

-MINUTES OF MEETING – APRIL 4, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 4th day of April 2006, the Commissioners' Court convened the regular Voting Session at 9:20 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 Gillian Porter.

The Commissioners Court recessed the Voting Session at 11:12 AM.

The Commissioners Court reconvened the Voting Session at 11:19 AM.

The Commissioners Court recessed the Voting Session at 12:17 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:51 PM and adjourned at 1:52 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:52 PM and adjourned at 1:56 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; Capital Industrial Development Corporation; Capital Health Facilities Development Corporation; Travis County Development Authority; and the Travis County Cultural Education Facilities Finance Corporation convened at 1:56 PM and adjourned at 1:57 PM.

The Commissioners Court reconvened the Voting Session at 1:57 PM.

The Commissioners Court retired to Executive Session at 4:27 PM.

The Commissioners Court reconvened the Voting Session at 6:01 PM.

The Commissioners Court adjourned the Voting Session at 6:07 PM.

SPECIAL ITEMS

2. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION REGARDING THE ASIAN GYPSY MOTH IN TRAVIS COUNTY. (9:29 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, Transportation and Natural Resources (TNR).

Clerk's Note: George Nash, United States Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine Division was unable to attend today but sent an update of their plans for applying the mating disruption treatment. The application is planned for April 18, 2006 in the morning and they are preparing to send out notifications as discussed previously.

Discussion only. No formal action taken.

Item 2 to be reposted April 11, 2006.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

3. RECEIVE REPORT FROM THE BASIC NEEDS COALITION OF CENTRAL TEXAS AND TAKE APPROPRIATE ACTION. (9:32 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Susan Eason, Basic Needs Coalition of Central Texas; and Lee Mannford, Basic Needs Coalition of Central Texas.

Discussion only. No formal action taken.

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM HUD: (4:02 PM)

- A. CITIZENS PARTICIPATION PLAN;

Item 4.A to be reposted April 11, 2006.

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM HUD: (4:03 PM)

- B. SETTING OF PUBLIC HEARINGS TO RECEIVE PUBLIC COMMENTS ON APRIL 11, APRIL 17, APRIL 20, APRIL 22, APRIL 26, APRIL 27 AND MAY 2, 2006; AND

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 4.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

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM HUD: (4:04 PM)

- C. OTHER RELATED ISSUES.

No action necessary on Item 4.C.

PLANNING AND BUDGET DEPT. ITEMS

5. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
 - A. GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE FOR A PROJECT SAFE NEIGHBORHOOD GRANT IN THE DISTRICT ATTORNEY'S OFFICE. GRANT CONTINUES THE PROGRAM THAT WAS STARTED IN FY '01. (9:27 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 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.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO SETTING ELECTED OFFICIALS SALARIES FOR FY '07:
(4:06 PM)

A. PROCESS TO FOLLOW IN DEVELOPING RECOMMENDATIONS ON ELECTED OFFICIALS SALARIES FOR FY '07; AND

B. FILLING VACANCIES ON THE CITIZENS ADVISORY COMMITTEE.

Clerk's Note: Items 7.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Diana Ramirez, Budget Analyst, Planning and Budget Office (PBO).

Clerk's Note: The Court discussed the Planning and Budget Office's recommendations including Option 2: Send a notice to all elected officials over the County Judge's signature notifying them of the Court's intention to match any salary increases for elected officials to that of rank of file employees. Report any responses submitted within a certain timeframe to Commissioners Court and request Court to consider whether to convene the committee to consider the salary(s) raised.

Motion by Judge Biscoe and seconded by Commissioner Gómez to follow the Planning and Budget Office's recommendation as to the Judges, that we adopt Option 2 with the understanding that if you are an elected official and you want the Commissioners Court to consider your salary you have the right to come and ask us; that we indicate our intention to do a market salary survey for all elected officials in 2007, which is next year, for 2008. When we get our compliment of committee members they may as well be put on notice that they may have worked this year. They will have worked next year trying to expedite things.

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

9. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:

A. PROPOSED ROUTINE PERSONNEL AMENDMENTS; AND

B. NON-ROUTINE PERSONNEL ACTION – EMERGENCY SERVICES –
TEMPORARY ASSIGNMENT – TRAVIS COUNTY CODE SECTION
10.03012. (9:27 AM)

Clerk's Note: For Item 9.B a 5% increase was suggested as one person is currently working two jobs.

