

MINUTES OF MEETING – MARCH 14, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 14th day of March 2006, the Commissioners' Court convened the regular Voting Session at 9:15 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 Gillian Porter.

The Commissioners Court record notes that Precinct Two Commissioner Sonleitner was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:16 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:40 PM and adjourned at 1:58 PM.

The Commissioners Court reconvened the Voting Session at 1:59 PM.

The Commissioners Court retired to Executive Session at 2:06 PM.

The Commissioners Court reconvened the Voting Session at 4:11 PM.

The Commissioners Court adjourned the Voting Session at 5:13 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Jennifer Gale, Travis County Resident.

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C3 and Items 4, 5, 7, 8, 9, 10, 14, 15, 16, 21.A, B &C, 22, 23, 24, and 25. (9:20 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	absent
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 THE FEBRUARY 14, FEBRUARY 21 AND FEBRUARY 22, 2006 VOTING SESSIONS.

SPECIAL ITEMS

- 1. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND RELATED MATTERS. (9:22 AM)

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

No action necessary on Item 1.

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

- 2. RECEIVE UPDATE REGARDING THE ASIAN GYPSY MOTH IN TRAVIS COUNTY. (9:25 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, Transportation and Natural Resources (TNR); George Nash, United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service, Plant Protection and Quarantine Division; Stuart Kuehn, State Plant Health Director (USDA), Animal and Plant Health Inspection Service, Plant Protection and Quarantine Division; Martha Laran, Travis County Resident; Dr. Neil Carman, Travis County Resident; Laurie York, Travis County Resident; and John Hille, Assistant County Attorney.

Discussion only. No action taken.

JUSTICE AND PUBLIC SAFETY ITEMS

- 3. CONSIDER AND TAKE APPROPRIATE ACTION ON A MEMORANDUM OF UNDERSTANDING FROM THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE REGARDING A PROPOSED VISITATION CENTER AT THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER. (9:25 AM) (2:06 PM) (4:11 PM)

Clerk's Note: Judge Biscoe announced that Item 3 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 move that we direct the County Attorney to negotiate with the State Lawyers and prepare an appropriate Memorandum of Understanding which involves Option 4; in which the county would take from the Housing Finance Corporation the sum of \$50,000.00 toward implementation of the Memorandum of Understanding.

Motion carried:

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

PURCHASING OFFICE ITEMS

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A CONTRACT AWARD FOR MECHANICAL, ELECTRICAL AND PLUMBING ENGINEERING SERVICES FOR AIRPORT BOULEVARD BUILDING PHASE 2 PROJECT TO THE ARIZPE GROUP, INC. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:20 AM)

Clerk's Note: Item 4 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 5. APPROVE CONTRACT AWARD FOR E-COURTROOM PROJECT COMPONENT AND IMPLEMENTATION SERVICES, RFP NO. P060081-LC, TO THE HIGHEST QUALIFIED RESPONDENT, DATA PROJECTIONS, INC. (COURTS) (COMMISSIONER GÓMEZ) (9:20 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 NINE-MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING UNISYS CORPORATION CONTRACTS: (4:56 PM)
 - A. CONTRACT NO. MA000042, FOR SYSTEM HARDWARE AND SOFTWARE MAINTENANCE SUPPORT SERVICES; AND
 - B. CONTRACT NO. 95C0150-CG, FOR UNISYS SYSTEM LICENSES. (ITS) (COMMISSIONER GÓMEZ)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 6.A&B.

Motion carried:

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

7. APPROVE MODIFICATION NO. 6 TO CONTRACT NO. 02T002150J, MILLIMAN USA, FOR ACTUARIAL SERVICES FOR THE TRAVIS COUNTY SELF-FUNDED PLAN. (HRMD) (COMMISSIONER GÓMEZ) (9:20 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 CONTRACT AWARD FOR MEDICAL GASES, IFB NO. B0600109-RG, TO THE SOLE BIDDER, AIRGAS SOUTHWEST. (MEDICAL EXAMINER'S OFFICE) (COMMISSIONER GÓMEZ) (9:20 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 CONTRACT AWARD FOR DISHWASHING AND LAUNDRY CHEMICALS, IFB NO. B060108-NB, TO THE SOLE BIDDER, ECOLAB. (SHERIFF'S OFFICE) (COMMISSIONER GÓMEZ) (9:20 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. 05AE0176JJ, LOCKWOOD, ANDREWS AND NEWNAN, INC., FOR EASTSIDE SERVICE CENTER. (FM) (COMMISSIONER DAVIS AND COMMISSIONER GÓMEZ) (9:20 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

11. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:48 AM) (1:59 PM) (2:06 PM) (4:12 PM)
- A. A PHASING AGREEMENT BETWEEN TRAVIS COUNTY AND THE DEVELOPER, FOREST CITY SWEETWATER, L.P.;
 - B. SWEETWATER RANCH SECTION 1, PRELIMINARY PLAN IN PRECINCT 3 (561 TOTAL LOTS, 544 RESIDENTIAL, 16 MUD AND HOMEOWNERS ASSOCIATION LOTS AND 1 COMMERCIAL LOT - 311.4 ACRES – STATE HIGHWAY 71 WEST – NO FISCAL REQUIRED FOR THIS PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY LAZY NINE MUD, NO ETJ); AND
 - C. SWEETWATER RANCH SECTION 2, PRELIMINARY PLAN IN PRECINCT 3 (1296 TOTAL LOTS, 1258 RESIDENTIAL, 38 MUD AND HOMEOWNERS ASSOCIATION LOTS - 735.5 ACRES – STATE HIGHWAY 71 WEST – NO FISCAL REQUIRED FOR THIS PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY LAZY NINE MUD, NO ETJ). (COMMISSIONER DAUGHERTY)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Anna Bowlin, Program Manager, Planning and Engineering, TNR; Tom Nuckols, Assistant County Attorney; Bill Gunn, Sweetwater, Ltd. Partnership, Developer, Sweet Water Subdivision; Colin Clarke, Save Our Springs Alliance; Gene Lowenthal, President, Hamilton Pool Road Scenic Corridor Coalition; Christy Muse, Hill Country Alliance; Steven Nash, Travis County Resident; Laura Gruike, Board Member, Travis Settlement Home Owners Association; Chris Hartman, Travis County Resident; Karen Huber, Travis County Resident; Mitch Mann, Travis County Resident; Leonard Huber, Travis County Resident; and Amy Jones, Travis County Resident.

Clerk's Note: The court revisited Item 11 at 1:59 PM.

Members of the Court heard from: Bill Gunn, Sweetwater, Ltd. Partnership, Developer, Sweet Water Subdivision; and Vera Messaro, Forest City Land Group.

ITEM 11 CONTINUED

Clerk’s Note: Judge Biscoe announced that Item 11 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Commissioner Daugherty to approve Items 11.A, B & C with Attachment B with the change in Number 2 where it says “may” and use whatever legal-ease we want between “will” and “shall.”

Clerk’s Note: The Motion died for lack of a second.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the phasing agreement with the following 3 conditions:

1. Highway 71 Improvements: As to Highway 71 improvements construction of streets and drainage in the subdivision shall not begin until completion of construction of the center left turn lane on Highway 71 at Pedernales Summit Parkway as required by this agreement. We have referred to those as the permanent 71 improvements.
2. Wastewater utilities: There may be no occupancy of homes until wastewater from the homes will be disposed of through wastewater lines connected to a completed and operating Texas Commission for Environmental Quality (TCEQ)-approved wastewater treatment plant.
3. Storm water treatment and Commercial Tract: Issuance of a LCRA Type 1 permit for each phase of the subdivision is required before Travis County approval of the subdivision approval plans/county development permit for that phase.

Approval subject to these conditions being met.

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

Clerk’s Note: No action taken on this matter today because no action secured the approval of the majority of the Commissioners Court.

- 12. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED POLICY RELATING TO REGULATING OBSTACLES IN THE COUNTY RIGHT-OF-WAY. (4:15 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Joseph Berkel, Board member, River Place Home Owners Association.

Discussion only. No formal action taken.

- 13. CONSIDER AND TAKE APPROPRIATE ACTION ON THE TRAVIS COUNTY LOW INCOME REPAIR AND REPLACEMENT ASSISTANCE PROGRAM INCLUDING THE FOLLOWING: (4:29 PM)
 - A. AN UPDATE;
 - B. POLICY REGARDING PAYMENTS TO PARTICIPATING EMISSION REPAIR FACILITIES FOR CUSTOMERS THAT RESIDE OUTSIDE TRAVIS COUNTY AT THE TIME OF INSPECTION; AND
 - C. REQUEST FOR GRANT-FUNDED EMPLOYEE IN HEALTH AND HUMAN SERVICES DEPARTMENT TO ASSIST WITH IMPLEMENTATION OF TRAVIS COUNTY'S AIRCHECK TEXAS REPAIR AND REPLACEMENT ASSISTANCE PROGRAM CALL CENTER, PER THE GRANT AGREEMENT WITH TEXAS COMMISSION ON ENVIRONMENTAL QUALITY.

Members of the Court heard from: Scheleen Walker, Air Quality Project Manager, TNR; and Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS).

Discussion only on Items 13.A and 13.B.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 13. C subject to reimbursement by TCEQ from Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) funds.

Motion carried:

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

14. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: SENNA HILLS SECTION 6 (LONG FORM PLAT – 52 LOTS – 31.394 ACRES – SENNA HILLS DR. – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY SENNA HILLS MUNICIPAL UTILITY DISTRICT – CITY OF AUSTIN 2 MILE ETJ). (COMMISSIONER DAUGHERTY) (9:20 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 A CASH SECURITY AGREEMENT WITH MORRISON HOMES FOR SIDEWALK FISCAL FOR STEINER RANCH PHASE 1 SECTION 7A, IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (9:20 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 A CASH SECURITY AGREEMENT WITH TROJAN TIDWELL FOR SIDEWALK FISCAL FOR SPRINGBROOK INDUSTRIAL PARK SECTION 2, IN PRECINCT 2. (COMMISSIONER SONLEITNER) (9:20 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 REQUEST TO SEND THE NEW FEMA PRELIMINARY FLOOD INSURANCE RATE MAP AND FLOOD INSURANCE STUDY TO AFFECTED PROPERTY OWNERS AND RESIDENTS. (4:47 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Stacey Scheffel, Flood Plains Manager, TNR.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to authorize Staff to draft a letter to the affected homeowners, propose a budget for the mailing of the letters and a temporary staff increase, and bring this back for the Court's approval.

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

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:15 AM)
 - A. A VARIANCE TO SECTION 30-2-151 OF TITLE 30, AUSTIN-TRAVIS COUNTY SUBDIVISION REGULATIONS, WHICH REQUIRES THE ALIGNMENT OF EXISTING STREETS; AND
 - B. A FINAL PLAT IN PRECINCT THREE: VAUGHT RANCH SECTION 2 SUBDIVISION (SHORT FORM PLAT – 5 LOTS – 97.36 ACRES – VAUGHT RANCH ROAD AND R.M. 2222 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN 2-MILE ETJ). (COMMISSIONER DAUGHERTY)

Item 18 postponed until further notice.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

19. RECEIVE BRIEFING FROM AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT REGARDING PREPAREDNESS AND RESPONSE PLAN FOR PANDEMIC INFLUENZA. (9:15 AM)

Item 19 postponed until March 21, 2006.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM HUD: (4:57 PM)

- A. POTENTIAL PROJECTS AND PROJECT DIRECTION;
- B. RECOMMENDATIONS FROM THE TRAVIS COUNTY COORDINATING COMMITTEE; AND
- C. OTHER RELATED ISSUES.

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services and Alan Miller, Senior Budget Analyst, Planning and Budget Office (PBO).

Discussion only. No formal action taken.

PLANNING AND BUDGET DEPT. ITEMS

21. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:20 AM)

A. GRANT APPLICATION TO OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE JUVENILE ACCOUNTABILITY BLOCK GRANT-LOCAL FUNDS JUVENILE ASSESSMENT CENTER GRANT PROGRAM IN JUVENILE PROBATION. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY '07;

B. GRANT APPLICATION TO OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE JUVENILE ACCOUNTABILITY BLOCK GRANT-DISCRETIONARY FUNDS-OPERATION SAFE STREETS GRANT PROGRAM IN JUVENILE PROBATION. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY '07; AND

C. GRANT APPLICATION TO OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE JUVENILE ACCOUNTABILITY BLOCK GRANT-DISCRETIONARY FUNDS-JUVENILE DRUG COURT GRANT PROGRAM IN JUVENILE PROBATION. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY '07.

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

22. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:20 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.

ADMINISTRATIVE OPERATIONS ITEMS

23. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR PARTICIPANTS IN THE TRAVIS COUNTY EMPLOYEE HEALTH CARE FUND FOR PAYMENT OF \$295,036.20 FOR THE PERIOD OF FEBRUARY 24 TO MARCH 2, 2006. (9:20 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:20 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.

OTHER ITEMS

25. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:20 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR PAYMENT OF ANNUAL DUES TO THE COUNTY JUDGES AND COMMISSIONERS ASSOCIATION OF TEXAS IN THE AMOUNT OF \$2,100.00. (5:07 PM)

Discussion only. No formal action taken.

Item 26 to be reposted on March 21, 2006.

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.

- 27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE SALE OF COUNTY-OWNED PROPERTY LOCATED AT 9207 JOHNNY MORRIS ROAD LOCATED IN PRECINCT 1. (COMMISSIONER DAVIS) ^{1 AND 2} (2:06 PM) (5:08 PM)

Clerk's Note: Judge Biscoe announced that Item 27 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 Daugherty to approve Item 27 and direct Staff to retain a broker, and that the broker be authorized to bring back to the Commissioners Court any and all offers, and the Court be given an opportunity to sort through them and see what is appropriate and what is not.

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

- 28. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING SETTLEMENT NEGOTIATIONS AND TAKE APPROPRIATE ACTION INVOLVING LANDOWNERS THOMAS D. SHAFFER AND DEBRA V. SHAFFER, PARCEL #3, GRAND AVENUE PARKWAY PROJECT. ^{1 AND 2} (2:06 PM) (5:09 PM)

Clerk’s Note: Judge Biscoe announced that Item 28 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 Gómez to reject the offer to settle from the property owners.

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

Item 28 to be reposted on March 21, 2006.

- 29. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PURCHASE OF AN OFFICE BUILDING LOCATED AT 5555 AIRPORT BLVD., AUSTIN, TEXAS. ^{1 AND 2} (2:06 PM) (5:10 PM)

Clerk’s Note: Judge Biscoe announced that Item 29 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 Gómez to authorize the County Judge to execute the closing documents on behalf of Travis County and to authorize Staff to proceed to closing on March 30, 2006.

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

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ANGELA D. STEADTLER V. TRAVIS COUNTY, ET AL.
¹ (9:15 AM)

Item 30 postponed until March 21, 2006.

31. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING LEASE AGREEMENT BETWEEN CITY OF JONESTOWN AND TRAVIS COUNTY FOR SPACE LOCATED AT 18649 HIGHWAY 1431. ^{1 AND 2} (2:06 PM) (5:10 PM)

Clerk's Note: Judge Biscoe announced that Item 31 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 Gómez to authorize Commissioner Daugherty to represent Travis County in negotiations with the City Council or City Mayor of Jonestown and to report back.

Motion carried:

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

32. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON REQUEST FOR AGREEMENT WITH HEWLITT PACKARD CORPORATION REGARDING FINANCIAL INCENTIVES UNDER COUNTY FINANCIAL INCENTIVES PROGRAM POLICY. ¹ (2:06 PM) (5:11 PM)

Clerk's Note: Judge Biscoe announced that Item 32 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 Gómez to authorize the County Attorney to designate an appropriate reimbursement zone and take other steps necessary to enter into a tax abatement or tax rebate agreement, if there is a difference there, for the two centers that Hewlett Packard plans to do, and that we otherwise move forward with a County Financial Incentive Program Policy at a 60% abatement rate, conditioned upon the capital investment and jobs as promised in writing. There are two separate agreements – one for each facility.

Motion carried:

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

THE FOLLOWING IS AN ADDENDUM:

- A1. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ENTERTAINMENT BY J & J, INC. V. RUFINO CORNEJO AND LUKE MERCER, CONSTABLE PRECINCT 1, ET AL. (2:06 PM) (5:12 PM)

Clerk's Note: Judge Biscoe announced that Item A1 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 move that we increase our offer to settle this matter to \$40,000.00, and authorize the County Attorney to communicate that, and do any other reasonable steps possible to get this matter behind us; and also that we communicate with our legislative consultants soon about making sure we chat with the Legislature about trying to address this issue for Travis County and other counties in Texas.

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Gómez **seconded by** Commissioner Daugherty to adjourn the Voting Session. (5:13 PM)

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	absent
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