget	:	:	74,730	06/25/2009
Actual expenditures - current	:	:	.00	
Actual expenditures - ytd	:	:	.00	
Unposted expenditures	:	:	.00	
Encumbered amount	:	:	.00	
Unposted encumbrances	:	:	.00	
Pre-encumbrance amount	:	:	74,730.00	
Total expenditures & encumbrances:	:	:	74,730.00	100.0%
Unencumbered balance	:	:	.00	0.0

F5=Encumbrances F7=Project data F8=Misc inquiry
 F10=Detail trans F11=Acct activity list F12=Cancel F24=More keys



TRAVIS COUNTY PURCHASING OFFICE

Cyd V. Grimes, C.P.M., Purchasing Agent

314 W. 11th Street, Room 400 Austin, Texas 78701 (512) 854-9700 Fax (512) 854-9185

Approved by: _____

M. Beil 6-26-09

Voting Session: Tuesday, July 7, 2009

REQUESTED ACTION: APPROVE ORDER EXEMPTING THE PURCHASE OF MECHANICAL ELECTRICAL AND PLUMBING (MEP) ENGINEERING SERVICES FOR BUILDINGS B155, B185, B188, AND B230 AT TCCC FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE TEXAS LOCAL GOVERNMENT CODE.

Points of Contact:

Purchasing: Diana Gonzalez

Department: Sheriff's Office, Greg Hamilton, Sheriff; Mark Stefanov, P.E., Facilities Engineer

County Attorney (when applicable): John Hille

County Planning and Budget Office: Leroy Nellis

County Auditor's Office: Susan Spataro and Jose Palacios

➤ **Purchasing Recommendation and Comments:** Purchasing concurs with the department and recommends approval of requested action. This procurement action met the compliance requirements as outlined by the statutes.

Exemption order is requested for the procurement of Professional Mechanical, Electrical and Plumbing (MEP) Engineering Services for Buildings B155, B185, B188 and B230 at TCCC for HVAC systems upgrade. The Engineering Services will include design of the HVAC systems.

The Travis County Sheriff's Office Senior Engineer, Mark Stefanov, recommends the selection of Page Southerland Page (PSP) to provide MEP Engineering Services. PSP has first-hand knowledge needed for a Correctional Facility and are familiar with the Texas Commission on Jail Standards that specialize in design for inmate housing units. In the past, good engineering judgement has not been adequately used to address items that relate to inmate housing versus normal HVAC design, possibly due to the specialization in jails. This can range from differences for humidity control, required air changes per hour, to integrating HVAC systems with jail smoke evacuation systems. The older buildings being retrofitted were designed by those who did not have this knowledge, which is why the challenge to fix it becomes greater. This requires a Firm and Project engineer who have knowledge on the correct trade offs to make versus starting over with a new building.

Upon the Court's approval of the Exemption Order, TCSO and Purchasing will attempt to negotiate with Page Southerland Page at a fair and reasonable price. TCSO estimates the design for all four buildings will be approximately \$44,000.

➤ **Contract Expenditures:** Within the last 12 months \$0.00 has been spent against this contract.

Not applicable

➤ **Contract-Related Information:**

Award Amount: NA
Contract Type: Professional Services
Contract Period: TBD

➤ **Solicitation-Related Information:**

Solicitations Sent: NA Responses Received: NA
HUB Information: NA % HUB Subcontractor: NA

➤ **Special Contract Considerations:**

- Award has been protested; interested parties have been notified.
- Award is not to the lowest bidder; interested parties have been notified.
- Comments:

➤ **Funding Information:**

- Purchase Requisition in H.T.E.: Req. No.
- Funding Account(s):
- Comments:

➤ **Statutory Verification of Funding:**

Contract Verification Form: Funds Verified ____ Not Verified ____ by Auditor.



JAMES N. SYLVESTER
Chief Deputy

GREG HAMILTON
TRAVIS COUNTY SHERIFF

P.O. Box 1748
Austin, Texas 78767
(512) 854-9770
www.tcsheriff.org

PHYLLIS CLAIR
Major - Law Enforcement


DAREN LONG
Major - Corrections

MARK SAWA
Major - Administration & Support

MEMORANDUM

Project No: TCSO- 166821

TO: Diana Gonzalez, Purchasing Agent

FROM: Mark Stefanov, P.E., TCSO Senior Engineer 

DATE: June 17, 2009

SUBJECT: ENGINEERING SERVICES EXEMPTION REQUEST FOR TCCC B185-B188 B155 B230 HVAC

The Travis County Sheriffs Office Senior Engineer recommends the selection of Page Southerland Page (PSP) to provide Mechanical, Electrical, and Plumbing (MEP) engineering services. The discretionary exemption should be supported for several reasons. The engineering firms from a previous RFQ do not appear to posses the qualifications required for this work.