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

10. DISCUSS AND PROVIDE DIRECTION ON THE RETIREMENT STORE
CONSULTANT'S ANALYSIS AND EVALUATION REPORT REGARDING THE
COUNTY'S DEFERRED COMPENSATION 457B PLAN. (2:50 PM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager,
Human Resources Management Department (HRMD); and Al DiCristofaro,
President, The Retirement Store.

Clerk's Note: The Judge directed the Court and Staff to review the report produced by The Retirement Store and plan to discuss it during the Court session on April 11, 2006.

Item 10 to be reposted on April 11, 2006.

JUSTICE AND PUBLIC SAFETY ITEMS

AT 1:45 P.M.

11. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FOR THE REVISION OF THE CENTRAL BOOKING INTERLOCAL AGREEMENT BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY. (1:58 PM)

Members of the Court heard from: Caryl Colburn, Interim Criminal Justice Planning Coordinator, Criminal Justice Planning (CJP); Captain Brown, Travis County Sheriffs Office; and Michael Trimble, MTG Management Consultants.

Discussion only. No formal action taken.

Item 11 to be reposted on April 11, 2006.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO RATIFY LETTER TO GOVERNOR'S OFFICE REQUESTING ONE-MONTH EXTENSION OF THE 2004 STATE HOMELAND SECURITY GRANT PROGRAM AND LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM. (9:27 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.

PURCHASING OFFICE ITEMS

13. APPROVE CONTRACT AWARD FOR FLOOR COVERING TIME AND MATERIALS, IFB NO. B060113-NB, TO THE LOW BIDDER, CDC CARPETS. (FM) (COMMISSIONER GÓMEZ) (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. REJECT ALL BIDS RECEIVED FOR IFB NO. B0601020-MB GARDNER BETTS JUVENILE JUSTICE CENTER, DETENTION SHELL BUILD OUT-PACKAGE B. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (11:19 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Marciela Rodriguez-Barr, President, The Barr Company; Marvin Brice, Assistant Purchasing Agent, and Leslie Stricklan, Project Manager, Facilities Management (FM).

Clerk's Note: The Court directed Cyd Grimes, Travis County Purchasing Agent, that a letter needs to be sent out reminding all Departments that Purchasing alone will deal with communications with bidders.

Discussion only. No formal action taken.

Item 14 to be reposted on April 11, 2006.

15. APPROVE CONTRACT AWARD FOR HEADSPACE AUTOSAMPLER/GAS CHROMATOGRAPH SYSTEM, IFB NO. B060130-RG, TO THE QUALIFIED LOW BIDDER, PERKINELMER LAS, INCORPORATED. (MEDICAL EXAMINERS) (COMMISSIONER GÓMEZ) (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.

16. APPROVE CONTRACT AWARD FOR NATIVE HARVEST SEEDING AND PLANTING SERVICES, IFB NO. B060101-DR, TO THE SOLE BIDDER, ENVIRONMENTAL SURVEY CONSULTING. (TNR) (COMMISSIONER GÓMEZ) (9:27 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. APPROVE CONTRACT AWARD FOR REPLACEMENT OF HVAC SYSTEM COMPONENTS, GRANGER BUILDING, IFB NO. B060025-MB, TO THE SOLE BIDDER, THERMAL MECHANICAL CONTRACTORS, INC. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:27 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. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. 01AE601-JJ, PROFESSIONAL SERVICE AGREEMENT FOR ARCHITECTURAL AND ENGINEERING SERVICES - ANDERSON MILL ROAD, ROAD AND DRAINAGE IMPROVEMENT PROJECT, WITH CARTER AND BURGESS, INC. (TNR) (COMMISSIONER DAUGHERTY AND COMMISSIONER GÓMEZ) (9:27 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**AT 9:30 A.M.**

19. CONSIDER AND TAKE APPROPRIATE ACTION ON THE CURRENT STATUS OF AND ALTERNATIVES FOR FUTURE DISPOSITION OF STREETS WITHIN THE SEVEN OAKS SUBDIVISION, INCLUDING MARLY WAY AND OLYMPUS DRIVE. (COMMISSIONER DAUGHERTY (9:47 AM))

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; David Greear, Traffic Manager, TNR; Steve Marshall, Travis County Resident; Ann Price, Travis County Resident; Tom Jones, Travis County Resident; Sangeeta Jain, Travis County Resident; Lyndon Tilson, Travis County Resident; Jeff Jamieson, Travis County Resident; Tom Rogers, Travis County Resident; Laura Russo, Travis County Resident; Michael Wray, Chair, Traffic Safety Committee, Seven Oaks Home Owners Association; Anna Bowlin, Program Manager, Planning and Engineering, TNR; and John Hille, Assistant County Attorney, Director of Transactions Division.

