

MINUTES OF MEETING – OCTOBER 25, 2005

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 25th day of October, 2005, the Commissioners' Court convened the regular Voting Session at 9:16 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 9:38 AM.

The Commissioners Court reconvened the Voting Session at 9:58 AM.

The Commissioners Court recessed the Voting Session at 11:56 AM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:40 PM and adjourned at 2:31 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, the Capital Health Facilities Development Corporation, and the Capital Industrial Development Corporation, convened at 2:31 PM and adjourned at 2:32 PM.

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

The Commissioners Court retired to Executive Session at 2:38 PM.

The Commissioners Court reconvened the Voting Session at 4:58 PM.

The Commissioners Court adjourned the Voting Session at 5:07 PM.

RESOLUTIONS & PROCLAMATIONS

2. APPROVE RESOLUTION CELEBRATING OCTOBER 25, 2005 AS “WEATHERIZATION DAY” IN TRAVIS COUNTY AND RECOGNIZING THE TRAVIS COUNTY HOUSING AND WEATHERIZATION PROGRAM. (9:33 AM)

Members of the Court heard from: Arlene Tillman, Director, Administrative Services, Travis County Health, Human Services, and Veterans Services (TCHHS&VS).

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the resolution in Item 2.

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

SPECIAL ITEMS

3. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ASSISTANCE IN RESPONSE TO HURRICANE RITA. (9:37 AM)

No action necessary on Item 3.

Item 3 to be reposted on November 1, 2005.

4. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ASSISTANCE IN RESPONSE TO HURRICANE KATRINA. (9:37 AM)

No action necessary on Item 4.

Item 4 to be reposted on November 1, 2005.

PLANNING AND BUDGET DEPT. ITEMS

5. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
 - A. APPROVE A GRANT APPLICATION TO THE TEXAS TASK FORCE ON INDIGENT DEFENSE FOR A MULTI-YEAR DISCRETIONARY GRANT TO FURTHER DEVELOP AN INDIGENT DEFENSE MENTAL HEALTH PROGRAM. THE FULL REQUESTED AMOUNT FOR THE GRANT REQUIRES AN ESCALATING COUNTY MATCH STARTING AT \$46,605, WHICH IS CURRENTLY UNFUNDED. (9:27 AM)

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

6. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:27 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.

ADMINISTRATIVE OPERATIONS ITEMS

7. 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 \$447,449.21 FOR THE PERIOD OF OCTOBER 7 THROUGH OCTOBER 13, 2005. (9:27 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS – FY'06 TEMPORARY POSITION EXTENSIONS. (9:27 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PHASE 2 OPTIONS FOR THE 5501 AIRPORT BLVD BUILDING: (10:31 AM) (5:06 PM)
 1. RELOCATE CES SERVICE CENTER, CJP, EMS, FM DIVISIONS;
 2. RELOCATE CJP, EMS AND FM DIVISIONS;
 3. RELOCATE HHS DIVISIONS FROM PALM SQUARE;
 4. CONSTRUCT A TRANSITIONAL SPACE AREA;
 5. CONSTRUCT PARKING GARAGE; OR
 6. MAINTAIN STATUS QUO.

Clerk's Note: Items 9.1-6 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Belinda Powell, Capital Planning Coordinator, Planning and Budget Office (PBO); Roger El Khoury, Director, Facilities Management; Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES); Teresa Goff, Program Manager, TCCES; Sherri Fleming, Executive Manager, TCHHS&VS; Jim Barr, Senior Project Manager, Facilities Management; and Errol Summerland, Deputy Director, Texas RioGrande Legal Aid.

Discussion Only. No formal action taken.

Items 9.1-6 to be reposted on November 8, 2005.

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (10:02 AM)

A. FACILITIES MANAGEMENT - SETTLE

B. AUSTIN ENERGY/CITY OF AUSTIN FIRE DEPT. - DENY

Clerk’s Note: Items 10.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD); Chris Edwards, Assistant City Attorney, City of Austin; and Don Ward, Division Manager, Road and Bridge, Transportation and Natural Resources (TNR).

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 10.A.

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

Discussion only on Item 10.B. No formal action taken.

Item 10.B postponed until November 15, 2005.

JUSTICE AND PUBLIC SAFETY ITEMS

11. CONSIDER AND APPROVE THE NUNC PRO TUNC (CORRECTION) ORDER TO AMEND THE TRAVIS COUNTY CODE BY ADDING CHAPTER 71 FIRE CODE. (9:27 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REVISED JOB DESCRIPTION FOR CHIEF OPERATING OFFICER IN MEDICAL EXAMINER'S OFFICE. (5:06 PM)

Item 12 postponed until November 1, 2005.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PRELIMINARY PLAN IN PRECINCT TWO: AVALON PRELIMINARY PLAN (1533 LOTS – 540.38 ACRES – KELLY LANE – NO FISCAL IS REQUIRED FOR A PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY KELLY LANE WATER CONTROL AND IMPROVEMENT DISTRICTS NOS. 1 AND 2 – CITY OF PFLUGERVILLE ETJ). (COMMISSIONER SONLEITNER) (9:27 AM)

Clerk's Note: Item 13 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

14. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A CONSTRUCTION AGREEMENT AND A PLAT FOR RECORDING IN PRECINCT ONE: ELM CREEK, SECTION 4 (LONG FORM PLAT – 77 LOTS – 19.00 ACRES – BASKET FLOWER BEND – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY M.U.D. NO. 14 - CITY OF ELGIN ETJ). (COMMISSIONER DAVIS) (9:27 AM)

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

15. CONSIDER AND TAKE APPROPRIATE ACTION ON TWO CASH SECURITY AGREEMENTS FOR BOUNDARY STREET IMPROVEMENTS FOR BRODIE SPRINGS SUBDIVISION, SECTIONS 1 AND 3 IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:27 AM)

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS: (9:16 AM)

A. APPROVE RESOLUTION IN SUPPORT OF RIVER OF TRADE CORRIDOR COALITION (ROTCC); AND

B. APPROVE MEMBERSHIP IN ROTCC.

Items 18.A and B postponed until November 1, 2005.

PURCHASING OFFICE ITEMS

19. DISCUSS AND TAKE APPROPRIATE ACTION ON NOTICE OF CHANGE IN FEES TO INCLUDE BILL STATEMENT FEE AND COIN TELEPHONE RATES, CONTRACT NO. 02T00294OJ, EVERCOM SYSTEMS, FOR TELECOMMUNICATION SERVICES FOR TRAVIS COUNTY, INCLUDING LOCAL DIAL TONE, VOICE AND DATA SERVICE, LONG DISTANCE SERVICE, AND PAY PHONE SERVICES FOR INMATES AND THE PUBLIC. (ITS, SHERIFF'S OFFICE) (COMMISSIONER GÓMEZ) (9:27 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. A. DISCLOSE RELATIONSHIP WITH KEY CONTRACTING PERSON AND APPROVE ORDER WAIVING THE REQUIREMENTS OF DISCRETIONARY CONTRACTS PURSUANT TO SECTION 32.004(F) OF THE TRAVIS COUNTY ETHICS POLICY FOR THE PURPOSE OF APPROVING CONTRACT WITH MTG MANAGEMENT CONSULTANTS, L.L.C. (MIKE TRIMBLE) (5:05 PM)

B. APPROVE CONTRACT AWARD FOR CONSULTING SERVICES WITH MTG MANAGEMENT CONSULTANTS, LLC.

Items 20.A and B postponed until November 1, 2005.

21. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 05T00122LD, CONTINENTAL BATTERY COMPANY, FOR AUTOMOTIVE STORAGE BATTERIES. (TNR) (9:27 AM)

Clerk's Note: Item 21 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

22. APPROVE TWELVE- MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 04T00040LD, SOUTHWEST CONSTRUCTORS, FOR ABATEMENT/DEMOLITION SERVICES. (TNR) (9:27 AM)

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

23. APPROVE THREE-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 03T00052LD, MILLER UNIFORMS AND EMBLEMS, FOR SHERIFF UNIFORMS. (SHERIFF) (9:27 AM)

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

24. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. 04T00174JT, SCALE FREE CO. INC., FOR WATER TREATMENT SERVICES. (FAC. MGMT., JUVENILE COURT) (9:27 AM)

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

25. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 05T00136OJ, FROST INSURANCE AGENCY, FOR EXCESS WORKERS COMPENSATION INSURANCE. (HRMD) (9:27 AM)

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

26. APPROVE MODIFICATION NO. 3 TO INTERLOCAL IL030285LC, CITY OF AUSTIN, FOR THE OPERATION AND MAINTENANCE OF THE COMBINED TRANSPORTATION, EMERGENCY & COMMUNICATIONS CENTER (CTECC). (EMERGENCY SERVICES) (9:27 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. APPROVE MODIFICATION NO. 2 TO INTERLOCAL IL040167LC, CITY OF AUSTIN, FOR THE OPERATION AND MAINTENANCE OF THE REGIONAL RADIO SYSTEM (RRS). (EMERGENCY SERVICES) (9:27 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. APPROVE MODIFICATION NO. 3 TO REVENUE CONTRACT 05R00047LC, CITY OF AUSTIN, FOR SECURITY SERVICES AT THE COMBINED TRANSPORTATION, EMERGENCY & COMMUNICATIONS CENTER ("CTECC"). (TCSO) (10:17 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Scott Burroughs, Major, TCSO; and Susan Spataro, Travis County Auditor.

Discussion Only. No formal action taken.

Item 28 postponed until November 15, 2005.

29. APPROVE CONTRACT AWARD FOR ELEVATOR MAINTENANCE SERVICES, IFB NO. B050104-RG, TO THE LOW BIDDER, EMR, INCORPORATED. (FACILITIES MANAGEMENT) (9:27 AM)

Clerk's Note: Item 29 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

30. APPROVE TWELVE-MONTH RENEWAL OF SEVENTY-EIGHT (78) INTERLOCAL AGREEMENTS AND ONE HUNDRED SIXTY-THREE (163) CONTRACTS WITH VARIOUS AGENCIES AND CONTRACTORS. (2:32 PM)

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve all of the Interlocal Agreements and Contracts except the out of County Autopsy renewals and the contract with Dr. Parungao.

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	absent

31. APPROVE MODIFICATION NO. 1 TO INTERLOCAL AGREEMENT NO. IL040243RE, AUSTIN INDEPENDENT SCHOOL DISTRICT, FOR AFTER SCHOOL PROGRAM. (HHS) (9:27 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 INTERLOCAL AGREEMENT WITH AUSTIN INDEPENDENT SCHOOL DISTRICT FOR ADULT BASIC EDUCATION SERVICES. (HHS) (10:27 AM)

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 32.

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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

33. APPROVE MODIFICATION NO. 13 TO CONTRACT NO. PS960294JW, WORKERS ASSISTANCE PROGRAM, FOR CASE MANAGEMENT SERVICES. (JUVENILE PROBATION) (9:27 AM)

Clerk’s Note: Item 33 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

34. APPROVE ORDER EXEMPTING THE PURCHASE OF A CONTROL PANEL UPGRADE FOR TRAVIS COUNTY CORRECTIONAL COMPLEX BUILDING 2 AND 3 FROM DSSI CORPORATION FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(7)(D) OF THE COUNTY PURCHASING ACT. (SHERIFF'S OFFICE) (9:27 AM)

Clerk's Note: Item 34 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

35. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS020169LB, DENTRUST DENTAL TEXAS, P.C., FOR INMATE DENTAL SERVICES. (SHERIFF) (9:27 AM)

Clerk's Note: Item 35 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

36. APPROVE CONTRACT AWARD FOR JURY IMPANELMENT SESSIONS, CONTRACT NO. LA060024ML, WITH NORRIS CONFERENCE CENTER. (DISTRICT CLERK) (10:27 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 36.

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

OTHER ITEMS

37. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:27 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 COUNTY POLICY REGARDING SPEECH ACTIVITIES ON TRAVIS COUNTY PREMISES. (9:18 AM)

Clerk's Note: Item 38 is the action item for the public hearing on Agenda Item 1.

Item 38 postponed until November 1, 2005.

39. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED AMENDMENTS TO THE TRAVIS COUNTY HOSPITAL DISTRICT'S ETHICS POLICY. (5:06 PM)

Item 39 postponed until November 1, 2005.

40. CONSIDER REVISIONS PROPOSED BY THE TRAVIS COUNTY HOSPITAL DISTRICT TO THE INTERLOCAL AGREEMENT FOR SERVICES AND TAKE APPROPRIATE ACTION. (5:06 PM)

Item 40 postponed until November 1, 2005.

41. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER TO FILL VACANCIES FOR UNEXPIRED TERM OF PRESIDING ELECTION JUDGES AND ALTERNATE PRESIDING ELECTION JUDGES FOR THE NOVEMBER 8, 2005 JOINT SPECIAL ELECTIONS FOR TRAVIS COUNTY EMERGENCY SERVICES DISTRICTS NOS. 1, 2, AND 7, THE VILLAGE OF BEE CAVE, THE CITY OF LEANDER AND PRESIDENTIAL GLEN MUD. (9:27 AM)

Clerk's Note: Item 41 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

42. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING AMENDMENTS TO THE JOINT ELECTION AGREEMENTS TO CONDUCT NOVEMBER 8, 2005 JOINT SPECIAL ELECTIONS BETWEEN TRAVIS COUNTY, TRAVIS COUNTY ESDS NOS. 1, 2, AND 7, THE VILLAGE OF BEE CAVE, THE CITY OF LEANDER, AND PRESIDENTIAL GLEN MUD: (9:27 AM)
 - A. AMENDMENT NO.1 TO ADD ELECTION DAY SERVICES FOR LAKESIDE WCID NO. 2D AND LAKESIDE MUD NO.3; AND
 - B. AMENDMENT NO. 2 TO INCLUDE PROVISIONS TO ADD A PAPER BALLOT ELECTION TO FILL A VACANCY FOR THE CITY OF LEANDER.

Clerk's Note: Items 42.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.

43. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:28 AM)
- A. INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE PFLUGERVILLE I.S.D. FOR 2006 FOR LAW ENFORCEMENT SERVICES TO BE PROVIDED BY THE TRAVIS COUNTY SHERIFF'S OFFICE;
 - B. INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE EANES I.S.D. FOR 2006 FOR LAW ENFORCEMENT SERVICES TO BE PROVIDED BY THE TRAVIS COUNTY SHERIFF'S OFFICE;
 - C. INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE DEL VALLE I.S.D. FOR 2006 FOR LAW ENFORCEMENT SERVICES TO BE PROVIDED BY THE TRAVIS COUNTY SHERIFF'S OFFICE;
 - D. CONTINUATION OF APPROPRIATE FTE SLOTS IN RELATION TO THE INTERLOCAL AGREEMENTS BETWEEN PFLUGERVILLE, EANES AND DEL VALLE I.S.D.'s; AND
 - E. ONE ADDITIONAL SLOT FOR PFLUGERVILLE I.S.D.

Clerk's Note: Items 43.A-E are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Rich Hennessey, TCSO.

Discussion Only. No formal action taken.

Items 43.A-E to be reposted on November 15, 2005.

44. CONSIDER AND TAKE APPROPRIATE ACTION TO AUTHORIZE THE PRINTING OF VOTER EDUCATION MATERIALS REGARDING TRAVIS COUNTY BOND PROPOSITIONS. (2:34 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to print 2,000 copies of the voter education materials with the picture in the middle, and 500 copies of the one-page, green version; and have the print shop print those.

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

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.

- 45. CONSIDER AND TAKE APPROPRIATE ACTION FOR APPROVAL OF THIRD AMENDMENT TO LEASE OF THE PARKING LOT AT 504 WEST 11TH STREET FOR THE PERIOD OF NOVEMBER 1, 2005 THROUGH OCTOBER 31, 2008.
^{1 AND 2} (2:38 PM) (4:58 PM)

Clerk's Note: Judge Biscoe announced that Item 45 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the proposed contract for the period of November 1, 2005 through October 31, 2008.

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

- 46. CONSIDER AND TAKE APPROPRIATE ACTION ON TEMPORARY ASSIGNMENT OF THE CHIEF OPERATING OFFICER IN MEDICAL EXAMINER'S OFFICE. ^{1 AND 3} (2:38 PM) (4:58 PM)

Clerk's Note: Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

Discussion Only. No action necessary on Item 46.

Item 46 to be reposted on November 1, 2005.

- 47. CONSIDER AND TAKE APPROPRIATE ACTION FOR THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ² (2:38 PM) (4:58 PM)

Clerk’s Note: Judge Biscoe announced that Item 47 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe and seconded by Commissioner Davis to submit a non-binding letter of intent to the owners of the building to begin purchase negotiations, and to secure the services of Investors Alliance Inc. to represent Travis County with negotiations; and that there is permission granted by the Court for Facilities Management to have appropriate conversations with potential tenants if indeed this were to move forward.

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

Item 47 to be reposted on November 1, 2005.

- 48. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONTRACT TO PURCHASE LAND FOR THE SOUTHWEST METROPOLITAN PARK AND/OR OPEN SPACE LOCATED IN PRECINCT 3. (COMMISSIONER DAUGHERTY) ^{1 AND 2} (2:38 PM) (4:59 PM)

Clerk’s Note: Judge Biscoe announced that Item 48 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney and Gov’t. Code Ann. 551.072, Real Property.

Discussion Only. No action necessary on Item 48.

Item 48 to be reposted on November 1, 2005.

49. RECEIVE LEGAL BRIEFING ON COUNTY OPTIONS IN CASES WHERE PROPERTY OWNERS HAVE CONSTRUCTED ENCROACHMENTS IN COUNTY RIGHT-OF-WAY WITHOUT THE PERMISSION OR KNOWLEDGE OF TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. ¹ (2:38 PM) (5:00 PM)

Clerk's Note: Judge Biscoe announced that Item 49 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion Only. No formal action taken.

Item 49 to be reposted on November 15, 2005.

50. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LEASE/PURCHASE AGREEMENT FOR THE JP/CONSTABLE PCT. 2 OFFICES AT 10409 BURNET ROAD. ² (2:38 PM) (5:00 PM)

Clerk's Note: Judge Biscoe announced that Item 50 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Discussion Only. No formal action taken.

Item 50 to be reposted on November 1, 2005.

51. CONSIDER AND TAKE APPROPRIATE ACTION ON OFFICE SPACE LEASE PROPOSALS FOR COUNSELING AND EDUCATION SERVICES. ² (2:38 PM) (5:00 PM)

Clerk's Note: Judge Biscoe announced that Item 51 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

Discussion Only. No formal action taken.

Item 51 to be reposted on November 8, 2005.

54. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. RANDALL A. KRAATZ (HUNAID HALAI RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:38 PM) (5:01 PM)

Clerk’s Note: Judge Biscoe announced that Item 54 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 Hunaid Halai, who has paid Travis County the sum of \$2,250.00 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	absent

55. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. ROBERT W. AND ROBERTA L. DALSTROM (HUNAID HALAI RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:38 PM) (5:02 PM)

Clerk’s Note: Judge Biscoe announced that Item 55 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 Hunaid Halai, who has paid Travis County the sum of \$2,750.00 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	absent

58. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. JACKSON LEORA ROWE (JACQUELINE STONE RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:38 PM) (5:03 PM)

Clerk’s Note: Judge Biscoe announced that Item 58 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 Jacqueline Stone, who has paid Travis County the sum of \$43,353.24 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	absent

59. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. MARLIN AND IRENE STAVINOHA (JESUS VERDUZCO RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:38 PM) (5:03 PM)

Clerk’s Note: Judge Biscoe announced that Item 59 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 Jesus Verduzco, who has paid Travis County the sum of \$7,228.11 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	absent

60. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. RAYMOND E. DERHAMMER (JINSONG WU RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:38 PM) (5:04 PM)

Clerk's Note: Judge Biscoe announced that Item 60 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 Jinsong Wu, who has paid Travis County \$2,862.42 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	absent

61. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON TAX REBATE AGREEMENT WITH SAMSUNG AUSTIN SEMICONDUCTOR L.L.C. ¹ (2:38 PM)

Item 61 postponed until November 1, 2005.

62. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON TAX ABATEMENT AGREEMENT WITH HOME DEPOT U.S.A. INC. ¹ (2:38 PM)

Item 62 postponed until November 1, 2005.

THE FOLLOWING ITEMS ARE ADDENDA:

- A1. A. AUTHORIZE TNR TO USE \$17,210.00 FROM THE ALLOCATED RESERVE ACCOUNT 001-9800-981-9892 TO COVER A FUNDING SHORTFALL FOR THE CONSULTANT CONTRACT AWARD FOR THE WALNUT CREEK EROSION AND FLOODING PROJECT. (9:27 AM)
- B. AWARD A PROFESSIONAL SERVICES CONTRACT TO ALAN PLUMMER AND ASSOCIATES, INC. IN THE AMOUNT OF \$47,210.00 FOR THE WALNUT CREEK EROSION AND FLOODING PROJECT.

Clerk's Note: Items A1.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.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSAL FROM JOSEPH L. LESSARD TO PERFORM SERVICES ASSIGNED TO EMERGENCY SERVICES AND CRIMINAL JUSTICE PLANNING. (EXECUTIVE SESSION ALSO, PURSUANT TO GOV'T CODE ANN 551.071) (2:38 PM)
(5:04 PM)

Clerk's Note: Judge Biscoe announced that Item A2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

Discussion Only. No formal action taken.

Item A2 to be reposted on November 1, 2005.

