

MINUTES OF MEETING – JANUARY 24, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 24th day of January, 2006, the Commissioners' Court convened the regular Voting Session at 9:12 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 Robert Resnick and Deputy Deborah Mendez.

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 11:35AM.

The Commissioners Court reconvened the Voting Session at 12:32 PM.

The Commissioners Court recessed the Voting Session at 12:32 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened at 2:06 PM and adjourned at 2:07 PM.

The Commissioners Court reconvened the regular Voting Session at 2:07 PM.

The Commissioners Court adjourned the Voting Session at 2:36 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN
PRECINCT THREE: AMENDED PLAT OF LOTS 14, 15 AND 16 OF THE
BUFFALO GAP SUBDIVISION - (1.29 ACRES – LAKE LOOP - NO FISCAL
REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY PRIVATE SEPTIC
SYSTEM – CITY OF LAKEWAY ETJ) (COMMISSIONER DAUGHERTY)
(ACTION ITEM # 7) (9:13 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 7 for a summary of the action item.

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 A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE OLD BEE CAVE ROAD RIGHT-OF-WAY, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (ACTION ITEM # 8) (9:13 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 8 for a summary of the action item.

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis 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, TNR; and Tom Nuckols, Assistant County Attorney.

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

CITIZENS COMMUNICATION

Clerk's Note: No speakers addressed the Court at this time. (9:15 AM)

Clerk's Note: Commissioner's Court revisited Citizens Communication at 9:31 AM.

Members of the Court heard from: Tom Jones, President, Bluffs at Eanes Creek Neighborhood Association.

CONSENT ITEMS

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C7, and Items 6.A&B, 7, 8, 10, 12, 13, 14.A&B, 15, 16, 18, 19.A&B, 22.A&B, 23, 24, 25, 26, 27, 29, 30, and 31. (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	absent

- 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 10, 2006.
- C4. APPOINT BUD BROEKER TO SERVE AS A PRECINCT 3 APPOINTEE TO THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD #6, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 2007. (COMMISSIONER DAUGHERTY)
- C5. APPOINT NOEL GEORGE JETT TO SERVE ON THE TRAVIS COUNTY EMERGENCY SERVICE BOARD #12 AS FIRE COMMISSIONER, EFFECTIVE JANUARY 2006 THROUGH DECEMBER 2007. (COMMISSIONER DAVIS)
- C6. APPROVE PROCLAMATION WELCOMING SANDY GERMANY TO AUSTIN ON THE OCCASION OF HER OFFICIAL VISIT TO THE LADIES AUXILIARY TO THE VETERAN'S OF FOREIGN WARS. (COMMISSIONER SONLEITNER)
- C7. APPROVE PROCLAMATION RECOGNIZING WESLEY UNITED METHODIST CHURCH MEN'S DAY PROGRAM ON SUNDAY, JANUARY 29, 2006. (JUDGE BISCOE)

RESOLUTIONS & PROCLAMATIONS

3. APPROVE PROCLAMATION RECOGNIZING THE MONTH OF JANUARY 2006 AS “MENTORING MONTH” IN TRAVIS COUNTY. (COMMISSIONER SONLEITNER) (9:15 AM)

Members of the Court heard from: Leroy Nellis, Budget Manager Planning and Budget Office (PBO); and Kathrin Brewer, Executive Director, Austin Partners in Education.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve 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

SPECIAL ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:24 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; and Simon Broussard, Travis County Fire Marshall.

Clerk’s Note: Judge Biscoe announced that by taking no action the prohibition against outdoor burning stays in place.

Discussion Only. No formal action taken.

- 5. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER DECLARING LOCAL DISASTER TO ADDRESS THE POTENTIAL THREAT OF WILDFIRES DUE TO DROUGHT AND ADVERSE WEATHER CONDITIONS AND BANNING THE USE OF COMBUSTIBLE MATERIALS, INCLUDING FIREWORKS, IN OUTDOOR ENVIRONMENTS, PURSUANT TO SECTION 418.108 OF THE GOVERNMENT CODE. (9:29 AM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis to renew the recommended order.

