

MINUTES OF MEETING – JANUARY 25, 2005

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 25th day of January, 2005, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners Court retired to Executive Session at 11:34 AM.

The Commissioners Court reconvened the Voting Session at 11:58 AM.

The Commissioners Court recessed the Voting Session at 12:00 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened at 1:42 PM and adjourned at 1:43 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:43 PM and adjourned at 1:43 PM.

The Commissioners Court reconvened the regular Voting Session at 1:43 PM.

The Commissioners Court retired to Executive Session at 2:00 PM.

The Commissioners Court reconvened the Voting Session at 2:28 PM.

The Commissioners Court adjourned the Voting Session at 2:32 PM.

RESOLUTIONS & PROCLAMATIONS

1. APPROVE PROCLAMATION WELCOMING LINDA MEADER, NATIONAL JUNIOR VICE-PRESIDENT OF THE LADIES AUXILIARY VFW, AND ROBERTA CARNLEY, STATE PRESIDENT, TO TRAVIS COUNTY THE WEEK OF JANUARY 27 THROUGH 30, 2005 FOR THEIR ANNUAL MID-WINTER MEETING. (COMMISSIONER SONLEITNER) (9:22 AM)

Clerk's Note: Item 1 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

CITIZENS COMMUNICATION

Members of the Court heard from: Margaret J. Gómez, Travis County Commissioner Precinct 4. (9:18 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C7, and Items 1, 2, 4, 5.A&B, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20.A&B, 21, 22, 23, 24, 26, 27.A&B, 28, and 29. (9:22 AM)

Motion carried: County Judge Samuel T. Biscoe yes
Precinct 1, Commissioner Ron Davis yes
Precinct 2, Commissioner Karen Sonleitner yes
Precinct 3, Commissioner Gerald Daugherty yes
Precinct 4, Commissioner Margaret J. Gómez yes

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF JANUARY 11, 2005.
- C4.** APPROVE AUTOMATIC BUDGET TRANSFERS.
- C5.** APPROVE SETTING A PUBLIC HEARING DATE OF FEBRUARY 15, 2005 TO RECEIVE COMMENTS REGARDING REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENT ON THE NORTH SIDE OF LOT 475, APACHE SHORES FIRST INSTALLMENT, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)

CONSENT ITEMS CONTINUED

- C6.** APPROVE SETTING A PUBLIC HEARING ON MARCH 1, 2005 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: RESUBDIVISION OF LOTS 1, 2 & 3, HILL'S BRAKER ADDITION (SHORT FORM PLAT – 4 LOTS – 5.444 ACRES – BRAKER LANE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN LIMITED PURPOSE AND 2-MILE ETJ). (COMMISSIONER SONLEITNER)
- C7.** APPROVE SETTING A PUBLIC HEARING ON MARCH 1, 2005 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS A, B & C, RESUBDIVISION OF LOT 30, NAUMANN'S CAMP SUBDIVISION AMENDED (SHORT FORM PLAT – 2 LOTS – 1.502 ACRES – HAYNIE FLAT ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC (LCRA) – NO MUNICIPAL JURISDICTION). (COMMISSIONER DAUGHERTY)

PLANNING AND BUDGET DEPT. ITEMS

- 2.** CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:22 AM)

Clerk's Note: Item 2 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

3. CONSIDER AND TAKE APPROPRIATE ACTION ON CHANGES TO THE RECOMMENDED FY 06 BUDGET GUIDELINES. (9:54 AM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Susan Spataro, Travis County Auditor; Mike Trimble, Criminal Justice Coordinator, Criminal Justice Planning (CJP); Leroy Nellis, Budget Manager, PBO; and Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Clerk’s Note: The Court discussed suggestions from Commissioner Davis included in the draft FY 06 Budget Guidelines.

Footnote 1: To include with Sheriff proposals for initiative to utilize inmates for public projects.

Footnote 2: Need to examine all substance abuse programs funded by Travis County including annual amount spent, how many participants, and what results.

The Court indicated that the language in Footnote 2 was included in the document under revised language.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to delete Footnote 1, as submitted by Commissioner Davis, from the draft FY 06 Budget Guidelines document.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	abstain
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the draft FY 06 Budget Guidelines with the changes made today, and to circulate the document to the Officials and Managers to whom budget-related documents are normally sent.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ADMINISTRATIVE OPERATIONS ITEMS

4. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR TRAVIS COUNTY EMPLOYEES AND DEPENDENTS COVERED BY THE HOSPITAL AND INSURANCE FUND FOR PAYMENT OF \$474,252.31 FOR THE PERIOD OF JANUARY 7 THROUGH JANUARY 13, 2005. (9:22 AM)

Clerk's Note: Item 4 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

5. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PROPOSED PERSONNEL AMENDMENTS: (9:22 AM)
 - A. ROUTINE PERSONNEL ACTIONS; AND
 - B. NON-ROUTINE PERSONNEL ACTION – EMERGENCY SERVICES – HIRING OF EMERGENCY AND WIRELESS COMMUNICATION MANAGER AT PAY GREATER THAN 10% ABOVE MIDPOINT, TRAVIS COUNTY CODE, SECTION 10.03007.

Clerk's Note: Items 5.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

6. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM STATE OF TEXAS TO BROADCAST THE HOUSE OF REPRESENTATIVES SESSIONS OF THE 79TH TEXAS LEGISLATURE ON TCTV ON THURSDAY OF EACH WEEK. (1:44 PM)

Members of the Court heard from: Steven Broberg, Director, Records Management Communication Resources (RMCR).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the original recommendation brought forward by Staff, which is consistent with what we have done in the past, which is to carry the House Sessions on Thursdays, as requested, knowing we may have conflicts on occasion with our Work Sessions, but that our own proceedings will be handled on our internal closed circuit system, on Channel 12; and that our Work Sessions would be broadcast at 7:00 pm that evening, unless the House Session runs past 7:00 pm.

Motion carried: County Judge Samuel T. Biscoe	no
Precinct 1, Commissioner Ron Davis	no
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

JUSTICE AND PUBLIC SAFETY ITEMS

7. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING ORDER AMENDING THE TRAVIS COUNTY CODE ADDING CHAPTER 71 FIRE CODE, WHICH ADOPTS THE FOLLOWING: (10:54 AM) (11:31 AM) (11:34 AM) (11:58 AM)

A. THE INTERNATIONAL FIRE CODE FOR TRAVIS COUNTY;

B. APPROPRIATE FEES FOR IMPLEMENTATION OF THE FIRE CODE.

Clerk’s Note: Items 7.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Simon Broussard, Travis County Fire Marshall; Barbara Wilson, Assistant County Attorney; Ron Thrower, Business Owner; and Chris Lehman, Chairman, Austin Regional Group of the Sierra Club.

Clerk’s Note: The Court further discussed Items 7.A and B at 11:31 AM.

Clerk’s Note: Judge Biscoe announced that Items 7.A and B would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis that we take another week to further review specific language regarding modification and variance criteria for Travis County, and at the same time, look at the language regarding maintenance and substitute appropriate language. We talked about substantial repairs as a possible option. Also, that we give thought to the effective date, groundbreaking versus issuance of final permit, and to include language with 50% and then 30%-50%, related to substantial repairs.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 7 to be reposted on February 1, 2005.

PURCHASING OFFICE ITEMS

8. REJECT BID RECEIVED FOR IFB NO. B050029JJ AND AUTHORIZE REBID ON REPLACEMENT OF BRIDGES 112 ON OLD MANOR ROAD, 168 ON DUNLAP ROAD AND 313 ON FITZHUGH ROAD. (TNR) (COMMISSIONER DAVIS AND COMMISSIONER DAUGHERTY) (9:22 AM)

Clerk's Note: Item 8 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

9. APPROVE PURCHASE OF LIGHTING FIXTURES FOR EAST METRO PARK BALL FIELDS FROM THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) THROUGH MUSCO LIGHTING, INC. (TNR) (COMMISSIONER DAVIS) (9:22 AM)

