

Travis County Commissioners Court

SAMUEL T. BISCOE
County Judge

RON DAVIS
Commissioner, Pct. 1

SARAH ECKHARDT
Commissioner, Pct. 2

KAREN L. HUBER
Commissioner, Pct. 3

MARGARET J. GÓMEZ
Commissioner, Pct. 4



Travis County Administration Building, 314 W. 11th, Commissioners Courtroom, 1st Floor, Austin, Tx 78701

AGENDA **VOTING SESSION, TUESDAY, DECEMBER 14, 2010** **9:00 A.M.**

It is the practice of the Travis County Commissioners Court to allow the public to testify before the Commissioners Court on any item listed on this agenda whether it is posted formally as a public hearing or not.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: RACEWAY SINGLE FAMILY SUBDIVISION SECTION ONE FINAL PLAT (A SMALL LOT SUBDIVISION) (RESUBDIVISION OF LOTS 24 AND 25 NORTHRIDGE ACRES NUMBER 2 SUBDIVISION – 70 LOTS – 14.039 ACRES – GRAND AVENUE PARKWAY – APPROPRIATE FISCAL HAS BEEN POSTED WITH THE CITY OF AUSTIN – WATER AND SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER ECKHARDT) (ACTION ITEM #6)

CITIZENS COMMUNICATION

CONSENT ITEMS **(SEE LIST OF CONSENT ITEMS)**

RESOLUTIONS AND PROCLAMATIONS

2. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR TRAVIS COUNTY TO SUPPORT A RESOLUTION SUPPORTING THE TEXAS BOTTLE BILL, A RECYCLING REFUND SYSTEM FOR BEVERAGE CONTAINERS;
3. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUESTS FOR TRAVIS COUNTY TO SUPPORT LEGISLATION TO SPUR RECYCLING IN TEXAS:
 - A. A RESOLUTION SUPPORTING STATE LEGISLATION TO ESTABLISH A RECYCLING COLLECTION PROGRAM FOR DISCARDED ELECTRONIC PRODUCTS; AND
 - B. A RESOLUTION SUPPORTING STATE LEGISLATION TO ESTABLISH A RECYCLING TAKEBACK PROGRAM FOR MERCURY CONTAINING PRODUCTS. (JUDGE BISCOE AND COMMISSIONER DAVIS)

SPECIAL ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY.
5. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF THE SALE OR USE OF RESTRICTED FIREWORKS IN THE UNINCORPORATED AREA OF TRAVIS COUNTY.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

6. CONSIDER AND TAKE APPROPRIATE ACTION ON ALTERNATIVE FISCAL AGREEMENT FOR RACEWAY SINGLE FAMILY SUBDIVISION SECTION ONE FINAL PLAT (A SMALL LOT SUBDIVISION). (COMMISSIONER ECKHARDT)
7. CONSIDER AND TAKE APPROPRIATE ACTION ON THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT'S ROAD AND BRIDGE FISCAL YEAR 2010 – 2011 WORKPLAN.
8. CONSIDER AND TAKE APPROPRIATE ACTION ON A CASH SECURITY AGREEMENT WITH STREETMAN HOMES FOR SIDEWALK FISCAL FOR WEST CYPRESS HILLS SECTION 1 LOT 14 BLOCK 1 IN PRECINCT THREE. (COMMISSIONER HUBER)
9. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
 - A. A RESPONSE TO THE KIMLEY-HORN & ASSOCIATES TRAFFIC AND TRANSPORTATION ANALYSIS FOR THE FORMULA ONE UNITED STATES GRAND PRIX SITE NEAR ELROY ROAD IN PRECINCT FOUR; AND
 - B. APPLICANT'S REQUEST FOR A VARIANCE TO CHAPTER 64.121 (K)(2), TRAVIS COUNTY REGULATIONS FOR FLOOD PLAIN MANAGEMENT, TO ALTER A FLOOD PLAIN PRIOR TO RECEIVING A CONDITIONAL LETTER OF MAP REVISION FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR THE FORMULA ONE TRACK.
10. CONSIDER AND TAKE APPROPRIATE ACTION ON COUNTY COMMENTS REGARDING THE CITY OF AUSTIN'S IMAGINE AUSTIN COMPREHENSIVE PLAN ALTERNATIVE GROWTH SCENARIOS AS THEY RELATE TO THE UNINCORPORATED AREA OF TRAVIS COUNTY AND THE CITY'S FIVE-MILE EXTRATERRITORIAL JURISDICTION. (COMMISSIONER ECKHARDT)
11. APPROVE SETTING A PUBLIC HEARING DATE OF JANUARY 25, 2011 TO CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
 - A. AMENDMENT TO CHAPTER 82 TO REQUIRE A LAND USE NOTIFICATION ON THE COVER SHEET OF PLATS; AND
 - B. AMENDMENT TO TITLE 30 TO ADD SECTION 30-2-87 TO REQUIRE A LAND USE NOTIFICATION ON THE COVER SHEET OF PLATS. (COMMISSIONER DAVIS)

HEALTH AND HUMAN SERVICES DEPT. ITEMS

12. CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT WITH THE CITY OF AUSTIN, AUSTIN ENERGY FOR FISCAL YEAR 2011 TO CONTINUE THE CUSTOMER ASSISTANCE PLUS 1 PROGRAM THAT PROVIDES UTILITY ASSISTANCE FOR TRAVIS COUNTY LOW-INCOME HOUSEHOLDS THAT ARE CUSTOMERS OF AUSTIN ENERGY.

PLANNING AND BUDGET DEPT. ITEMS

13. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
 - A. AMENDMENT TO THE CONTACT WITH THE CAPITAL AREA COUNCIL OF GOVERNMENTS TO INCREASE AWARD FOR THE FISCAL YEAR 2010 SOLID WASTE ENFORCEMENT GRANT IN ORDER TO PROVIDE ADDITIONAL RESOURCES TO SUPPORT ILLEGAL DUMPING ENFORCEMENT;
 - B. CONTRACT RELEASE AGREEMENT BETWEEN ONESTAR NATIONAL SERVICE COMMISSION AND TRAVIS COUNTY FOR THE AMERICORPS GRANT IN THE HEALTH AND HUMAN SERVICES DEPARTMENT FOR THE PERIOD AUGUST 2008 TO JULY 2009; AND
 - C. PERMISSION TO CONTINUE THE FAMILY VIOLENCE PROTECTION TEAM PROGRAM IN THE COUNTY ATTORNEY'S OFFICE UNTIL THE FORTHCOMING AGREEMENT IS FULLY EXECUTED.
14. CONSIDER AND TAKE APPROPRIATE ACTION ON APPROVAL OF BROKER/DEALER APPLICANTS FOR CONDUCTING INVESTMENT BUSINESS WITH TRAVIS COUNTY.
15. APPROVE REIMBURSEMENT RESOLUTION FOR PURCHASE OF LAND, VEHICLES AND EQUIPMENT.
16. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS.
17. CONSIDER AND TAKE APPROPRIATE ACTION ON AMENDMENT NO. 7 TO INTERLOCAL AGREEMENT WITH CENTRAL HEALTH REGARDING PAYMENT FOR CASH/INVESTMENT MANAGEMENT SERVICES.

ADMINISTRATIVE OPERATIONS ITEMS

18. 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 \$658,118.37 FOR THE PERIOD OF NOVEMBER 26 TO DECEMBER 2, 2010.
19. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:

- A. MODIFICATIONS TO TRAVIS COUNTY CODE, CHAPTER 31, RISK MANAGEMENT DIVISION (RISK RESOLUTION); AND
- B. SELF-INSURING JUDGES PROFESSIONAL LIABILITY INSURANCE UNDER TRAVIS COUNTY CODE, CHAPTER 31 RISK MANAGEMENT DIVISION SECTION 31.061 PROFESSIONAL LIABILITY COVERAGE FOR JUDICIAL SERVICE.

JUSTICE AND PUBLIC SAFETY ITEMS

21. CONSIDER AND TAKE APPROPRIATE ACTION ON STAR FLIGHT REQUEST TO ACCEPT A \$10,000 AWARD FOR WINNING THE FOURTH ANNUAL AMERICAN EUROCOPTER VISION ZERO AVIATION SAFETY AWARD AND AUTHORIZE DEDICATION TO FUTURE SAFETY INITIATIVES AS REQUIRED.

PURCHASING OFFICE ITEMS

22. APPROVE MODIFICATION NO. 12 TO CONTRACT NO. 02T00005OJ, UNITEDHEALTHCARE INSURANCE COMPANY, FOR EARLY RETIREE REINSURANCE PROGRAM DATA RELEASE AND SERVICES AGREEMENT TO THE ADMINISTRATIVE SERVICES AGREEMENT.

23. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE.

24. DECLARE 320 EXPIRED BODY ARMOR VESTS AS SALVAGE AND AUTHORIZE DISPOSAL THROUGH FIBER BROKERS INTERNATIONAL PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE.

25. APPROVE CONTRACT WITH CYRUS NETWORKS, LLC DBA CYRUSONE FOR LEASE SPACE FOR DATA CENTER.

OTHER ITEMS

26. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER AMENDING THE ANNUALLY DETERMINED CONTRIBUTION RATE PLAN SELECTIONS TO INCREASE BENEFITS OF RETIREES UNDER TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM.

27. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING TRAVIS COUNTY INTEGRATED JUSTICE SYSTEM (IJS) INCLUDING:

- A. BRIEFING ON FUTURE OF IJS AT TRAVIS COUNTY;
- B. RECOMMENDATION FROM JUSTICES OF THE PEACE REGARDING CONFERENCE OF URBAN COUNTIES' TECHSHARE RESOURCE SHARING PROGRAM; AND
- C. OTHER RELATED ISSUES.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE MATTERS, INCLUDING:

- A. UPDATE ON LEGISLATIVE ACTIVITIES; AND
- B. ADDITIONS TO THE POLICY POSITIONS AND OTHER PROPOSALS SECTIONS OF THE TRAVIS COUNTY LEGISLATIVE AGENDA.

29. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING RENEWAL OF CONTRACT WITH ENVISION CENTRAL TEXAS.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON A RENEWAL BOND FOR VISITING JUSTICE OF THE PEACE, ELENA DIAZ.

31. CONSIDER AND TAKE APPROPRIATE ACTION ON REAPPOINTMENT OF PAT COGNEGLIANO TO SERVE ON THE BOARD OF THE DISPUTE RESOLUTION CENTER. (COMMISSIONER GÓMEZ)

32. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENT OF LARRY BUGEN TO THE DISPUTE RESOLUTION CENTER BOARD OF DIRECTORS FOR A 3-YEAR TERM, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2013. (COMMISSIONER HUBER)

33. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REAPPOINTMENT OF DEBORAH RISOMI TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD FOR A 3-YEAR TERM, EFFECTIVE JANUARY 1, 2011 THROUGH DECEMBER 31, 2013. (COMMISSIONER HUBER)

EXECUTIVE SESSION ITEMS

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

Note 3 Gov't Code Ann 551.074, Personnel Matters

Note 4 Gov't Code Ann 551.076, Security

Note 5 Gov't Code Ann 551.087, Economic Development Negotiations

The Commissioners Court will consider the following items in Executive Session. The Commissioners Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Commissioners Court announces that the item will be considered during Executive Session.

34. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FIRST AMENDED CONSERVATION EASEMENT AND FENCING AGREEMENT WITH 69 GRANDVIEW, L.P. IN NORTHWEST TRAVIS COUNTY IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN. (COMMISSIONER HUBER) ^{1 AND 2}

35. CONSIDER AND TAKE APPROPRIATE ACTION TO COMPLETE THE HIRING PROCESS FOR STEVE MANILLA AS EXECUTIVE MANAGER, TRANSPORTATION AND NATURAL RESOURCES.²

36. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION AND/OR CONSIDER SETTLEMENT OFFER IN SHAY MORROW V. TRACY C. HILL, CIVIL ACTION NO. A-10-CA-554-SS. ¹

37. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSAL FOR DOWNTOWN OFFICE BUILDING BY D2000, A TURN KEY DEVELOPMENT COMPANY. ^{1 AND 2}
38. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ^{1 AND 2}
39. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON APPEAL FROM TRAVIS COUNTY GRIEVANCE PANEL DECISION IN SERGIO FLORES V. PRECINCT THREE CONSTABLE RICHARD MCCAIN, PURSUANT TO TRAVIS COUNTY CODE SECTION 9.257(K). ^{1 AND 3}
40. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON REQUEST FOR FINANCIAL INCENTIVES FOR PROJECT HELIOS, A SOLAR ENERGY INITIATIVE IN NORTHEAST TRAVIS COUNTY. ⁵
41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING OPTIONS TO LIFT ORDERS REGULATING OUTDOOR BURNING AND ORDERS REGULATING FIREWORKS MORE EXPEDITIOUSLY. ¹

CONSENT ITEMS

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE THE COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF NOVEMBER 30, 2010.

ADJOURN

**AGENDA
TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 (GALLERIA)
VOTING SESSION
TUESDAY, DECEMBER 14, 2010, AT 1:30 P.M. OR
UPON ADJOURNMENT OR RECESS OF COMMISSIONERS COURT**

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS.

ADJOURN

**CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION
TRANSPORTATION POLICY BOARD MEETING
UT AUSTIN, JOE C. THOMPSON CONFERENCE CENTER
DEAN KEETON (26TH) AND RED RIVER, AUSTIN, TEXAS
ON MONDAY, DECEMBER 13, 2010, AT 6:00 P.M.**

(COPIES OF THE AGENDAS MAY BE OBTAINED BY TELEPHONING (512) 974-2275)

A QUORUM OF THE COMMISSIONERS COURT MAY ATTEND

**RRE AUSTIN SOLAR, LLC
PFLUGERVILLE SOLAR FARM SITE GROUNDBREAKING
17414 MANDA CARLSON ROAD, MANOR, TEXAS 78653
WEDNESDAY, DECEMBER 15, 2010, 10:30 A.M. — 11:30 A.M.**

A QUORUM OF THE COMMISSIONERS COURT MAY ATTEND

**TRAVIS COUNTY MEDICAL EXAMINER CONFERENCE
"DEATH INVESTIGATION FOR LAW ENFORCEMENT"
DEPARTMENT OF PUBLIC SAFETY
5805 NORTH LAMAR, BUILDING C, AUSTIN TEXAS
ON THURSDAY, DECEMBER 16 AND FRIDAY, DECEMBER 17, 2010
8:00 A.M. TO 5:15 P.M.**

A QUORUM OF THE COMMISSIONERS COURT MAY ATTEND

**RIBBON CUTTING CEREMONY
FERGUSON LANE WIDENING/TUSCANY WAY EXTENSION
AT THE INTERSECTION OF FERGUSON LANE AND TUSCANY WAY
FRIDAY, DECEMBER 17, 2010, 11:00 A.M.
(TRAVIS COUNTY, CITY OF AUSTIN AND CAPITAL METRO FUNDING)**

A QUORUM OF THE COMMISSIONERS COURT MAY ATTEND