Motion by Judge Biscoe and seconded by Commissioner Daugherty that we indicate our intention that the roads in the Seven Oaks Subdivision be public roads; that we direct that the punch list be completed as soon as possible; that the Court be given a status report in 30 days; that we further direct Staff to work with residents of all affected neighborhoods to install appropriate traffic calming devices and other measures to deal with speed limit, volume limits, etc. The Motion is intended to convey the notion that we continue to work, monitor the situation and as appropriate be willing to install traffic calming devices as agreed by the Neighborhood Association, and other measures that would include, in my view, speed limit, etc. There seems to be an agreement of installation of pedestrian walkways and striping of roads out there. Hopefully we would normally do those. I think we ought to work with the developer and try to get the punch list completed as soon as possible; and if there are unexpected problems, then you would report back to us and we would deal with them at that time.

A Friendly Amendment to the previous Motion was offered by Commissioner Davis that the barrier be removed immediately and that the new barrier would meet the International Fire Code regulation.

Acceptance of the Friendly Amendment was made by Judge Biscoe and Commissioner Daugherty.

21. CONSIDER AND TAKE APPROPRIATE ACTION ON A FINAL PLAT IN PRECINCT ONE: CENTEX MANOR SUBDIVISION (SHORT FORM PLAT – 1 INDUSTRIAL LOT – 5 ACRES – U.S. HWY 290 EAST – NO FISCAL REQUIRED – WASTEWATER SERVICE TO BE PROVIDED BY THE PRIVATE SEPTIC SYSTEM – NO MUNICIPAL ETJ). (COMMISSIONER DAVIS) (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. CONSIDER AND TAKE APPROPRIATE ACTION ON A PRELIMINARY PLAN IN PRECINCT ONE: VILLAGES OF NEW SWEDEN SUBDIVISION (1,355 LOTS – 429.4 ACRES – F.M. 973 AND NEW SWEDEN CHURCH ROAD – NO FISCAL REQUIRED – WATER TO BE PROVIDED BY AQUA WATER SUPPLY CORPORATION – SEWAGE SERVICE TO BE PROVIDED BY 973 WASTEWATER COMPANY – NEW SWEDEN MUD #1 – NO MUNICIPAL ETJ). (COMMISSIONER DAVIS) (3:31 PM)

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, TNR; Adrienne Domas, Planner, TNR; and Rhett Dawson, RMD & Company.

Discussion only. No formal action taken.

Item 22 to be reposted April 11, 2006.

23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE USE OF ALTERNATIVE FISCAL FOR THE VILLAGES OF HIDDEN LAKE PHASE 4C, A SUBDIVISION IN PRECINCT 2. (COMMISSIONER SONLEITNER) (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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO USE ALTERNATIVE FISCAL FOR AVALON PHASE 3, A SUBDIVISION IN PRECINCT 2. (COMMISSIONER SONLEITNER) (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.

29. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR COUNTY CONTRIBUTION TO AND PARTICIPATION IN THE UPCOMING URBAN MUSIC FESTIVAL, AN AFRICAN AMERICAN QUALITY OF LIFE EVENT. (9:21 AM) (4:19 AM) (4:25 PM) (4:27 PM) (6:01 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.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we indicate our support of the decision of Constables One and Three, to assist by providing security, and I guess to that extent any other Constable that decides to sign on to help beef up security for this program; to indicate to the Constables that if they run short of funding in the overtime line items, that the Commissioners Court will be equally supportive.

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis for us to financially support this program by asking the Board of Directors of the Travis County Housing Finance Corporation to make available a cash contribution of \$15,000.00; that we carve out a specific County authorized purpose for this and that we have the matter on the Agenda of the Travis County Housing Finance Corporation next Tuesday, April 11, 2006 for further action and consideration.

Motion failed:

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

30. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR LICENSE AGREEMENT WITH ELVIS AND ANABELLE, LLC TO SHOOT FEATURE FILM IN OLD COUNTY JAIL ON TUESDAY, APRIL 11, 2006. (9:27 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.

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.

31. CONSIDER AND TAKE APPROPRIATE ACTION ON INITIATIVE TO EDUCATE TRAVIS COUNTY VOTERS AND CONDUCT NON-BINDING ELECTION ON THE TOLLING OF NEW LANES ADDED TO EXISTING STATE ROADS IN TRAVIS COUNTY. ¹ (4:27 AM) (6:03 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.

Discussion only. No formal action taken.

Item 31 to be reposted on April 11, 2006.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING MEDICAL EXAMINER'S OFFICE ISSUES:

- A. TERMS AND CONDITIONS OF SUPPLEMENTAL EMPLOYMENT CONTRACT AND PERFORMANCE MEASURES FOR MEDICAL EXAMINER AND DEPUTY MEDICAL EXAMINERS; ^{1 AND 3} (4:27 PM) (6:03 PM)

Clerk's Note: Judge Biscoe announced that Item 32.A 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.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING MEDICAL EXAMINER'S OFFICE ISSUES:

- B. HIRING CONTRACT PATHOLOGISTS TO TEMPORARILY MEET DEMAND FOR AUTOPSIES; AND ^{1 AND 3} (4:27 PM) (6:03 PM)

Clerk's Note: Judge Biscoe announced that Item 32.B 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.

Motion by Judge Biscoe and seconded by Commissioner Gómez to authorize the County Attorney to go ahead and execute with Doctor Suzanna Dana and Doctor Ray Fernandez appropriate contracts to provide autopsies services to Travis County on an as needed basis. After those are signed, bring it back to the Commissioners Court for approval and to authorize that this can be exempt from the appropriate chapter of the County Purchasing Act.

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 32 CONTINUED

32. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING MEDICAL EXAMINER'S OFFICE ISSUES:

C. STATUS REPORT ON DISCUSSIONS WITH MEDICAL EXAMINER. ^{1 AND 3}
(4:27 PM) (6:04 PM)

Clerk's Note: Judge Biscoe announced that Item 32.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.

Motion by Judge Biscoe and seconded by Commissioner Gómez to authorize the County Attorney to complete the preparation of an appropriate contract with our Chief Medical Examiner along the same terms and conditions that we discussed, the most important of which would be effective May 1, 2006, the letter of resignation, and basically requiring a set salary and elimination of the autopsy fees on out of County autopsies. Any other appropriate terms and conditions will be presented back to the Commissioners Court before May 1, 2006 also.

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

33. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REGARDING:
- A. REQUEST FOR REAL PROPERTY NEGOTIATIONS ON BOB WENTZ PARK AT WINDY POINT; AND
 - B. REQUEST TO NEGOTIATE A MORE COOPERATIVE ARRANGEMENT WITH BOB BARSTOW REGARDING USE OF COURT ORDERED EASEMENT. ¹ (4:27 PM) (6:05 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.

Clerk's Note: The Court directed John Hille, Assistant County Attorney, to respond to Mr. Bob Barstow's letter.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN ENTERTAINMENT BY J & J INC. V. RUFINO CORNEJO AND LUKE MERCER, CONSTABLE PRECINCT 1, ET. AL. ¹ (1:57 PM) (6:06 PM)

Item 34 postponed until April 11, 2006.

- 35. CONSIDER AND TAKE APPROPRIATE ACTION ON SETTLEMENT OFFER IN SARAH CARPENTER-PINEDA V. MARGO FRASIER, ET AL, (CARPENTER-PINEDA; FRASIER; CIVIL RIGHTS). ¹ (4:27 PM) (6:06 PM)

Clerk's Note: Judge Biscoe announced that Item 35 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 that we authorize the County Attorney to move this matter from the Federal Court to the State Court and to enter into an appropriate agreement that protects Travis County's right to raise any and all defenses, as appropriate, and other appropriate terms and conditions and that at the appropriate time a settlement agreement be presented to the Commissioners Court. Last week we did authorize the settlement in the amount of \$75,000.00 plus Attorney Ad Litem Fees.

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

- 36. CONSIDER AND TAKE APPROPRIATE ACTION ON CLAIM FROM LAUREN JOHNSON FOR WRONGFUL INCARCERATION OF KEITH RYDER JOHNSON, CAUSE NUMBER 2021338. ¹ (9:21 AM)

Item 36 was pulled from the Agenda.