Clerk's Note: Item 9 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

10. APPROVE CONTRACT NO. PS050077RE WITH THE SALVATION ARMY FOR BASIC EMERGENCY NEEDS TO THE HOMELESS AND NEAR HOMELESS. (HHS & VS) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 10 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

11. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. MA040071LC, CSU-LLC, FOR XEROX MAINTENANCE SERVICES. (ITS) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 11 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 12. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 7) TO CONTRACT NO. 03T00074OJ, REFUSE COLLECTION, WITH WASTE MANAGEMENT OF TEXAS. (COUNTYWIDE) (COMMISSIONER GÓMEZ) (9:25 AM)

Members of the Court heard from: Bonnie Floyd, Assistant Purchasing Agent; Joyce Thoresen, Walnut Place Neighborhood Association; and Trek English, Travis County Resident.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the twelve-month extension in Item 12.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	no
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 13. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 03T00107OJ WITH TEXAS DISPOSAL SYSTEMS, INC. FOR CONTINGENCY CONTRACT TO REFUSE COLLECTION CONTRACT. (COUNTYWIDE) (COMMISSIONER GÓMEZ) (9:33 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the twelve-month extension in Item 13.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	abstain
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 14. APPROVE CONTRACT AWARD FOR TRAVIS COUNTY APPOINTMENT MANAGEMENT SYSTEM DEVELOPMENT SERVICES, RFP NO. P050004LC, TO SOLE PROPOSER, DURATION SOFTWARE, INC. (ITS/CRIMINAL COURTS) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 14 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

15. APPROVE PURCHASE OF ONE (1) ASPHALT DISTRIBUTOR TRUCK FROM THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE, BUYBOARD, NO. IL030067OJ. (TNR) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 15 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

16. APPROVE PURCHASE OF ONE (1) INMATE TRANSPORT VAN FROM THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE, BUYBOARD, NO. IL030067OJ. (TNR) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 16 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

17. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 03T00146RG, CENTEX MATERIALS, L.P., FOR CONCRETE & GROUT MIX. (TNR) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 17 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

18. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 04T00144LD, SCS FIELD SERVICES, FOR 290 EAST LANDFILL OPERATIONS AND MAINTENANCE SERVICES. (TNR) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 18 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

19. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 04T00122LD, TEXAS DISPOSAL SYSTEMS, INC, FOR SOLID WASTE DISPOSAL SERVICES. (TNR) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 19 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

20. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR FENCE CONSTRUCTION AND REMOVAL: (9:22 AM)

A. CONTRACT NO. 03T00147LD, H AND H FENCE CO.;

B. CONTRACT NO. 03T00148LD, VIKING FENCE CO. INC. (TNR)
(COMMISSIONER GÓMEZ)

Clerk's Note: Items 20.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

21. APPROVE ASSIGNMENT OF CONTRACT (MODIFICATION NO. 3) NO. PS000205JW FROM FATHER FLANAGAN'S BOYS TOWN OF SAN ANTONIO TO GIRLS AND BOYS TOWN OF SAN ANTONIO. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Item 21 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

22. APPROVE ASSIGNMENT OF CONTRACT (MODIFICATION NO. 1) NO. PS010047DR FROM KIDS EXCHANGE TO YOUTH AND FAMILY ALLIANCE, INC., DBA LIFEWORKS. (DRO) (9:22 AM)

Clerk's Note: Item 22 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

23. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONSTRUCTION AGREEMENT AND A PLAT FOR RECORDING IN PRECINCT THREE: CYPRESS CANYON SUBDIVISION, SECTION 2 (LONG FORM PLAT – 47 LOTS – 20.433 ACRES – ZEPPELIN DRIVE – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON/TRAVIS COUNTY WCID NO. 1D – CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:22 AM)

Clerk's Note: Item 23 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONSTRUCTION AGREEMENT AND A PLAT FOR RECORDING IN PRECINCT THREE: GREENSHORES ON LAKE AUSTIN, PHASE TWO (LONG FORM PLAT – 36 LOTS – 45.68 ACRES – PEARCE ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY OAK SHORES WATER COMPANY (MUD) – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:22 AM)