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 5 to be reposted on January 31, 2006.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 6. A. CONSIDER AND TAKE APPROPRIATE ACTION ON A DEVELOPMENT AND PARKLAND DEDICATION AGREEMENT WITH MAK MARSHALL RANCH FOR THE DEDICATION OF APPROXIMATELY 75 ACRES OF PARKLAND CONNECTING TO TRAVIS COUNTY'S SOUTHEAST METROPOLITAN PARK AND FOR THE COUNTY'S DEVELOPMENT OF PARK IMPROVEMENTS THEREIN. (9:22 AM)

- B. CONSIDER AND TAKE APPROPRIATE ACTION ON AN EXEMPTION ORDER FOR PROFESSIONAL ENGINEERING DESIGN SERVICES WITH CUNNINGHAM ALLEN FOR PARK IMPROVEMENTS RELATING TO TRAVIS COUNTY'S SOUTHEAST METROPOLITAN PARK AND AUTHORIZE PURCHASING AGENT AND TNR EXECUTIVE MANAGER TO COMMENCE NEGOTIATION PURSUANT TO THE COUNTY PURCHASING ACT, TEX. LOCAL GOVERNMENT CODE, ANN. SECTION 262.062(a)(4). (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Items 6.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.

7. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 14, 15 AND 16 OF THE BUFFALO GAP SUBDIVISION - (1.29 ACRES – LAKE LOOP - NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY PRIVATE SEPTIC SYSTEM – CITY OF LAKEWAY ETJ) (COMMISSIONER DAUGHERTY) (9:22 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.

Clerk's Note: Item 7 is the action item for the public hearing on Agenda Item 1.

8. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE OLD BEE CAVE ROAD RIGHT-OF-WAY, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:22 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.

Clerk's Note: Item 8 is the action item for the public hearing on Agenda Item 2.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO USE ALTERNATIVE FISCAL FOR STONEY RIDGE PHASE B SECTION TWO, A SUBDIVISION IN PRECINCT 4. (COMMISSIONER GOMEZ) (9:12 AM)

Item 9 postponed until January 31, 2006

10. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONSTRUCTION AGREEMENT AND A PLAT FOR RECORDING IN PRECINCT ONE: FOREST BLUFF SECTION 5 SUBDIVISION (LONG FORM PLAT – 63 LOTS – 11.176 ACRES – WILDLEAF DRIVE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY HORNSBY BEND UTILITY COMPANY – CITY OF AUSTIN ETJ) (COMMISSIONER DAVIS) (9:22 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: DINNEEN SPICEWOOD ADDITION (SHORTFORM PLAT – 1 LOT – 1.010 ACRES – SH 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – NO MUNICIPAL ETJ) (COMMISSIONER DAUGHERTY) (9:44 AM)

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, TNR; James Bellevue, Attorney Representing Polson Investments, LLC.; John Ritter, Representative for Mr. Dinneen; and Al Dinneen, Property Owner.

Discussion Only. No formal action taken.

Item 11 to be reposted on January 31, 2006

12. CONSIDER AND TAKE APPROPRIATE ACTION ON FIRST AMENDMENT TO NORTHEAST METRO PARK UTILITIES INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF PFLUGERVILLE. (COMMISSIONER SONLEITNER) (9:22 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.

Clerk's Note: Judge Biscoe noted that the amount to the City of Pflugerville is \$383,608.00

13. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO USE ALTERNATIVE FISCAL FOR AVALON PHASE 1, A SUBDIVISION IN PRECINCT 2. (COMMISSIONER SONLEITNER) (9:22 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. A. APPROVE PROVIDER/FIRST RESPONDER AGREEMENT BETWEEN AUSTIN-TRAVIS COUNTY EMS AND TRAVIS COUNTY FOR FIRST RESPONDERS IN COUNTY PARKS. (9:22 AM)
- B. AUTHORIZE COUNTY ADMINISTRATOR OF FIRST RESPONDER PROGRAM TO SIGN APPLICATION TO RENEW FIRST RESPONDER ORGANIZATION REGISTRATION AT TEXAS DEPARTMENT OF STATE HEALTH SERVICES. (9:22 AM)

Clerk's Note: Items 14.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.

ADMINISTRATIVE OPERATIONS ITEMS

15. 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 \$613,058.84 FOR THE PERIOD OF JANUARY 6, 2006 THROUGH JANUARY 12, 2006. (9:22 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.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:22 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.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

17. DISCUSS RECOMMENDATIONS REGARDING TRAVIS COUNTY INDIGENT BURIAL SERVICES PROGRAM. (10:03 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services, (TCHHS&VS); Christy Moffett, Social Services Manager, Travis County's Palm Square Community Center; Cheryl Brown, Executive Assistant, Travis County Judge's Office; and Mary Etta Gerhardt, Assistant County Attorney.

Discussion Only. No formal action taken.

