

MINUTES OF MEETING – MARCH 21, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 21st day of March 2006, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick and Deputy Gillian Porter.

The Commissioners Court recessed the Voting Session at 11:59 AM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:36 PM and adjourned at 1:36 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:36 PM and adjourned at 2:22 PM.

The Commissioners Court reconvened the Voting Session at 2:22 PM.

The Commissioners Court retired to Executive Session at 2:33 PM.

The Commissioners Court reconvened the Voting Session at 4:06 PM.

The Commissioners Court adjourned the Voting Session at 4:12 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: AMENDED PLAT OF LOTS 12 AND 13, BLOCK B, STAR RANCH SECTION 2 (SHORT FORM PLAT – 2 LOTS – 0.332 ACRES – BETHPAGE DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON COUNTY WATER SEWER IRRIGATION AND DRAINAGE DISTRICT NO. 3 – CITY OF HUTTO ETJ). (COMMISSIONER SONLEITNER) (ACTION ITEM # 19) (9:15 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 19 for a summary of the action item.

Motion by Commissioner Sonleitner **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 yes

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

Motion by Commissioner Sonleitner **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 yes

CITIZENS COMMUNICATION

Members of the Court heard from: Vincent J. May, Travis County Resident. (9:16 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4 and Items 5, 6, 9, 11, 12, 13, 14, 15, 17, 19, 23.A-D, 30, 31, 32, and 33. (9:20 AM)

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR THE FOLLOWING MEETING DATES:
 - A. VOTING SESSION OF FEBRUARY 28, 2006; AND
 - B. VOTING SESSION OF MARCH 7, 2006.
- C4. APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 11, 2006 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 30’ PUBLIC UTILITY EASEMENT STARTING AT THE SOUTHWESTERLY END OF RINARD LANE – A STREET MAINTAINED BY TRAVIS COUNTY IN PRECINCT 4. (COMMISSIONER GÓMEZ)

RESOLUTIONS & PROCLAMATIONS

2. APPROVE PROCLAMATION DECLARING MARCH 2006 AS “AMERICAN RED CROSS MONTH.” (9:22 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; Wayne Brennessel, Executive Director, Central Texas American Red Cross; and Leroy Nellis, Budget Manager, Planning and Budget Office (PBO), Board Member, Central Texas American Red Cross.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the Proclamation 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND RELATED MATTERS. (9:27 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 approve the recommended order lifting the outdoor burning ban, and that we put this item back on the Court's agenda next week just in case we need to take additional action. Further, that we urge, as part of this Motion, residents who take advantage of the lifting of this ban to use extreme caution, and to obey all laws when burning outdoors.

Motion carried:

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

Item 3 to be reposted on March 28, 2006.

4. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION REGARDING THE ASIAN GYPSY MOTH IN TRAVIS COUNTY. (9:37 AM)

Clerk’s Note: The Court directed John Kuhl, Environmental Officer, TNR, to write a letter to the U.S. Department of Agriculture regarding the Court’s preferred method of eradication of the Asian Gypsy Moth problem, namely, mating disruption.

Members of the Court heard from: George Nash, United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service, Plant Protection and Quarantine Division; and Laurie York, Travis County Resident.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve of John Kuhl’s letter and approve the mating disruption treatment.

Motion carried:

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

Item 4 to be reposted March 28, 2006.

ADMINISTRATIVE OPERATIONS ITEMS

5. 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 \$463,397.06 FOR THE PERIOD OF MARCH 3 TO MARCH 9, 2006. (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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:20 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. CONSIDER AND TAKE APPROPRIATE ACTION ON CHANGES TO THE RATE SCHEDULE FOR CLEANING SERVICES ASSOCIATED WITH EVENTS AT THE EXPOSITION CENTER. (11:57 AM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management.

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to approve Item 7.

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

- 8. CONSIDER AND TAKE APPROPRIATE ACTION ON FOLLOW-UP ISSUES FROM MEDICAL EXAMINER WORK SESSION: (11:40 AM)

- A. APPROVAL OF GOALS FOR NATIONAL ASSOCIATION OF MEDICAL EXAMINERS ACCREDITATION;

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

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the goals regarding National Association of Medical Examiners (NAME) accreditation.