Clerk's Note: Item 24 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

25. CONSIDER AND TAKE APPROPRIATE ACTION ON A ROAD CONSTRUCTION AGREEMENT WITH SEALY HEATHERWILDE, L.P., AND NEW WELLS POINT PARTNERS, LTD. FOR THE CONSTRUCTION OF WELLS BRANCH PARKWAY AND HEATHERWILDE BOULEVARD IN NORTHEAST TRAVIS COUNTY. (COMMISSIONER SONLEITNER) (9:46 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 25.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

26. CONSIDER AND TAKE APPROPRIATE ACTION ON A PRELIMINARY PLAN IN PRECINCT ONE: HIDDEN LAKE ESTATES REVISED PRELIMINARY PLAN (551 LOTS – 336.08 ACRES – LOCKWOOD RD – SEWAGE SERVICE TO BE PROVIDED BY AQUASOURCE – CITY OF AUSTIN ETJ). (COMMISSIONER DAVIS) (9:22 AM)

Clerk's Note: Item 26 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS REGARDING TRAVIS BLUFF, A SUBDIVISION IN PRECINCT THREE: (9:22 AM)

A. THE USE OF ALTERNATIVE FISCAL;

B. THE USE OF A CASH SECURITY AGREEMENT. (COMMISSIONER DAUGHERTY)

Clerk's Note: Items 27.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED BOUNDARY AGREEMENT BETWEEN TRAVIS COUNTY, PHILIP HENDREN AND LINDA HUMPHREY AT MARY QUINLAN PARK. (9:22 AM)

Clerk's Note: Item 28 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

OTHER ITEMS

29. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:22 AM)

Clerk's Note: Item 29 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

30. DRAW NAMES FROM GRAND JURY POOL FOR ELECTED OFFICIALS SALARY GRIEVANCE COMMITTEE FOR 2005, AND TAKE APPROPRIATE ACTION. (11:26 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Clerk's Note: The members of the Commissioners Court chose the following names from the Grand Jury pool to be candidates for the Salary Grievance Committee for 2005: Robert T. Emerson, Patricia Ilgenstein, Dorothy Madison, Tony Walters, Alonzo Walter, Edward Butler, Theola Bradford, Kristin Sjoberg, Michelle Walden, Kurt Meachum, Alice Maldonado, Ellen Forman, Louis Cannatti, Anna Crawford, Albert Rodriguez, Paulette Hamilton, Walter Chamberlan, Dave Kendall, Gloria Ross, and Sylvia Little.

Discussion Only. No formal action taken.

31. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 79TH TEXAS LEGISLATURE. (A LIST MAY BE OBTAINED FROM ANY MEMBER OF THE TRAVIS COUNTY COMMISSIONERS COURT). (9:34 AM)

Clerk's Note: The Court discussed a request from County Staff to add a revision to the Purchasing Act that will allow counties to use a broker of record in the solicitation of insurance carriers.

Members of the Court heard from: Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); and Barbara Wilson, Assistant County Attorney.

Discussion Only. No action taken.

Clerk's Note: The Court discussed House Bill 470 (HB470): Relating to local delivery of aging, disability, behavioral health, and mental retardation services.

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS).

Discussion Only. No action taken.

Item 31 to be reposted on February 1, 2005.

- 32. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENTS OF COMMISSIONERS COURT MEMBERS TO VARIOUS BOARDS, COMMISSIONS AND COMMITTEES. (1:46 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to reappoint the Court members to the various boards, commissions, and committees, which would be to retain the status quo.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

- 33. CONSIDER STATUS AND TAKE APPROPRIATE ACTION ON REQUEST FOR TRAVIS COUNTY PARTICIPATION IN AUSTIN – TRAVIS COUNTY DISPARITY STUDY. (9:16 AM)

Item 33 postponed until February 8, 2005.