For the amount involved, approximately \$44K, a new RFQ would have a poor return on investment. Combining the work and using a common engineer will provide a small factor of scale design cost saving of several thousands of dollars. The projects are behind schedule with respect to capital funding. Each project would have been done separately if they had been able to be started in their separate funded fiscal years. If done this way the \$25,000 threshold would not have been surpassed.

PSP is being requested because:

1. They are well informed on the project as they have visited the site and have convinced the Travis County Sheriffs Office Senior Engineer that they understand the projects special considerations, and
2. They have demonstrated to the Travis County Sheriffs Office Senior Engineer the ability to work on the unique aspects of MEP engineering in a Correctional Facility.

Questions may be directed to the TCSO Engineer, Mark Stefanov at 854-5321.

COPY TO: Major Long (memo only via e-mail),
Major Sawa (memo only via e-mail),
TCSO Fiscal Office,
File

\\Tcso_dv\vol1\Users\StefanM\Projects\2009\TCCC B185-B188 B155 B230 HVAC\166821-SoleSourceMemoMechanical.doc



Safety, Integrity, Tradition of Service

**ORDER EXEMPTING PURCHASE OF
PROFESSIONAL MECHANICAL, ELECTRICAL AND PLUMBING SERVICES
FROM COMPETITIVE PROPOSAL REQUIREMENTS OF THE
COUNTY PURCHASING ACT**

WHEREAS, the Commissioners Court of Travis County has the authority to exempt the purchase of personal or professional services from the bidding requirements of the County Purchasing Act, TEX. LOC. GOVT. CODE ANN. sec. 262.024, and

WHEREAS, the County desires to enter into a contract with a professional engineering firm to provide Mechanical, Electrical and Plumbing Engineering Design Services for Buildings B155, B185, B188 and B230 located at Bill Price Road in Del Valle, and

WHEREAS, these services are professional services requiring special training, skills, and experience,

NOW, THEREFORE, the Commissioners Court of Travis County hereby orders that the purchase of Mechanical, Electrical and Plumbing Engineering Design Services for repairs to Buildings B155, B185, B188 and B230 located at Bill Price Road in Del Valle is exempted from the requirements of the County Purchasing Act for competitive proposals pursuant to TEX. LOC. GOVT. CODE ANN., section 262.024(a)(4), as this contract is for professional services.

Signed and entered this _____ day of _____, 2009.

Samuel T. Biscoe, County Judge

Ron Davis
Commissioner, Precinct 1

Sara Eckhardt
Commissioner, Precinct 2

Karen Huber
Commissioner, Precinct 3

Margaret Gomez
Commissioner, Precinct 4



7-2-09 at 2:28pm

TRAVIS COUNTY PURCHASING OFFICE

Cyd V. Grimes, C.P.M., Purchasing Agent

314 W. 11th Street, Room 400 Austin, Texas 78701 (512) 854-9700 Fax (512) 854-9185

24

Approved by: _____

Cyd V. Grimes 6/29/09

Voting Session: Tuesday, July 7, 2009

REQUESTED ACTION: APPROVE CONTRACT AWARD FOR PRECAST CONCRETE BRIDGE COMPONENTS, IFB #B090270-LD, TO THE LOW BIDDER, CONTECH CONSTRUCTION PRODUCTS. (TNR)

Points of Contact:

Purchasing: Loren Breland, 854-4854

Department: TNR, Joe Gieselmann, Executive Manager, Christina Jensen, 854-9383

County Attorney (when applicable): John Hille

County Planning and Budget Office: Leroy Nellis

County Auditor's Office: Susan Spataro And Jose Palacios

Other:

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action met the compliance requirements as outlined by the statutes.

This contract will provide precast long span culvert (concrete arch) bridge system components for the Fuchs Grove Road bridge replacement for TNR.

On June 2, 2009, IFB #B090270-LD, was issued to 27 vendors. Four bids were received on June 22, 2009. One of the bids received was a no-bid response. TNR has reviewed the bids and recommends award to the lowest bidder, Contech Construction Products.

- **Contract Expenditures:** Within the last 12 months \$0.0 has been spent against this requirement.