Motion carried:

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

ITEM 8 CONTINUED

- 8. CONSIDER AND TAKE APPROPRIATE ACTION ON FOLLOW-UP ISSUES FROM MEDICAL EXAMINER WORK SESSION: (11:45 AM)

B. PERFORMANCE MEASURES;

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Beth Devery; Chief Administrative Officer, Travis County Medical Examiners Office.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 8.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	yes

- 8. CONSIDER AND TAKE APPROPRIATE ACTION ON FOLLOW-UP ISSUES FROM MEDICAL EXAMINER WORK SESSION: (11:40 AM) (11:52 AM) (2:33 PM) (4:06 PM)

C. TERMS AND CONDITIONS OF SUPPLEMENTAL EMPLOYMENT CONTRACT AND PERFORMANCE MEASURES FOR MEDICAL EXAMINER AND DEPUTY MEDICAL EXAMINERS. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY AND 551.074, PERSONNEL MATTERS)

Clerk's Note: Judge Biscoe announced that Item 8.C 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.

Clerk's Note: Judge Biscoe directed the Court and Staff to deliver any suggestions to Alicia Perez, Executive Manager, Administrative Operations by Noon on Friday, March 24, 2006 regarding the proposed contracts. If Ms. Perez does not receive any suggestions she is to proceed as agreed.

Discussion only. No formal action taken.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE RECRUITING EXPENSES FOR DEPUTY MEDICAL EXAMINERS. (9:20 AM)

Clerk's Note: Judge Biscoe noted that the amount would be up to \$2,500.00.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED STATUS REPORT FOR COUNTIES WITH INTERLOCAL AGREEMENTS FOR AUTOPSY SERVICES. (11:52 AM)

Discussion only. No formal action taken.

Item 10 to be reposted March 28, 2006.

PURCHASING OFFICE ITEMS

11. REJECT SOLE BID RECEIVED FOR IFB NO. B060079-RG, CONCRETE AND GROUT. (TNR) (COMMISSIONER GÓMEZ) (9:20 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. RATIFY CONTRACT FOR PROFESSIONAL SERVICE WORK PERFORMED AT EAST METRO PARK BY THORNHILL GROUP. (TNR) (COMMISSIONERS DAVIS AND GÓMEZ) (9:20 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. APPROVE CONTRACT WITH AIDS SERVICES OF AUSTIN FOR HIV SERVICES. (HHS & VS) (COMMISSIONER GÓMEZ) (9:20 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. APPROVE CONTRACT WITH COUNCIL ON AT-RISK YOUTH FOR YOUTH VIOLENCE PREVENTION PROGRAM. (HHS & VS) (COMMISSIONER GÓMEZ) (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. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS060178LC, EASY ACCESS INC., FOR INTERNET PROCESSING PROFESSIONAL SERVICES AGREEMENT. (ITS/JUSTICES OF THE PEACE) (COMMISSIONER GÓMEZ) (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. APPROVE RATIFICATION OF MODIFICATION NO.1 TO CONTRACT NO. PS050312ML, JOSEPH LESSARD, FOR SIX-MONTH EXTENSION AND ADDITIONAL CONSULTING SERVICES RELATED TO THE PREPARATION OF THE FINAL REPORT OF THE SOUTHWEST TRAVIS COUNTY GROWTH DIALOG. (TNR) (COMMISSIONER GÓMEZ) (9:21 AM)

Item 16 postponed until March 28, 2006.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

17. CONSIDER AND TAKE APPROPRIATE ACTION ON A FINAL PLAT IN PRECINCT ONE: PIONEER AT WALNUT CREEK SUBDIVISION (SHORT FORM PLAT – 2 LOTS – 73.05 ACRES – SPRINKLE CUTOFF ROAD – NO FISCAL REQUIRED - WATER AND SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN 2-MILE ETJ. (COMMISSIONER DAVIS) (9:20 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 FINAL PLAT IN PRECINCT THREE: PALOMINO RANCH (LONG FORM PLAT – 9 LOTS – 109.15 ACRES – NAMELESS ROAD – FISCAL POSTED WITH THE COUNTY - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – NO MUNICIPAL ETJ. (COMMISSIONER DAUGHERTY) (9:14 AM)

Item 18 postponed until March 28, 2006.

19. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: AMENDED PLAT OF LOTS 12 AND 13, BLOCK B, STAR RANCH SECTION 2 (SHORT FORM PLAT – 2 LOTS – 0.332 ACRES – BETHPAGE DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON COUNTY WATER SEWER IRRIGATION AND DRAINAGE DISTRICT NO. 3 – CITY OF HUTTO ETJ). (COMMISSIONER SONLEITNER) (9:20 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.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

20. RECEIVE BRIEFING FROM AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT REGARDING PREPAREDNESS AND RESPONSE PLAN FOR PANDEMIC INFLUENZA. (10:13 AM)

Members of the Court heard from: David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); and Adolfo Valadez, Medical Director, A-TCHHS.

Discussion only. No formal action taken.

- 21. **REVISED:** CONSIDER AND TAKE APPROPRIATE ACTION ON BRIEFING FROM THE AUSTIN INDEPENDENT SCHOOL DISTRICT REGARDING PERFORMANCE OF THE TRAVIS COUNTY AFTER SCHOOL CARE SERVICES CONTRACT. (9:45 AM)

Members of the Court heard from: Deborah Britton, Community Service Director, Travis County Health and Human Services (TCHHS); Shirlene Justice, Austin Independent School District (AISD); Mark Kiester, Chief Executive Officer (CEO), Austin Boys and Girls Club; and Angie Rose, AISD.

Discussion only. No formal action taken.

- 22. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM HUD: (10:40 AM)
 - 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 (TCHHS&VS); Dan Smith, Executive Assistant, County Judge's Office; Susan Spataro, Travis County Auditor; and Alan Miller, Senior Budget Analyst (PBO).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the budget of \$109,218.00.

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

PLANNING AND BUDGET DEPT. ITEMS

23. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:20 AM)
- A. GRANT APPLICATION TO THE SUBSTANCE ABUSE AND MENTAL HEALTH ADMINISTRATION FOR AN ASSERTIVE ADOLESCENT AND FAMILY TREATMENT PROGRAM GRANT IN JUVENILE PROBATION. A NEW GRANT PROGRAM TO PROVIDE ADDITIONAL SUBSTANCE ABUSE TREATMENT SERVICES FOR YOUTH AND THEIR FAMILIES;
 - B. GRANT APPLICATION TO THE US DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR THE 2006 STATE CRIMINAL ALIEN ASSISTANCE GRANT (SCAAP) IN THE SHERIFF'S OFFICE. GRANT PROVIDES REIMBURSEMENT FOR PRIOR YEAR EXPENDITURES;
 - C. GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR S. T. O. P. VIOLENCE AGAINST WOMEN GRANT PROGRAM IN THE COUNTY ATTORNEY'S OFFICE. A NEW GRANT PROGRAM THAT WILL ENHANCE THE ABILITY TO PROSECUTE FAMILY VIOLENCE CASES; AND
 - D. REQUEST TO AUTHORIZE HEALTH AND HUMAN SERVICES TO CONTINUE THE FY '05 DOE/OIL OVERCHARGE, AND FY '05 LIHEAP WEATHERIZATION ASSISTANCE PROGRAM THROUGH THE END OF JUNE. THIS ALLOWS CONTINUATION OF THE PROGRAM UNTIL A FULLY EXECUTED CONTRACT CAN BE COMPLETED.

Clerk's Note: Items 23.A-D 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 BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:14 AM)

No action necessary on Item 24.

25. RECEIVE BRIEFING ON STATUS OF IMPLEMENTATION OF PLAN FOR COMPLIANCE WITH SENATE BILL 1863, CRIMINAL FINES AND FEES COLLECTION AND TAKE APPROPRIATE ACTION. (11:35 AM)

Clerk’s Note: The Court discussed a draft press release to inform the public of the plan.

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; and Diana Ramirez, Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the press release.

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

26. ACCEPT AND OPEN BIDS AND TAKE APPROPRIATE ACTION ON AN ORDER AUTHORIZING THE ISSUANCE OF \$16,110,000 TRAVIS COUNTY, TEXAS, UNLIMITED TAX ROAD BONDS, SERIES 2006, AND MATTERS PERTAINING THERETO. (11:27 AM)

Members of the Court heard from: Ladd Patillo, Travis County Financial Advisor; and Glenn Opel, Bond Counsel, Vinson and Elkins.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to accept and open the bids.

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

Clerk’s Note: Glenn Opel, Bond Counsel, Vinson and Elkins noted that by adopting the order the Court would be authorizing the issuance of the unlimited tax road bonds.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to the adopt order.

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

27. ACCEPT AND OPEN BIDS AND TAKE APPROPRIATE ACTION ON AN ORDER AUTHORIZING, THE ISSUANCE OF \$23,925,000 TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 2006 (LIMITED TAX), AND MATTERS PERTAINING THERETO. (11:32 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to accept and open the bids.

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

Members of the Court heard from: Ladd Patillo, Travis County Financial Advisor.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the proposed order authorizing the issuance of these bonds.

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

28. ACCEPT AND OPEN BIDS AND TAKE APPROPRIATE ACTION ON AN ORDER AUTHORIZING, THE ISSUANCE OF \$44,010,000 TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 2006 (LIMITED TAX), AND MATTERS PERTAINING THERETO. (11:33 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to accept and open the bids.

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

Members of the Court heard from: Ladd Patillo, Travis County Financial Advisor; and Glenn Opel, Bond Counsel, Vinson and Elkins.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the proposed order authorizing the issuance of these bonds.

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

JUSTICE & PUBLIC SAFETY ITEMS

- 29. A. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO RATIFY LETTER OF INTENTION TO FILE APPLICATION FOR STATE GRANT TO FUND STUDY OF WHETHER TRAVIS COUNTY SHOULD ESTABLISH A MENTAL HEALTH PUBLIC DEFENDER OFFICE. (2:28 PM)

Members of the Court heard from: Kimberly Pierce, Interim Planning Manager, Criminal Justice Planning; and Travis Gatlin, Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 29.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

- 29. B. RECEIVE STATUS REPORT ON GRANT REQUIREMENTS FOR APPLICATION TO TEXAS TASK FORCE ON INDIGENT DEFENSE. (2:31 PM)

Members of the Court heard from: Kimberly Pierce, Interim Planning Manager, Criminal Justice Planning; and Travis Gatlin, Budget Analyst, PBO.

Discussion only. No formal action taken.

OTHER ITEMS

- 30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:20 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 REPORT AND EXPENDITURE REPORTS FOR THE MONTH OF FEBRUARY 2006. (9:20 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. REAPPOINT COMMISSIONER MARGARET J. GÓMEZ TO SERVE ON THE CONFERENCE OF URBAN COUNTIES POLICY COMMITTEE. (9:20 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. CONSIDER AND TAKE APPROPRIATE ACTION ON ACCEPTANCE OF A DONATION OF \$10,000 FROM THE DOWNTOWN AUSTIN ALLIANCE FOR THE DISTRICT ATTORNEY'S OFFICE. (DISTRICT ATTORNEY) (9:20 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE ISSUANCE, SALE AND DELIVERY OF SINGLE FAMILY MORTGAGE REVENUE AND REFUNDING BONDS (GNMA AND FANNIE MAE MORTGAGE-BACKED SECURITIES PROGRAM) SERIES 2006A BY TRAVIS COUNTY HOUSING FINANCE CORPORATION. (2:22 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 34.

Motion carried:

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

REVISED:

35. A. 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.

B. CONSIDER AND TAKE APPROPRIATE ACTION ON OTHER ASSOCIATIONS TO WHICH THE COUNTY HAS MEMBERSHIP. (2:23 PM)

Discussion only. No formal action taken.

Item 35 to be reposted on March 28, 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.

36. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. RANDOLPH DOYER AND DON BEBEE (JESSICA GONZALEZ RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:07 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis to authorize the County Judge to sign the proposed tax resale deed to Jessica Gonzalez, who has paid Travis County the sum of \$2,114.12 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

- 37. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. DEBORAH ANN SOSA (MARLON TORRES RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (9:15 AM)

Clerk’s Note: No action necessary on Item 37. Duplicate of Item 38.

- 38. **REVISED:** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING MARLON TORRES RESALE DEEDS FOR THE FOLLOWING TAX CASES: (2:33 PM) (4:07 PM)

A. TRAVIS COUNTY ET AL V. DEBORAH ANN SOSA; AND

Clerk’s Note: Judge Biscoe announced that Item 38.A 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 proposed tax resale deed to Marlon Torres, who has paid Travis County the sum of \$10,000.0.

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

- 38. **REVISED:** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING MARLON TORRES RESALE DEEDS FOR THE FOLLOWING TAX CASES: (2:33 PM) (4:07 PM)

B. TRAVIS COUNTY ET AL V. OWNER UNKNOWN, LOT 3 AND LOT 4, BLOCK 30, WEBBERVILLE. ¹

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis to authorize the County Judge to sign the proposed tax resale deed to Marlon Torres, who has paid Travis County the sum of \$30,000.00 in cash on this matter.

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. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. CLYDE DOYAL, TRUSTEE (IRMA PEREZ RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:08 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize the County Judge to sign the the proposed tax resale deed to Irma Perez, who has delivered to Travis County the sum of \$6,275.00.

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

40. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. MAY Y. BASSHAM (FRANK T. MATYAS, JR. RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:08 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize the County Judge to sign the proposed tax resale deed to Frant T. Matyas, Jr., who has paid Travis County the sum of \$5,300.00 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

- 41. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. L. HUGHES AND REBECCA SCHWANECKE (SCOTT BOGART RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:08 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize the County Judge to sign the proposed tax resale deed to Scott Bogart, who has paid Travis County the sum of \$10,207.86 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

- 42. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. MONETIZERS, INC. (BRANDY A. SCHROEDER RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:09 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize the County Judge to sign the proposed tax resale deed to Brandy A. Schroeder, and Brandy has paid Travis County the sum of \$19,171.07.

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

43. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. MARY AND LEO LALOSEVICH (PAUL KUDRLE RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:10 PM)

Clerk's Note: Judge Biscoe announced that Item 43 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 proposed tax resale deed to Paul Kudrle, who has paid Travis County the sum of \$3,034.50 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

44. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. MARY K. JENNINGS (HELEN K. BEATH RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (2:33 PM) (4:10 PM)

Clerk's Note: Judge Biscoe announced that Item 44 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 proposed tax resale deed to Helen K. Beath, who has paid Travis County the sum of \$5,980.00 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

45. RECEIVE BRIEFING AND CONSIDER AND TAKE APPROPRIATE ACTION ON SETTLEMENT OFFER IN SARAH CARPENTER-PINEDA V. MARGO FRASIER, ET AL, (CARPENTER-PINEDA; FRASIER; CIVIL RIGHTS). ¹ (2:33 PM)
(4:10 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.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to reject the offer to settle and counter to settle in the amount of \$57,000.00 and Attorney Ad Litem costs.

A Friendly Amendment to the previous Motion was made by Commissioner Sonleitner to make this an Offer of Judgment if appropriate.

Acceptance of the Friendly Amendment was made by Judge Biscoe and **seconded by** Commissioner Davis.

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. 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}
(9:15 AM)

Item 46 postponed until March 28, 2006.

- 47. **REVISED:** CONSIDER AND TAKE APPROPRIATE ACTION ON CLAIM FROM LAUREN JOHNSON FOR WRONGFUL INCARCERATION OF KEITH RYDER JOHNSON, CAUSE NUMBER 2021338. ¹ (2:33 PM) (4:11 PM)

Clerk’s Note: Judge Biscoe announced that Item 47 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Clerk’s Note: The Court directed that the County Judge obtain a claim form and send it to the Johnson’s with the understanding that Mr. Johnson will then complete the form and send it back to us for further consideration and action by the Court.

Item 47 to be reposted on March 28, 2006.

THE FOLLOWING IS AN ADDENDUM:

- A1. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING SETTLEMENT AGREEMENT IN TRAVIS COUNTY MEDICAL EXAMINER’S FACILITY CASE AND SAFE HARBOR ACCOUNT FOR FUNDING OF HARTFORD’S SHARE OF SETTLEMENT; SUBROGATION. ¹ (2:33 PM) (4:12 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 to agree to the setting up of the Safe Harbor Account for Hartford Insurance and to authorize the County Judge to sign the letter that one of the lawyers has prepared and sent to us. This will facilitate settlement and distribution of settlement 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

ADJOURNMENT

Motion by Commissioner Davis **seconded by** Commissioner Sonleitner to adjourn the Voting Session. (4:12 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