- 34. CONSIDER AND TAKE APPROPRIATE ACTION ON NOTICE OF INTENT FROM THE EXECUTIVE DIRECTOR OF THE TEXAS COMMISSIONER ON ENVIRONMENTAL QUALITY TO ISSUE A PERMIT TO MAGNA-FLOW INTERNATIONAL, INC. FOR THE LAND APPLICATION OF SLUDGE AT A SITE NEAR THE INTERSECTION OF TAYLOR LANE AND FM 969 IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:16 AM)

Item 34 postponed until February 1, 2005.

- 35. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENT OF THE TRAVIS COUNTY CITIZENS BOND ADVISORY COMMITTEE. (1:48 PM)

Clerk’s Note: The members of the Court each suggested the appointment of citizens to the Travis County Citizens Bond Advisory Committee.

Commissioner Sonleitner: Glen Coleman and Rod Reyna.
 Commissioner Davis: Diane Akers and Dr. Charles Akins.
 Commissioner Daugherty: David Hartman, Leonard Huber, and Steve Martin.
 Commissioner Gómez: Richard Moya and Sal Valdez.
 Judge Biscoe: Lynn Nabors.

Discussion Only. No action taken.

Item 35 to be reposted on February 1, 2004.

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

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.

- 36. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. REYMUNDO RODRIGUEZ (GEORGE WEST RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (2:29 PM)**

Clerk's Note: Judge Biscoe announced that Item 36 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign the prepared tax resale deed to George West, who has paid Travis County the amount of \$4,142.94.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

37. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. REV. J.M. MCCHRISTIAN (HUMAYUN KHALID RESALE DEED), AND TAKE APPROPRIATE ACTION. 1 (2:00 PM) (2:29 PM)

Clerk’s Note: Judge Biscoe announced that Item 37 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign the tax resale deed to Humayun Khalid, involving the property at 1000 Cassat Cove, who has paid Travis County the sum of \$3,000.00 in cash.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

38. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. TEJAS BUILDERS, INC. (CASAS ROJAS, LLC RESALE DEED), AND TAKE APPROPRIATE ACTION. 1 (2:00 PM) (2:29 PM)

Clerk’s Note: Judge Biscoe announced that Item 38 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign the tax resale deed to Casas Rojas LLC, who has paid Travis County \$6,000.00 in cash.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 39. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. JIM R. SEBREE (PORTER V. LAIRD RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (2:29 PM)

Clerk's Note: Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign the tax resale deed to Porter V. Laird, who has paid Travis County \$4,669.52, and this involves Lot 567 at Point Venture.

Motion carried: County Judge Samuel T. Biscoe yes
Precinct 1, Commissioner Ron Davis yes
Precinct 2, Commissioner Karen Sonleitner yes
Precinct 3, Commissioner Gerald Daugherty yes
Precinct 4, Commissioner Margaret J. Gómez yes

- 40. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. EARL L. AND MAUNEE STARKIE (PORTER V. LAIRD RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (2:30 PM)

Clerk's Note: Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign a second tax resale deed to Porter V. Laird, who has paid Travis County the sum of \$4,033.83 in cash, this involves Lot 767 in Point Venture.

Motion carried: County Judge Samuel T. Biscoe yes
Precinct 1, Commissioner Ron Davis yes
Precinct 2, Commissioner Karen Sonleitner yes
Precinct 3, Commissioner Gerald Daugherty yes
Precinct 4, Commissioner Margaret J. Gómez yes

41. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. TIM WOLFE AND ASSOCIATES, INC. (SEAN MURPHY RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (2:30 PM)

Clerk’s Note: Judge Biscoe announced that Item 41 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign the tax resale deed to Sean Murphy, who has paid Travis County \$100.00 in cash.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

42. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. ROBERT H. O’NEAL (INVEST SMART HOMES, INC. RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (2:31 PM)

Clerk’s Note: Judge Biscoe announced that Item 42 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize the County Judge to sign the prepared tax resale deed to Invest Smart Homes Inc., which has paid Travis County \$17,000.00 in cash.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (2:32 PM)

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge