

## **MINUTES OF MEETING – APRIL 5, 2005**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 5<sup>th</sup> day of April, 2005, the Commissioners' Court convened the regular Voting Session at 9:17 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputies Melissa Velasquez and Robert Resnick.

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

The Commissioners Court retired to Executive Session at 11:51 AM.

The Commissioners Court reconvened the Voting Session at 12:44 PM.

The Commissioners Court adjourned the Voting Session at 12:45 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened at 12:45 PM and adjourned at 12:45 PM.

**PUBLIC HEARINGS**

- 1. RECEIVE COMMENTS REGARDING REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO 5' PUBLIC UTILITY EASEMENTS, ONE ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 832 AND THE NORTH HALF OF LOT 833, APACHE SHORES SECTION 2, A SUBDIVISION IN PRECINCT THREE. (ACTION ITEM 14) (COMMISSIONER DAUGHERTY) (9:19 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 14 for a summary of the Court's action.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Sonleitner to open the public hearing.

**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	absent

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Davis to close the public hearing.

**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	absent

2. RECEIVE COMMENTS REGARDING REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 50' DRAINAGE EASEMENT LYING 35' SOUTH OF THE NORTH LOT LINE OF COMMERCIAL LOT 1 OF FOREST BLUFF SECTION 1, A SUBDIVISION IN PRECINCT ONE. (ACTION ITEM 15) (COMMISSIONER DAVIS) (9:20 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 15 for a summary of the Court's action.

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to open the public hearing.

<b>Motion carried:</b> 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	absent

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

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to close the public hearing.

<b>Motion carried:</b> 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	absent

### RESOLUTIONS & PROCLAMATIONS

3. APPROVE RESOLUTION RECOGNIZING THE 33<sup>RD</sup> YEAR OF THE RETIRED SENIOR VOLUNTEER PROGRAM (RSVP). (JUDGE BISCOE) (9:21 AM)

**Members of the Court heard from:** Fred Lugo, Program Director, Retired Senior Volunteer Program (RSVP), Travis County Health and Human Services (TCHHS); Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Jeff Campbell, Community Outreach Coordinator, TCHHS.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the resolution in Item 3.

**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	absent

### CITIZENS COMMUNICATION

**Members of the Court heard from:** Don Smith, Fire Chief, Travis County Emergency Services District 4; Paul Reynolds, Chief, Travis County Emergency Services District 4; Arista Blouin, Firefighter Cadet Class 5; Miguel Walters, Firefighter Cadet Class 5; Lawuan Jackson, Firefighter Cadet Class 5; Greg Mehaffey, Firefighter Cadet Class 5; Warren Langston, Firefighter Cadet Class 5; Ricardo Sandoval, Firefighter Cadet Class 5; Brandon Barkley, Firefighter Cadet Class 5; Charles Christopher, Firefighter Cadet Class 5; Keith Eberly, Firefighter Cadet Class 5; Ricky Virgne, Firefighter Cadet Class 5; Clint Peterson, Firefighter Cadet Class 5; Elex Williams, Firefighter Cadet Class 5; Trent Meng, Firefighter Cadet Class 5; Mark Morales, Firefighter Cadet Class 5; Travis Janda, Firefighter Cadet Class 5; Tyrone Parks, Firefighter Cadet Class 5; and Jodi Ford, Firefighter Cadet Class 5. (9:26 AM)



5. APPROVE PURCHASE OF TWO (2) CHEVROLET VEHICLES FROM THE HOUSTON-GALVESTON AREA COUNCIL INTERLOCAL AGREEMENT, NO. ILA98-858. (TNR) (COMMISSIONER GÓMEZ) (9:36 AM)

**Clerk's Note:** Item 5 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

6. APPROVE PURCHASE OF EIGHTEEN (18) FORD VEHICLES FROM THE HOUSTON-GALVESTON AREA COUNCIL INTERLOCAL AGREEMENT, NO. ILA98-858. (TNR) (COMMISSIONER GÓMEZ) (9:36 AM)

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

7. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS040093EF WITH COMMUNITIES IN SCHOOLS FOR SERVICES RELATED TO THE YOUTH AND FAMILY ASSESSMENT CENTER. (HHS & VS) (COMMISSIONER GÓMEZ) (9:36 AM)

**Clerk's Note:** Item 7 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

8. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS050054RE WITH AUSTIN AREA URBAN LEAGUE FOR WORKFORCE TRAINING. (HHS & VS) (COMMISSIONER GÓMEZ) (9:36 AM)

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

9. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS050059RE WITH CAPITAL AREA MENTAL HEALTH CENTER FOR COUNSELING SERVICES. (HHS & VS) (COMMISSIONER GÓMEZ) (9:36 AM)

**Clerk's Note:** Item 9 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 10. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS050131RE WITH AMERICAN YOUTHWORKS FOR PARKS IMPROVEMENT. (HHS & VS) (COMMISSIONER GÓMEZ) (9:36 AM)

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

- 11. APPROVE CONTRACT AWARD FOR HVAC REPAIR PROJECT, TRAVIS COUNTY USB FACILITY, (ALTERNATE NO. 2 ONLY), IFB NO. B050036RV, TO THE LOW BIDDER, THERMAL MECHANICAL CONTRACTORS, INC. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:36 AM)

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

- 12. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 04K00246JJ, WELLS BRANCH PARKWAY ROAD AND DRAINAGE IMPROVEMENTS, WITH CASH CONSTRUCTION COMPANY, LTD. (TNR) (COMMISSIONER GÓMEZ) (9:36 AM)

**Clerk’s Note:** Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 13. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE THE PURCHASING AGENT TO COMMENCE NEGOTIATIONS WITH THE HIGHEST RANKED FIRM IN REFERENCE TO RFQ NO. Q050047MB, PROFESSIONAL CONSULTING SERVICES, TCCC DESIGN-BUILD PROJECT. (COMMISSIONER GÓMEZ) (9:41 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize negotiations with Hellmuth, Obata, and Kassabaum (HOK).

**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	absent

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

14. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO 5' PUBLIC UTILITY EASEMENTS, ONE ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 832 AND THE NORTH HALF OF LOT 833, APACHE SHORES SECTION 2, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:36 AM)

**Clerk's Note:** Item 14 is the action item for the public hearing on Agenda Item 1.

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

15. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 50' DRAINAGE EASEMENT LYING 35' SOUTH OF THE NORTH LOT LINE OF COMMERCIAL LOT 1 OF FOREST BLUFF SECTION 1, A SUBDIVISION IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:36 AM)

**Clerk's Note:** Item 15 is the action item for the public hearing on Agenda Item 2.

**Clerk's Note:** Item 15 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: THE OVERLOOK AT FLINTROCK FALLS (SHORT FORM PLAT – 7 LOTS – 5.97 ACRES – PAWNEE PASS – FISCAL FOR A JOINT USE DRIVEWAY POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WCID NO. 17 – CITY OF LAKEWAY ETJ). (COMMISSIONER DAUGHERTY) (9:36 AM)

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

17. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT ONE: TRAILRIDER'S SUBDIVISION, RESUBDIVISION OF LOT 3, THIEM RANCH (LONG FORM PLAT – 15 LOTS – 43.292 ACRES – ABRAHAMSON ROAD – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – NO MUNICIPAL ETJ). (COMMISSIONER DAVIS) (9:36 AM)

**Clerk's Note:** Item 17 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

18. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT FOUR: STONEY RIDGE PHASE 1, SECTION B (LONG FORM PLAT – 178 LOTS – 35.39 ACRES – ROSS ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER GÓMEZ) (9:36 AM)

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

19. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED LICENSE AGREEMENT WITH STRATUS PROPERTIES OPERATION CO., L.P. FOR SIGNAGE AND RELATED IMPROVEMENTS IN PORTIONS OF THE RIGHT-OF-WAY OF BARTON CREEK BOULEVARD AND LOST CREEK BOULEVARD IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:36 AM)

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

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS REGARDING GERONIMO STREET IN CYPRESS ACRES A-D SUBDIVISION IN PRECINCT THREE: (9:36 AM)
- A. ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR A PORTION OF GERONIMO STREET; AND
  - B. LICENSE AGREEMENT WITH SUNLIT COVE HOME OWNER'S ASSOCIATION. (COMMISSIONER DAUGHERTY)

**Clerk's Note:** Items 20.A and B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

21. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(9:18 AM)

A. INTERLOCAL AGREEMENT WITH THE DEL VALLE INDEPENDENT SCHOOL DISTRICT FOR IMPROVEMENTS TO FM 969 AND FM 1327;  
(COMMISSIONER DAVIS & COMMISSIONER GÓMEZ)

B. ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENT TO FM 1327;  
(COMMISSIONER GÓMEZ) AND

C. AMENDMENT NO. 1 TO THE ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO FM 969. (COMMISSIONER DAVIS)

Items 21.A-C pulled from the Agenda.

22. DISCUSS AND TAKE APPROPRIATE ACTION ON A LEASE AGREEMENT WITH THE YMCA OF AUSTIN FOR THE MANAGEMENT AND OPERATION OF THE SWIMMING POOL AT EAST METRO PARK. (COMMISSIONER DAVIS)  
(9:18 AM)

Item 22 pulled from the Agenda.

23. DISCUSS AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY COMMENTS TO CAMPO BOARD OF DIRECTORS REGARDING DRAFT 2030 TRANSPORTATION PLAN. (9:50 AM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Travis County’s comments regarding the Capital Area Metropolitan Planning Organization (CAMPO) Mobility 2030 Transportation Plan.

<b>Motion carried:</b> 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	absent

**PLANNING AND BUDGET DEPT. ITEMS**

24. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:18 AM)

Item 24 not needed.

25. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:36 AM)

- A. GRANT APPLICATION TO THE DEPARTMENT OF HEALTH & HUMAN SERVICES FOR A DRUG COURT GRANT IN JUVENILE PROBATION. A NEW GRANT PROGRAM THAT PROVIDES RESOURCES FOR THE JUVENILE DRUG COURT AND THE JUVENILE ASSESSMENT CENTER;
- B. GRANT CONTRACT WITH THE OFFICE OF THE ATTORNEY GENERAL FOR AN ACCESS AND VISITATION GRANT IN THE DOMESTIC RELATIONS OFFICE. THE GRANT CONTINUES THE EXISTING PROGRAM THROUGH 09/30/05; AND
- C. GRANT CONTRACT WITH THE CAPITAL AREA COUNCIL OF GOVERNMENTS (CAPCOG) FOR A SOLID WASTE ENFORCEMENT GRANT. GRANT PROVIDES FUNDS TO PURCHASE EQUIPMENT FOR THE SOLID WASTE ENFORCEMENT PROGRAM.

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

**ADMINISTRATIVE OPERATIONS ITEMS**

26. 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 \$482,447.13 FOR THE PERIOD OF MARCH 18 THROUGH MARCH 24, 2005. (9:36 AM)

**Clerk's Note:** Item 26 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 27. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:36 AM)

**Clerk’s Note:** Item 27 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 28. RECEIVE AND TAKE APPROPRIATE ACTION ON REPORTS FOR FY05 1<sup>ST</sup> QUARTER HOSPITAL AND INSURANCE FUND AND EMPLOYEE FY04 HEALTH CARE. (10:58 AM)

**Clerk’s Note:** The Court received a report from Staff for Fiscal Year 2005 1<sup>st</sup> Quarter Hospital and Insurance Fund and Employee FY04 Health Care.

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Benefit Contract Administrator, Human Resources Management Department (HRMD); and Dan Mansour, Risk Manager, HRMD.

Discussion only. No formal action taken.

- 29. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING HAIL DAMAGE TO COUNTY PROPERTY AND VEHICLES DURING A SEVERE STORM ON MARCH 25, 2005. (11:12 AM)

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to authorize payment up to the insurance deductible amount, so repairs to County property and vehicles can be expedited.

**Motion carried:**

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



**ITEM 30 CONTINUED**

**30.** CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:

**C.** ADOPT STRATEGY TO FILL THIS POSITION TEMPORARILY AND MAKE PERMANENT HIRE, AS JOB DUTIES AND RESPONSIBILITIES REQUIRE. (10:57 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to try to make the interim appointment next Tuesday, April 12, 2005; that we post the position immediately, and that we have the other parts of the Item reposted for follow-up discussion on April 12, 2005.

**Clerk’s Note:** Commissioner Sonleitner requested that Alicia Perez, Executive Manager, Administrative Operations, and the Human Resources Department to assist the Court in terms of logical dates regarding the appointment.

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

Item 30 to be reposted on April 12, 2005.

**OTHER ITEMS**

**31.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:36 AM)

**Clerk’s Note:** Item 31 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

32. APPROVE RIGHT OF ENTRY AGREEMENT BETWEEN THE TEXAS DEPARTMENT OF TRANSPORTATION AND TRAVIS COUNTY TO SURVEY LAND IN THROCKMORTON COUNTY. (9:36 AM)

**Clerk's Note:** Item 32 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

33. APPROVE RESOLUTION PROVIDING FOR MONEY TRANSFER SERVICE QUESTIONNAIRE USER AUTHORIZATION REQUEST FOR EXECUTION OF TRANSFER OF FUNDS (WIRE TRANSFER). (9:40 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the resolution in Item 33.

<b>Motion carried:</b> 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	absent

34. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(10:24 AM)

A. RECEIVE REPORT ON PROPOSED ELECTION PRECINCT  
REALIGNMENTS; AND

B. SET A PUBLIC HEARING ON APRIL 19, 2005.

**Clerk's Note:** Items 34.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Dolores Diaz Lopez, Director, Voter Registration, Tax Office; Kim Dilling, Elections Management Coordinator, Elections Division, Travis County Clerk's Office; Tom Broyles, Travis County Resident; and Gail Fisher, Manager, Elections Division, Travis County Clerk's Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty that the report be received as presented; to schedule a public hearing for April 19, 2005, at 9:00 AM; and that it be advertised appropriately.

**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	absent

35. CONSIDER AND TAKE APPROPRIATE ACTION ON EXPENSES AND FORM AN ONGOING POLICY RELATED TO PARKING FOR ELECTION WORKERS STAFFING THE UNIVERSITY OF TEXAS EARLY VOTING POLLING SITE. (10:50 AM)

**Members of the Court heard from:** Gail Fisher, Manager, Elections Division, Travis County Clerk’s Office; and John Hille, Assistant County Attorney.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the request to purchase parking tickets for election workers for the May 7, 2005 election; and to have this Item back on the Agenda next week, April 12, 2005, for consideration of the policy for elections after that date.

**Motion carried:**

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

Item 35 to be reposted on April 12, 2005.

36. CONSIDER AND TAKE APPROPRIATE ACTION ON A LEASE AGREEMENT FOR THE USE OF NORTHCROSS MALL AS AN EARLY VOTING POLLING PLACE. (9:36 AM)

**Clerk’s Note:** Item 36 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

37. RECEIVE RACIAL PROFILING REPORT FOR CALENDAR YEAR 2004 FROM TRAVIS COUNTY PRECINCT FIVE CONSTABLE. (9:36 AM)

**Clerk’s Note:** Item 37 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

38. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(9:38 AM)

A. REQUEST FOR APPLICATION (RFA) FOR BANK DEPOSITORY CONTRACT; AND

B. NOTIFICATION OF THE RFA IN TRAVIS COUNTY NEWSPAPER.

**Clerk's Note:** Items 38.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Mary Mayes, Investment Manager, Cash/Investment Management.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Items 38.A and B.

**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	absent

39. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO HAVE TRAVIS COUNTY DECLARED A FEDERAL DISASTER AREA UNDER FEMA GUIDELINES AS A RESULT OF DAMAGE SUSTAINED ON FRIDAY, MARCH 25, 2005. (9:43 AM)

**Clerk's Note:** Judge Biscoe announced that he had signed a disaster declaration on April 4, 2005, thereby allowing Pete Baldwin, Emergency Management Coordinator, Department of Emergency Services to request state assistance to review Travis County's damage assessment.

**Members of the Court heard from:** Pete Baldwin, Emergency Management Coordinator, Emergency Services.

Discussion only. No formal action taken.

**TO BE TAKEN UP AT 11:00 A.M.**

40. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 79<sup>TH</sup> TEXAS LEGISLATURE. (A LIST MAY BE OBTAINED FROM ANY MEMBER OF THE TRAVIS COUNTY COMMISSIONERS COURT.) (11:14 AM)

**Clerk's Note:** The Court discussed Senate Bill 767 (SB767): Relating to the appraisal for ad valorem tax purposes of land included in a habitat preserve and subject to a conservation easement.

**Members of the Court heard from:** Bob Kamm, Travis County Legislative Consultant; and Kevin Connally, Environmental Specialist, TNR.

Discussion only. No formal action taken.

**Clerk's Note:** The Court discussed House Bill 420 (HB420): Relating to the eligibility of certain persons for the temporary assistance for needy families and food stamp programs. Staff requested the Court to support the passage of HB420.

**Members of the Court heard from:** Mike Trimble, Criminal Justice Coordinator, Criminal Justice Planning (CJP).

Discussion only. No formal action taken. Discussion of House Bill 420 to be reposted on April 12, 2005.

**Clerk's Note:** The Court discussed House Bill 967 (HB967): Relating to the administration of the criminal history record system.

**Members of the Court heard from:** Mike Trimble, Criminal Justice Coordinator, CJP; and Penny Rayfield, Chair, Planning Council, Re-Entry Round Table.

Discussion only. No formal action taken. Discussion of House Bill 967 to be reposted on April 12, 2005.

**Clerk's Note:** The Court discussed Senate Bill 18 (SB18): Relating to the adoption of an ad valorem tax rate by a taxing unit other than a school district.

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; and Bob Kamm, Travis County Legislative Consultant.

Discussion only. No formal action taken.

## ITEM 40 CONTINUED

**Clerk's Note:** The Court discussed House Bill 2266 (HB2266): Relating to the authority of municipalities to enact requirements that establish the sales price or limit the eligible buyers for certain housing units or residential lots.

**Members of the Court heard from:** Harvey Davis, Manager, Travis County Corporations.

Discussion only. No formal action taken.

Discussion of House Bill 2266 to be reposted on April 12, 2005.

## 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.

- 41. RECEIVE LEGAL ADVICE ON CONTRACT WITH REPUBLIC OF TEXAS BIKER RALLY FOR 2005 EVENT. <sup>1</sup> (11:51 AM) (12:44 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.

Discussion only. No formal action taken.

Item 41 to be reposted on April 12, 2005.