➤ **Contract-Related Information:**

Award Amount: (Fixed Amount) \$59,125.00

Contract Type: One Time Purchase

Contract Period:

➤ **Contract Modification Information:**

Modification Amount: \$0.00

Modification Type: N/A

Modification Period:

72

➤ **Solicitation-Related Information:**

Solicitations Sent: 8

Responses Received: 4

HUB Information: Vendor is not a HUB

% HUB Subcontractor: N/A

➤ **Special Contract Considerations:**

- Award has been protested; interested parties have been notified.
- Award is not to the lowest bidder; interested parties have been notified.
- Comments:

➤ **Funding Information:**

- Purchase Requisition 420289 entered in H.T.E.
- Funding Account(s): 099-4941-621-8166
- Comments:

➤ **Statutory Verification of Funding:**

Contract Verification Form: Funds Verified _____ Not Verified _____ by Auditor.

➤ APPROVED ()

DISAPPROVED ()

BY COMMISSIONERS COURT ON:

DATE

COUNTY JUDGE



TRANSPORTATION AND NATURAL RESOURCES
JOSEPH P. GIESELMAN, EXECUTIVE MANAGER

411 West 13th Street
Executive Office Building, 11th Floor
P. O. Box 1748
Austin, Texas 78767
(512) 854-9383
FAX (512) 854-4697

June 24, 2009

MEMORANDUM

TO: Cyd Grimes, County Purchasing Agent

FROM: *For* Joseph P. Gieselman, Executive Manager

SUBJECT: Place Item on Commissioners Court Agenda to Award a Materials Contract for precast concrete bridge components for Fuchs Grove Rd

Proposed Motion: Award materials contract for the above project in the amount of \$59,125 to the apparent low bidder Contech Construction Products, Inc.

Summary and Staff Recommendation: On Monday, June 22, 2009, Travis County received responses from four vendors in reference to Solicitation B090270-LD. TNR has reviewed the bids and recommends award of the contract to the apparent low bidder Contech Construction Products, Inc. for \$59,125 for work in Precinct 1.

Budgetary and Fiscal Impact: The account number for this work is 099-4941-621-8166. The commodity/sub-commodity number is 968/200. The \$59,125 is encumbered under requisition number 420289.

Required Authorizations: Planning and Budget, County Attorney's Office, Auditor's Office.

SLS:JPG:sls

CC: Jessica Rio, Planning & Budget Office
AMW Loren Breland, Purchasing
Kapp Schwebke, Auditors
Don Ward, TNR
Richard Duane, TNR
Steve Schiewe, TNR
Brunilda Cruz, TNR

RECEIVED
TRAVIS COUNTY
2009 JUN 26 AM 8:32
PURCHASING
OFFICE

Bid #B090270-LD - PRECAST LONG SPAN CULVERT (CONCRETE ARCH) BRIDGE SYSTEM COMPONENTS

Creation Date **May 27, 2009**

End Date **Jun 22, 2009 2:00:00 PM CDT**

Start Date **Jun 2, 2009 8:53:07 AM CDT**

Awarded Date **Not Yet Awarded**

B090270-LD-1-01 Precast Long Span Culvert (Concrete Arch) Bridge System					
Supplier	Unit Price	Qty/Unit	Total Price	Attch.	Docs
Contech Construction Products, Inc.	First Offer - \$59,125.00	1 / lot	\$59,125.00		Y
Agency Product Code: Agency Notes:			Supplier Product Code: Supplier Notes:		
Hanson Pipe and Precast	First Offer - \$78,635.00	1 / lot	\$78,635.00		Y
Agency Product Code: Agency Notes:			Supplier Product Code: Supplier Notes:		
TRICON PRECAST LTD.	First Offer - \$89,949.84	1 / lot	\$89,949.84	Y	Y
Agency Product Code: Agency Notes:			Supplier Product Code: Supplier Notes: Please see attachment for amount		

Supplier Totals

Contech Construction Products, Inc.		\$59,125.00
Bid Contact Gary R Young boosoc@contech-cpi.com Ph 972-659-0828	Address 4425 W. Airport Freeway, Suite 340 Irving, TX 75062	
Qualifications CISV TX		
Agency Notes:	Supplier Notes:	
Hanson Pipe and Precast		\$78,635.00
Bid Contact Matt Daniel matt.daniel@hanson.com Ph 512-385-3950	Address 801 Airport Blvd Austin, TX 78702	
Agency Notes:	Supplier Notes:	
TRICON PRECAST LTD.		\$89,949.84
Bid Contact ANN TYLER ANN@TRICONPRECAST.COM Ph 281-931-9832	Address 15055 HENRY RD HOUSTON, TX 77060	
Agency Notes:	Supplier Notes:	

**

Last Updated 7-2-09 at 2:28pm

Account number : 99-4941-621.81-66
Fund : 099 ROAD & BRIDGE FUND
Department : 49 TNR (TRANS & NATRL RESRC)
Division : 41 ROAD & BRIDGE MAINTENANCE
Activity basic : 62 INFRA-ENV SCVS (TRNS&RDS)
Sub activity : 1 TNR (TRANS & NATRL RESRC)
Element : 81 CAPITAL OUTLAY
Object : 66 PURCHSRV INFRASST DRAINAGE

Original budget :	0	
Revised budget :	145,000	10/01/2008
Actual expenditures - current :	.00	
Actual expenditures - ytd :	.00	
Unposted expenditures :	.00	
Encumbered amount :	.00	
Unposted encumbrances :	.00	
Pre-encumbrance amount :	59,125.00	
Total expenditures & encumbrances:	59,125.00	40.8%
Unencumbered balance :	85,875.00	59.2

F5=Encumbrances F7=Project data F8=Misc inquiry
F10=Detail trans F11=Acct activity list F12=Cancel F24=More keys

Purchase Requisition

Number Last Updated 7-2-09 at 2:28pm: 0000420289
 Type : 1 PURCHASE REQUISITION
 Status : AUDITOR APPROVAL
 Reason : 53935 ENCUMBER \$\$ PENDING AWARD ATTN: LOREN
 By : DONNA WILLIAMS 854-7677
 Date : 9/18/07
 Vendor : CONTECH CONSTRUCTION PRODUCTS
 Contract nbr :
 Ship to : Z1 TNR ADMIN - 11TH FLR
 Deliver by date : 6/25/09
 Buyer :
 Fiscal year code . . . : C C=Current year, P=Previous year, F=Future year

Type options, press Enter.

5=Display 8=Item extended description

Opt Line#	Quantity	UOM	Description
1	1.00	JOB	FUCHS GROVE DRAINAGE IMPROVEMENTS
			PRECAST LONG SPAN CULVERT
			BRIDGE SYSTEM COMPONENTS

COMMENTS EXIST

Total: 59125.00

F3=Exit F7=Alternate view

F9=Print

F10=Approval info F12=Cancel F20=Comments

Travis County Commissioners Court Agenda Request

Meeting Date: 07-07-2009

I. A. Requestor: Adan Ballesteros Phone # 854-9697

B. Specific Agenda Language:

Consider Interlocal Agreement with Leander Independence School District.

C. Sponsor: Sarah Eckhardt _____
County Commissioner or County Judge

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request.

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request.

RECEIVED
COUNTY JUDGE'S OFFICE
09 JUN 30 AM 11:25

Travis County Constable Pct 2	854-9697
Leander I.S.D	

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (854-9106)

- Additional funding for any department or for any purpose
- Transfer of existing funds within or between any line item budget
- Grant

Human Resources Department (854-9165)

- A change in your department's personnel (reclassifications, etc.)

Purchasing Office (854-9700)

- Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (854-9415)

- × Contract, Agreement, Travis County Code - Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to County Judge's office, Room 520, in writing by Tuesdays at 12:00 p.m. for the next week's meeting. Late or incomplete requests may be deferred to the following week's meeting.

INTERLOCAL COOPERATION AGREEMENT
BETWEEN TRAVIS COUNTY, TEXAS, AND
THE LEANDER INDEPENDENT SCHOOL DISTRICT

THIS INTERLOCAL COOPERATION AGREEMENT is made and entered into by and between the following parties: Travis County, Texas (the "COUNTY") and the LEANDER Independent School District (the "LISD").

WHEREAS, the LISD and COUNTY, acting through the Travis County Constable's Office of Precinct Two, desire to enter into an interlocal cooperation agreement pursuant to which Constable's deputies will be assigned to LISD campuses as School Resource Officers ("SRO's ") under the terms and conditions stated herein:

WHEREAS, the LISD and COUNTY have agreed to a cooperative approach in response to the problems with drugs and alcohol in which the SRO positions are an integral part;

NOW, THEREFORE, the COUNTY and the LISD agree as follows:

I.

A. The goals of this collaborative effort include, but are not limited to, the following:

1. Provide for the safety of students and staff;
2. Provide problem resolution and enforcement of laws when necessary;
3. Reduce delinquent behavior amongst youth in and around the schools;
4. Prevent and/or reduce incidents of school violence;
5. Form better communication between youth and law enforcement;
6. Establish officers as integral participants in planning efforts related to the Prevention, management, and follow-up efforts related to campus crime response and emergency response;
7. Establish officers as a resource and educational tool for campus / district staff on the recognition and consequences of criminal conduct;
8. Educate youth by providing relevant and informative educational programs.

B. All law enforcement officers, dispatchers and other personnel, who provide services pursuant to this interlocal cooperation agreement, are employees of the Constable, and the Constable shall maintain supervisory control and command over such employees. This Agreement shall not be construed to constitute an illegal restraint upon or delegation of the Constable's authority with regard to the performance of his/her duties and responsibilities under Texas law.

C. The Constable shall:

1. Engage in necessary law enforcement actions.
2. Provide for necessary officer supervision and training.

3. Provide, if desired, law enforcement related training to students by the officer in subjects agreed upon by Constable Office and LISD personnel.
4. Provide for replacement officers for those times when the primary officer assigned pursuant to this Agreement is absent due to extended sick time, vacation time, FMLA, Workers' Compensation, etc. Routine absences may not be covered due to staffing demands within the Constable's Office.

D. Each SRO is responsible for and subject to the following:

1. Reports to the campus / district administrator and is subject to assignments and duties and calendar as agreed upon by the campus / district administrator and the Constable.
2. Notify the campus / district administration in advance, when possible, regarding absences, court appearances and training.
3. During duty hours remain on school campus and attend to school activities.
4. Responses to local area law enforcement calls are to be limited to extreme emergencies and observation of criminal acts. Notification of campus administrators will be made upon departure and return when responding to local calls, circumstances permitting.
5. Provide the campus / district administration with a copy of activity reports weekly and monthly. This data will then be forwarded to the Constable's Office for compilation and reporting.
6. Attend campus meetings, briefings and training as requested by the campus / district administration.
7. Assist with the coordination of security for major school events and extracurricular activities.
8. Assist school officials in drills and simulations related to crises management, emergency response and threat mediation.
9. Perform duties consistent with law enforcement including administrative reports and duties, classroom visits and presentations, traffic enforcement and direction, security monitoring and consulting, investigation of campus crimes, parking lot monitoring, etc.
10. Participate in school safe behavior programs as appropriate.
11. Maintain confidentiality as it relates to student privacy under the Family Educational Rights and Privacy Act (FERPA).

II.

A. LISD agrees to pay COUNTY, SIX THOUSAND TWO HUNDRED NINETY-THREE AND 33/100 DOLLARS (\$6,293.33) per deputy per month for services rendered by the Constable's Office pursuant to this Agreement, calculated in accordance with the itemization of costs of providing the required services set forth in Exhibit "A" which is attached hereto and made a part hereof. Services will be provided from August 15 through June 15 of each year. Any services rendered outside of these dates will be paid

at the deputy's daily rate of pay. Payment for services shall be on a monthly basis, with the months of August and June billed at half the regular monthly rate. The monthly charge includes "straight time" pay only; it does not include overtime pay required when an SRO officer works more than 40 hours in a week pursuant to this Agreement. LISD shall pay for services rendered by the COUNTY from current revenue funds available to LISD.

B. It is contemplated that ONE (1) full-time deputy will be assigned to provide the law enforcement services described herein and that this deputy shall be assigned to areas as agreed upon by the Constable's Office and the LISD.

C. In addition to the monthly charge set out in section A above, LISD will be responsible for any overtime charges associated with the provision of services under this Agreement in accordance with the rates set forth in Exhibit "A".

D. LISD shall pay the COUNTY at the rates set forth in Exhibit "A" for the accrual time spent by any substitute deputy as if they were the standard assigned deputy.

E. COUNTY shall invoice LISD monthly for the services rendered and the LISD shall pay COUNTY for the services rendered within thirty (30) days of the date the invoice is received by LISD.

F. The Parties acknowledge that the cost to the COUNTY of providing the services described herein may change over time. Hence, the Parties agree that the COUNTY may change the monthly compensation rates stated in this section II by giving LISD a written Notice of Rate Change delivered in accordance with section IV.B at least sixty (60) days prior to the effective date of the rate change. Such Notice of Rate Change shall include an itemization of costs as set for the in Exhibit "A". If LISD does not desire to continue to receive services at the rates stated in the Notice of Rate Change, it may terminate this Agreement prior to the effective date of the rate change by giving the COUNTY written notice delivered in accordance with section IV.B. If LISD does not terminate this Agreement, LISD will be deemed to have accepted the rate change and shall pay the rates states in the Notice of Rate Change for any services provided by the Constable's Office pursuant to this Agreement on or after the effective date of the rate change.

III.

A. Initial Term. The Initial Term of this Agreement shall commence on the date of execution and shall continue in full force and effect through August 14, 2009 and will automatically renew on August 15, 2009 for another year unless sooner terminated by either party in accordance with this Agreement.

B. Renewal Terms. Subject to continued funding, this Agreement shall thereafter automatically renew each August 15 for subsequent one (1) year periods.

C. Termination. Either party may terminate this Agreement for any reason by giving the other party written notice at least thirty (30) days prior to the effective date of termination.

IV.

A. This is the entire Agreement between the COUNTY and the LISD. No other agreements, statements, or promises relating to the subject matter of this Agreement where are not contained herein shall be valid or binding. This agreement may not be amended, except in writing signed by both parties. NO OFFICIAL, AGENT, EMPLOYEE OR REPRESENTATIVE OF TRAVIS COUNTY HAS ANY AUTHORITY TO ALTER, AMEND OR MODIFY THE TERMS OF THIS CONTACT, EXCEPT IN ACCORDANCE WITH SUCH EXPRESS AUTHORITY AS MAY BE GRANTED BY THE TRAVIS COUNTY COMMISSIONERS COURT.

B. All notices under this Agreement shall be in writing and may be either hand-delivered or sent by certified mail, postage prepaid, return receipt requested, to the following addresses:

COUNTY: Constable Adan Ballesteros (or successor)
 Constable, Precinct Two
 10409 Burnet Road, Suite 150
 Austin, Texas 78758

LISD: Dr. Bret Champion (or successor)
 Post Office Box 218
 Leander, Texas 78646

C. If any provision of this Agreement is found to be invalid, illegal, or unenforceable, such invalidity, illegality, or unenforceability shall not affect the remaining provisions of this Agreement.

EXECUTED AS OF THE LATER DATE SET FORTH BELOW.

TRAVIS COUNTY, TEXAS

By: _____
 Honorable Samuel T. Biscoe
 Travis County Judge

Date

By: _____
Constable Adan Ballesteros
Constable, Precinct Two

Date

LEANDER ISD:

By: Bret Champ

Name: Bret Champion

Title: Superintendent

Date: 6/22/09

EXHIBIT "A"

- I. The cost of providing full-time deputies is \$6,293.33 per month, per deputy, calculated on the basis of the following annual costs totalling in \$75,519.94 per deputy, effective as of the date of this agreement:
- A. Salary - \$62,949.35, including a base salary of \$46,322.02 and a benefit package of \$16,627.33 per deputy.
 - B. Indirect Personnel Costs - \$2,123.80 based on 3.5% of base salary, includes administrative costs of payroll, personnel, fiscal, training, and computer support.
 - C. Supplies: \$4,063.46 per deputy, including cost of uniforms, weapons and office supplies.
 - D. Vehicles: The remaining balance of the current vehicle totalling \$12,333.33, including remaining purchase price of vehicle and associated equipment annualized at a cost of \$3083.33 per year over four years.
 - E. Vehicle Maintenance: \$3,300.00 per vehicle, including fuel, lubricants, and routine maintenance.
 - F. All unexpected costs related to fuel prices will be incurred by LISD.
- II. If any extra deputy is required on a temporary basis, LISD shall reimburse the COUNTY at the following rates: Straight time rate of \$30.26 and overtime rate of \$45.40 per hour.
- III. If an extra patrol vehicle is required on a temporary basis, LISD shall reimburse the County \$20 per hour for the use of the patrol vehicle.

Travis County Commissioners' Court Agenda Request

Meeting Date: July 7, 2009

I. A. Requestor: DEECE ECKSTEIN IGR Phone # 854-9754

B. Specific Agenda Wording:

1. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE MATTERS, INCLUDING:

A. Status update on implementation of legislation affecting Travis County in the 81st Texas Legislature, Regular Session;

B. Status report on the 81st Texas Legislature, First Called Session.

C. Sponsor: _____
County Commissioner or County Judge

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request.

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request.

SEE LIST BELOW	

III. Required Authorizations: Please check if applicable:

NONE APPLICABLE.

NAMES, PHONE NUMBERS AND EMAIL ADDRESSES OF PERSONS WHO MIGHT BE AFFECTED BY OR BE INVOLVED WITH THIS REQUEST:

Alicia Perez, Executive Manager
Administrative Operations
Phone: 854-9343

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to County Judge's office, Room 520, in writing by Tuesdays at 12:00 p.m. for the next week's meeting. Late or incomplete requests may be deferred to the following week's meeting.

Email: Alicia.Perez@co.travis.tx.us

Rodney Rhoades, Executive Manager
Planning and Budget Office

Phone: 854-9106

Email: rodney.rhoades@co.travis.tx.us

Danny Hobby, Executive Manager
Emergency Medical Services

Phone: 854-4416

Email: danny.hobby@co.travis.tx.us

Joe Gieselman, Executive Manager
Transportation and Natural Resources

Phone: 854-9383

Email: JOE.GIESELMAN@co.travis.tx.us

Roger Jefferies, Executive Manager
Justice and Public Safety

Phone: 854-4415

Email: ROGER.JEFFERIES@co.travis.tx.us

Sherrie Fleming, Executive Manager
Health and Human Services

Phone: 854-4101

Email: Sherri.Fleming@co.travis.tx.us

Cyd Grimes
Purchasing Agent

Phone: 854-9700

Email: CYD.GRIMES@co.travis.tx.us

David Escamilla
County Attorney

Phone: 854-9415

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to County Judge's office, Room 520, in writing by Tuesdays at 12:00 p.m. for the next week's meeting. Late or incomplete requests may be deferred to the following week's meeting.

Email: David.Escamilla@co.travis.tx.us

Susan Spataro

County Auditor

Phone: 854-9125

Email: Susan.Spataro@co.travis.tx.us

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to County Judge's office, Room 520, in writing by Tuesdays at 12:00 p.m. for the next week's meeting. Late or incomplete requests may be deferred to the following week's meeting.

Travis County Commissioners Court Agenda Request

Voting Session: 07/07/09
(Date)

Work Session: 07/07/09
(Date)

A.. Request made by: COUNTY ATTORNEY SHERINE E. THOMAS
Phone # 854-9513

Signature of Elected Official/Appointed Official/Executive Manager/County Attorney

B. Requested Text:

1. Receive Legal Briefing from County Attorney on issues regarding Implementation and Status of the HRMD Development Plan for Executive Manager of Administrative Operations and Director of HRMD and take appropriate action (Executive Session pursuant to Tex. Gov't. Code Section 551.071);

2. Deliberate Implementation and Status of HRMD Development Plan for Executive Manager of Administrative Operations and Director of HRMD and take appropriate action (Executive Session pursuant to Tex. Gov't. Code Section 551.072).

C. Approved by:

Signature of Commissioner(s) or County Judge

II. A. Backup memorandum and exhibits should be attached and submitted with this Agenda Request (Original and eight copies of agenda request and backup).

B. Please list all of the agencies or officials names and telephone numbers that might be affected or be involved with the request. Send a copy of this Agenda Request and backup to them:

Alicia Perez, Executive Manager, Administrative Operations 854-9343

RECEIVED
COUNTY JUDGE'S OFFICE
09 JUN 29 AM 9:19

III. Required Authorizations: Please check if applicable:

Planning and Budget Office (473-9106)

- ___ Additional funding for any department or for any purpose
- ___ Transfer of existing funds within or between any line item budget
- ___ Grant

Human Resources Department (473-9165)

- ___ A change in your department's personnel (reclassification, etc.)

Purchasing Office (473-9700)

- ___ Bid, Purchase Contract, Request for Proposal, Procurement

County Attorney's Office (473-9415)

- ___ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: This Agenda Request complete with backup memorandum and exhibits should be submitted to the County Judge's Office no later than 12:00 PM on Tuesday for the following week's meeting. Late or incomplete requests may be deferred to the next subsequent meeting.

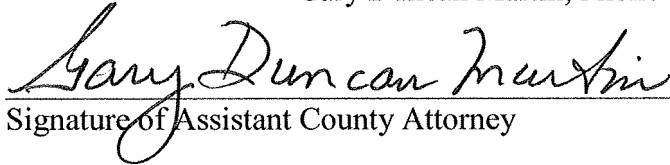
RECEIVED
COUNTY JUDGE'S OFFICE
09 JUN 29 AM 9: 23

Travis County Commissioners Court Agenda Request

Voting Session: July 7, 2009

Working Session: July 7, 2009

- A. **Request made by:** County Attorney's Office
Gary Duncan Martin, Phone 854-9513



 Signature of Assistant County Attorney

- B. **Requested Text:**

Receive briefing from the county attorney and discuss settlement proposals regarding the pending Eminent Domain proceedings in Travis County vs. Kings Gate L.P., Travis County vs. North Gate L.P. and Travis County vs. Bishops Field L.P., for the Cameron Road Extension & Bridge construction project and take appropriate action (in executive session, pursuant to TEX. GOV'T. CODE ANN. SECTION 551.071 AND 551.072.)

- C. **Approved by:** _____
Signature of Commissioner(s) or County Judge

- Backup memoranda and exhibits are attached and submitted with this Agenda Request (Original and eight copies)
- List of all agencies/officials that are affected or involved with this request:

Joseph Geiselman, Executive Manager TNR	854-9383
Steven Manilla, TNR	854-9383
Gregory Chico, TNR Land Acquisitions	854-9383
Christopher Gilmore, Assistant County Attorney	854-9513
Gary Duncan Martin, Assistant County Attorney	854-9513

TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION.
TRAVIS COUNTY HOUSING FINANCE CORPORATION
CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION
CAPITAL HEALTH FACILITIES DEVELOPMENT CORPORATION
TRAVIS COUNTY DEVELOPMENT AUTHORITY
TRAVIS COUNTY CULTURAL EDUCATION FACILITIES FINANCE CORPORATION
AGENDA REQUEST

Work Session _____ Voting Session July 7, 2009 Executive Session _____
 Date Date Date

I. A. Request made by: Samuel T. Biscoe, President
 Elected Official

B. Requested Text: Consider and take appropriate action on request to approve contract for annual independent external audit services to Lockart, Atchley & Associates, LLP.

Approved by: _____
 Signature of Samuel T. Biscoe, President

- II. A. Any backup material to be presented to the court must be submitted with this Agenda Request (Original and eight copies of agenda request and backup).
- B. Please list all of the agencies or officials' names and telephone numbers that might be affected by or involved with this request. Send a copy of this Agenda Request and backup to them:

III. Required Authorizations: Please check if applicable.

- Planning and Budget Office (473-9106)
- ___ Additional funding for any department or for any purpose
- ___ Transfer of existing funds within or between any line item
- ___ Grant
- Human Resources Department (473-9165)
- ___ A change in your department's personnel (reclassifications, etc.)
- Purchasing Office (473-9700)
- ___ Bid, Purchase Contract, Request for Proposal, Procurement
- County Attorney's Office (473-9415)
- ___ Contract, Agreement, Policy & Procedure

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted to the County Judge's office in writing by 5:00 PM on Tuesdays for the next week's meeting. Late or incomplete requests may be deferred to the next meeting.

RECEIVED
 COUNTY JUDGE'S OFFICE
 09 JUL 2 - 11 60

TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION
TRAVIS COUNTY CULTURAL EDUCATION FACILITIES FINANCE
CORPORATION
TRAVIS COUNTY HOUSING FINANCE CORPORATION
CAPITAL HEALTH FACILITIES DEVELOPMENT CORPORATION
CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION
TRAVIS COUNTY DEVELOPMENT AUTHORITY

DATE: July 7, 2009

TO: Board of Directors

FROM: Harvey L. Davis, Manager, Travis County Corporations



SUBJECT: Approve external audit contract with Lockart, Atchley & Assoc.
("Lockart").

Summary and Background Information:

The contract is patterned after the contract between Lockart and Travis County because the corporations are component units in Travis County's Comprehensive Annual Financial Report.

The contract is an annual contract with automatic renewals for a maximum total contract period of (5) five years.

The fees for the fiscal years are as follows:

September 30, 2009	\$6,020
September 30, 2010	\$6,310
September 30, 2011	\$6,560
September 30, 2015	\$6,920
September 30, 2013	\$7,210

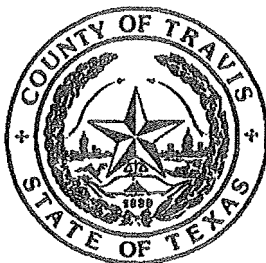
The audit fee is allocated among the corporations based on their fund balances at the end of each fiscal year.

Included in your backup is a memo from Diana Warner that recommends the Board approve the contract with Lockart.

cc: Rodney Rhoades, Executive Manager, Planning and Budget
Susan Spataro, County Auditor
Barbara Wilson, Assist. County Auditor
Leroy Nellis, Budget Manager
Mary E. Mayes, Assistant Manager

TRAVIS COUNTY
AUDITOR'S OFFICE

SUSAN A. SPATARO, CPA, CMA
COUNTY AUDITOR



TRAVIS COUNTY
ADMINISTRATION BUILDING
P.O. BOX 1748
AUSTIN, TX. 78767
(512) 854-9125
FAX: (512) 854-9164

TO: Corporations DATE: June 30, 2009
FOR: Harvey Davis, Corporations Administrator
FROM: Diana Warner, First Assistant County Auditor *Diana*
RE: Annual Independent External Audit Services contract

Since the Corporations' financial statements are included as blended component units in the financial statements of the County, we recommend that the Boards of Directors approve the contract with Lockart, Atchley & Associates, LLP ("LA&A") to perform the annual independent external audit services for the Corporations.

LA&A has informed us that they are one of the larger local firms in the Austin area and several of their partners and many of their employees have national firm experience. The firm has stated in their proposal that the partner, manager, and supervisor to be assigned to the County's audits have served in similar capacities on audits of other governmental and non-profit organizations.

Based on LA&A's proposal and discussions with the partner and manager to be assigned to the Travis County audits, we believe this firm can perform the annual audit services requested and within the timeframe required for the County to meet its reporting deadlines. In addition, we have reviewed the proposed annual fees and rates for the Corporations and they appear to be reasonable and appropriate for the professional auditing services to be performed.

If you have any questions, please call me at ext. 49125.