Item 17 to be reposted on January 31, 2006

18. CONSIDER AND TAKE APPROPRIATE ACTION TO AUTHORIZE TRAVIS COUNTY HEALTH AND HUMAN SERVICES AND VETERAN SERVICES TO ACCEPT DONATED EQUIPMENT (FILE CABINETS) FROM A PRIVATE BUSINESS, STEELCASE OF GRANDS RAPIDS, MISSOURI. (9:22 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.

PLANNING AND BUDGET DEPT. ITEMS

19. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:22 AM)

A. GRANT APPLICATION TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT FOR A \$4.2 MILLION HAZARD MITIGATION GRANT PROGRAM IN TRANSPORTATION AND NATURAL RESOURCES TO PURCHASE REPETITIVE LOSS PROPERTIES IN THE FLOODPLAIN. THE GRANT PROGRAM REQUIRES A \$1.4 MILLION GRANT MATCH FROM COUNTY FUNDS, \$507,626 OF WHICH MAY BE AVAILABLE IN EXISTING CERTIFICATES OF OBLIGATION.

B. GRANT APPLICATION TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT FOR A FY 06 PRE-DISASTER MITIGATION PROGRAM IN TRANSPORTATION AND NATURAL RESOURCES TO VOLUNTARILY ACQUIRE UP TO NINE PROPERTIES IN THE FLOODPLAIN OF LAKE TRAVIS. THE GRANT MATCH IN 'A' ABOVE MAY SATISFY THE GRANT MATCH HERE.

Clerk's Note: Items 19.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.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:23 AM)

Members of the Court heard from: Bob Vann, Constable, Precinct 2; Leroy Nellis, Budget Manager PBO; and Linda Moore Smith, Director, Human Resources Management Department (HRMD).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve Item 20, Constable, Precinct 2 requests.

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

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the rest of the Items, FT1 through FT8.

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

PURCHASING OFFICE ITEMS

- 21. CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT RENEWAL, CONTRACT NO. PS050209RE, COLETTE HOLT & ASSOCIATES, FOR HUB PROGRAM CONSULTING SERVICES THROUGH MAY 31, 2006. (COMMISSIONER GÓMEZ) (9:35 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent and Sylvia Lopez, Historically Underutilized Business Program Coordinator, Purchasing.

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to approve Item 21.

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

- 22. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR TRANSMISSION REPAIR SERVICES:

- A. CONTRACT NO. 05T00170LD, AAMCO NORTH; AND
- B. CONTRACT NO. 05T00171LD, COTTMAN TRANSMISSION. (TNR) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk’s Note: Items 22.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.

- 23. APPROVE FINAL REIMBURSEMENT PAYMENT FOR INTERLOCAL AGREEMENT NO. IL010 113LB, CITY OF AUSTIN, FOR IMPLEMENTING RDMT REGIONAL RADIO SYSTEM PROJECT. (TCES) (COMMISSIONER GÓMEZ) (9:22 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 TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 05T00207RG, PREMIUM CUTS LAWN SERVICES, FOR GROUNDS MAINTENANCE - PARKS. (TNR) (COMMISSIONER GÓMEZ) (9:22 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. 6 TO CONTRACT NO. PS040037ML, RENEA HICKS, FOR LITIGATION SERVICES. (COUNTY ATTORNEY) (COMMISSIONER GÓMEZ) (9:22 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. 1 TO CONTRACT NO. PS040276ML, DANIEL MACKAY, MD., FOR INMATE MEDICAL SERVICES. (SHERIFF'S OFFICE) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk's Note: Judge Biscoe noted that the amount in Item 26 is \$100.00-\$150.00.

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. **REVISED:** APPROVE A TWELVE-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 04T00144LD, SCS FIELD SERVICES, FOR **THE OLD CLOSED** 290 EAST LANDFILL O & M SERVICES. (TNR) (COMMISSIONER DAVIS) (9:22 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 CONTRACT AWARD FOR THE PURCHASE OF DETENTION EQUIPMENT AND SECURITY ELECTRONICS SYSTEMS MATERIALS FROM ISI DETENTION CONTRACTING GROUP, INC AND SUBSIDIARY, (METROPLEX CONTROL SYSTEMS. (FM/GARDNER BETTS) (COMMISSIONER GÓMEZ) (9:12 AM)

Item 28 postponed until January 31, 2006.

JUSTICE AND PUBLIC SAFETY ITEMS

29. APPROVE JOINT RESOLUTION WITH THE VILLAGE OF VOLENTE, TEXAS TO ESTABLISH AN INTERJURISDICTIONAL EMERGENCY MANAGEMENT PLAN. (9:22 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.

OTHER ITEMS

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

Clerk's Note: Item 30 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

31. RECEIVE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF DECEMBER 2005. (COUNTY AUDITOR) (9:22 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. CANVASS ELECTION RETURNS AND DECLARE RESULTS FOR THE JANUARY 17, 2006 SPECIAL ELECTION TO FILL A VACANCY IN DISTRICT 48. (2:07 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Daugherty that we waive the reading of the full results and accept this summary; and to approve the canvassing, as evidence filed with the Court.

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.

- 33. RECEIVE LEGAL ADVICE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY AUTHORITY REGARDING CHILD, INC. AND RELATED FEDERAL CHILD CARE FUNDING FOR AUSTIN AND TRAVIS COUNTY RESIDENTS. ¹ (11:35 AM) (2:33 PM)

Clerk's Note: Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action necessary.

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION AND/OR CONSIDER SETTLEMENT OFFER IN SARAH CARPENTER-PINEDA V. MARGO FRASIER, ET. AL. (CIVIL RIGHTS CASE). ¹ (11:35 AM) (2:34 PM)

Clerk's Note: Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action necessary.

Item 34 to be reposted on January 31, 2006

- 35. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PURCHASE OF AN OFFICE BUILDING LOCATED AT 5555 AIRPORT BLVD., AUSTIN, TEXAS. ² (11:35 AM) (2:34 PM)

Clerk's Note: Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

Item 35 postponed until January 31, 2006.

36. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON ISSUES RAISED IN BASIC DEVELOPMENT PERMIT APPLICATION OF BILL SWINNEY AND SON DAU TRUST. ¹ (10:41 AM) (11:35 AM) (2:34 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.

Clerk's Note: Judge Biscoe announced Item 36 would also be an open court discussion.

Members of the Court heard from: Anna Rodriguez, Owner, Lone Star Redi-Mix; Bill Swinney, Trustee, Sun Dau Trust; Stacy Scheffel TNR; Tom Nuckols, Assistant County Attorney; and Fred Dennick, Engineer.

Discussion Only. No formal action taken.

Item 36 to be reposted on January 31, 2006.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN FREDRICK PLUET, (DECEASED) V. MARGO FRASIER, ET. AL. (CIVIL RIGHTS CASE). ¹ (11:35 AM) (2:35 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.

No action required on Item 37.

Item 37 pulled from the Agenda.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING STATE COMPTROLLER'S AUDIT AND TAKE APPROPRIATE ACTION. ¹ (11:35 AM) (2:35 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 Davis to follow the Staff recommendation and pay the claim made by the Texas Comptroller against Travis County in the amount of \$190,556.05, and that we direct that the source of funding for this amount of money be the Errors and Omissions Fund, which will pay for most of it, but not all of it. The balance will come from the Risk Management Fund, and that we, basically, request Staff to make this payment immediately.

A Clarification of the previous Motion was made by Commissioner Sonleitner that we process any movement between line items as an automatic transfer.

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

ADDENDA ITEMS

- A1. DISCUSS AND APPROVE THE FOLLOWING ORDERS FOR THE MARCH 7, 2006 JOINT PRIMARY ELECTION:
 A. MAIN EARLY VOTING LOCATION;
 B. EARLY VOTING PERMANENT POLLING LOCATIONS; AND
 C. EARLY VOTING MOBILE POLLING LOCATIONS. (2:09 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk and Kim Dilling, Elections Management Coordinator, Travis County Clerk’s Office.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the main early voting location, the early voting permanent polling locations, and early voting mobile polling locations.

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

- A2. DISCUSS AND APPROVE THE ORDER FOR ELECTION DAY POLLING LOCATIONS FOR THE MARCH 7, 2006 JOINT PRIMARY ELECTION. (2:16 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; Kim Dilling, Elections Management Coordinator, Travis County Clerk’s Office; and Gail Fisher, Elections Division Manager, Travis County Clerk’s Office.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the recommended Election Day polling location for the March 7, 2006 Joint Primary Election.

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

ADJOURNMENT

Motion by Commissioner Davis **seconded by** Commissioner Daugherty to adjourn the Voting Session. (2:36 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 absent

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – JANUARY 24, 2006

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 24th day of January, 2006, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 2:06 PM 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 Robert Resnick and Deputy Deborah Mendez.

The Road District Board of Directors record notes that Precinct Four Commissioner Margaret J. Gómez was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 2:07 PM.

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve the investment of funds.

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. APPROVE N.W.T.C.R.D.#3 MINUTES FOR THE MEETING OF JANUARY 10, 2006.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve the minutes 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	absent

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (2:07 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	absent

MINUTES APPROVED BY THE ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge