

## **MINUTES OF MEETING – APRIL 25, 2006**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 25<sup>th</sup> day of April 2006, the Commissioners' Court convened the regular Voting Session at 9:15 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

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

The Commissioners Court recessed the Voting Session at 12:21 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:54 PM and adjourned at 1:55 PM.

The Commissioners Court reconvened the Voting Session at 1:55 PM.

The Commissioners Court retired to Executive Session at 3:31 PM.

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

The Commissioners Court adjourned the Voting Session at 6:14 PM.

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Ms. Philip A. Dick, Travis County Resident; Jennifer Gale, Travis County Resident; Gavino Fernandez, Coalition of Mexican American Neighborhood Associations, and League of United Latin American Citizens (LULAC) 4814; and Mr. Bob Barstow, Owner, Windy Point Park. (9:16 AM)

**Clerk's Note:** The County Judge read a message from the United States Census Bureau reminding Travis County residents to complete their forms and return them as soon as possible. If they are not completed the Census will be completed by door-to-door surveys.

**CONSENT ITEMS**

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the following Consent Items: C1, C2 and Items 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20.A&B, 21.A&B, 22, 23, 24, 25, 29, 30, 32, A.2, and A.3. (9:35 AM)

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	absent
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.

## RESOLUTIONS & PROCLAMATIONS

1. APPROVE PROCLAMATION IN OBSERVANCE OF NATIONAL COUNTY GOVERNMENT WEEK, APRIL 23 THROUGH 29, 2006 AND NATIONAL PUBLIC SERVICE WEEK, MAY 1 THROUGH 7, 2006. (9:38 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Linda Moore Smith, Director, Human Resources Management Department (HRMD).

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the Proclamation in Item 1.

**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	absent
Precinct 4, Commissioner Margaret J. Gómez	absent

2. APPROVE RESOLUTION RECOGNIZING THE 34<sup>th</sup> YEAR OF THE RETIRED SENIOR VOLUNTEER PROGRAM (RSVP). (9:43 AM)

**Members of the Court heard from:** Fred Lugo, Director, Travis County Retired Senior Volunteer Program (RSVP).

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis 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	absent
Precinct 4, Commissioner Margaret J. Gómez	absent

**SPECIAL ITEMS**

- 3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND RELATED MATTERS. (9:48 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 Staff's recommendation.

**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	absent
Precinct 4, Commissioner Margaret J. Gómez	absent

**Clerk's Note:** Staff's recommendation was to lift the prohibition of outdoor burning.

**AT 9:30 A.M.**

- 4. RECEIVE PRESENTATION OF CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY'S 2005 ANNUAL REPORT. (9:49 AM)

**Members of the Court heard from:** Mike Heiligenstein, Executive Director, Central Texas Regional Mobility Authority (CTRMA).

Discussion only. No formal action taken

## JUSTICE & PUBLIC SAFETY ITEMS

5. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER AMENDING THE TRAVIS COUNTY CODE CHAPTER 39, WIRELESS COMMUNICATIONS POLICY, DIRECT STAFF TO COMPLY WITH IT, AND ENCOURAGE ELECTED OFFICIALS TO ENFORCE WITH THEIR EMPLOYEES. (9:58 AM)

Item 5 postponed until May 2, 2006.

## PURCHASING OFFICE ITEMS

6. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FROM SELECTION COMMITTEE REGARDING NEXT STEPS TO SELECT FIRMS IN RESPONSE TO RFQ NO. Q060056-MB, TCCC DESIGN BUILD PROJECT. (COMMISSIONER GÓMEZ) (2:26 PM) (3:31 PM) (6:07 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Roger El Khoury, Director, Facilities Management; Marvin Brice, Construction Procurement Manager, Purchasing; Tim Garbutt, Marketing and Communications Manager, Faulkner USA; Terry Scarborough, Attorney, Hance Scarborough Wright Woodward & Weisbart LLP; Bill Ferris, Vice-President, Faulkner USA; and Edward Spooner, Consultant, HOK Architects.

**Clerk's Note:** Judge Biscoe announced that Item 6 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 6 to be reposted on May 2, 2006.

7. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. 03AE0136JJ, LAND DESIGN STUDIO FOR PROFESSIONAL SERVICE AGREEMENT FOR ENGINEERING SERVICES - EAST METRO PARK IMPROVEMENT PROJECT. (TNR) (COMMISSIONER DAVIS) (COMMISSIONER GÓMEZ) (9:35 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 MODIFICATION NO. 3 TO CONTRACT NO. PS050131RE, AMERICAN YOUTHWORKS, FOR IMPROVEMENTS TO TRAILS AND COUNTY PARKS. (HHS & VS) (COMMISSIONER GÓMEZ) (9:35 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 WITH WORKSOURCE-GREATER AUSTIN AREA WORKFORCE BOARD FOR RAPID EMPLOYMENT MODEL. (HHS & VS) (COMMISSIONER GÓMEZ) (9:35 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. 3 TO CONTRACT NO. PS050061RE, CAPITAL INVESTING IN DEVELOPMENT AND EMPLOYMENT FOR ADULTS, INC., FOR EMPLOYMENT SERVICES. (HHS & VS) (COMMISSIONER GÓMEZ) (9:35 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. APPROVE CONTRACT AWARDS TO EASY ACCESS, INC., FOR INTERNET PROCESSING PROFESSIONAL SERVICES AGREEMENTS. (ITS/CES/CONSTABLES) (COMMISSIONER GÓMEZ) (9:35 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. APPROVE MODIFICATION NO. 3, AN ASSIGNMENT OF CONTRACT NO. CM050251LC FROM LEGADERO SOFTWARE INC. TO BORLAND SOFTWARE CORPORATION. (ITS) (COMMISSIONER GÓMEZ) (9:35 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 AWARD FOR TREE AND BRUSH GRINDING SERVICE, IFB NO. B060146-LD, TO THE LOW BIDDER, THELIN RECYCLING CO. (TNR) (COMMISSIONER GÓMEZ) (9:35 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 MODIFICATION NO. 3 TO CONTRACT NO. 05T00097LD, SEMMATERIALS LP, FOR EMULSIFIED ASPHALT. (TNR) (COMMISSIONER GÓMEZ) (9:35 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 SOLE SOURCE EXEMPTION AND CONTRACT AWARD WITH AUSTIN AMERICAN - STATESMAN FOR NEWSPAPER ADVERTISING SERVICES. (PURCHASING OFFICE) (COMMISSIONER GÓMEZ) (9:35 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 MODIFICATION NO. 3, AN ASSIGNMENT OF CONTRACT NO. 04T00239NB FROM ENVIRONMENTAL LIQUID WASTE MANAGEMENT TO PLUMMER'S ENVIRO SOLUTIONS INC. (TNR) (COMMISSIONER GÓMEZ) (9:35 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.

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING GRANTING A CENTERLINE CABLE EASEMENT TO SOUTHWESTERN BELL TELEPHONE COMPANY TO INSTALL A TELEPHONE CABLE THAT WILL SERVICE THE FEE BOOTH AT THE TRAVIS COUNTY MILTON REIMERS RANCH PARK IN SOUTHWESTERN TRAVIS COUNTY. (COMMISSIONER DAUGHERTY) (9:35 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 ONE: BRIARCREEK SUBDIVISION SECTION 5 (LONG FORM PLAT – 172 LOTS – 263.70 ACRES – BLAKE MANOR ROAD – FISCAL POSTED WITH CITY OF AUSTIN – WATER SERVICE PROVIDED BY MANVILLE WATER SUPPLY CORPORATION – SEWAGE SERVICE TO BE PROVIDED BY AQUASOURCE DEVELOPMENT COMPANY – CITY OF AUSTIN 5-MILE ETJ). (COMMISSIONER DAVIS) (9:35 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.



**HEALTH AND HUMAN SERVICES DEPT. ITEMS**

19. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING MATTERS RELATED TO THE TRAVIS COUNTY HOSPITAL DISTRICT BOARD OF MANAGERS: (3:23 PM)
- A. RECEIVE NOTICE OF THE EXPIRING TERM OF TRAVIS COUNTY HOSPITAL DISTRICT BOARD OF MANAGERS COUNTY APPOINTEE THOMAS YOUNG; AND
  - B. AMEND THE TRAVIS COUNTY HOSPITAL DISTRICT APPLICATION PROCESS AND TIMELINE AND CRITERIA FOR HOSPITAL DISTRICT BOARD APPOINTMENTS.

**Clerk's Note:** Items 19.A&B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Sherri Fleming, Executive Manager, TCHHS&VS; and Stacy Wilson, Assistant County Attorney.

**Clerk's Note:** Judge Biscoe referred to the change in the Call for Nominations document in his Motion regarding 19.B and having the applicant submit a completed and signed personal financial statement as provided by Chapter 572, Texas Government Code, with the application.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to, under 19.B, just adopt what we have with the change that's underlined, initiate the process, including posting of this, get the applications in, and in the time line, indicate interviews and stuff like that. The part on 19.A that we can approve would be the posting of the opportunity. Whoever advertises this deadline for us will want to know a deadline. Let's say June 15th by the close of business.

**An addition to the previous Motion was made by Judge Biscoe and seconded by Commissioner Davis** to clarify that the previous Motion covered the following: The application process; advertising the job with the deadline of June 15th, 2006 with a statement of qualifications with one change, and the understanding that we'll be back later to approve a specific schedule that gets us beyond June 15<sup>th</sup>, which includes checking the calendars of Court members to make sure that we are all available to do the interviews.

**ITEM 19 CONTINUED**

**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                       absent

20.     **CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING DESIGNATIONS FOR AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT EFFECTIVE FEBRUARY 1, 2006 AS FOLLOWS:**  
(9:35 AM)

- A. ADOLFO VALADEZ, M.D., M.P.H., AS HEALTH AUTHORITY; AND DESIGNATION;
  
- B. LINDA WILLIAMS DOOLEY, M.D., AND EDWARD MACLEOD RACHT, M.D., EACH INDIVIDUALLY, AS AN ALTERNATE HEALTH AUTHORITY.

**Clerk's Note:** Items 20.A&B 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**

21.     **REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:**  
(9:35 AM)

- A. GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE FOR A 2006 BULLETPROOF VEST PARTNERSHIP PROGRAM IN VARIOUS TRAVIS COUNTY DEPARTMENTS. GRANT PROVIDES FUNDS TO REIMBURSE THE PURCHASE OF BULLETPROOF VESTS; AND
  
- B. GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR AN IN-HOME SERVICES GRANT PROGRAM IN JUVENILE PROBATION DEPARTMENT. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY '07.

**Clerk's Note:** Items 21.A&B 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. (9:35 AM)

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

23. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER TO PROVIDE FOR THE INDEMNIFICATION OF THE JUSTICES OF THE PEACE FOR CRIMINAL FINES AND FEES COLLECTED BY THE CENTRAL COLLECTIONS UNIT. (9:35 AM)

**Clerk's Note:** The Court indicated approval of Item 23 with the removal of the phrase "successors in office" from the body of the Resolution.

**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.

### ADMINISTRATIVE OPERATIONS ITEMS

24. 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 \$353,793.65 FOR THE PERIOD OF APRIL 7 TO APRIL 13, 2006. (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:35 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. RECEIVE STATUS REPORT AND RECOMMENDATIONS FROM THE eFILING EXECUTIVE COMMITTEE ON eFILING PROJECT. (11:45 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Amalia Rodriguez-Mendoza, District Clerk; The Honorable John K. Dietz, Judge, 250<sup>th</sup> District Court; and Mike Griffith, Consultant, Bearing Point.

Discussion only. No formal action taken.

Item 26 to be reposted May 2, 2006.

- 27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ISSUES REGARDING THE 2201 POST ROAD BUILDING: (9:58 AM)

- A. ARCHITECTURAL SPACE PROGRAM FOR THE IV-D ASSOCIATE JUDGES COURT AND RELATED SPACES;

- B. SCHEMATIC DESIGN FOR THE IV-D ASSOCIATE JUDGES COURT AND RELATED SPACES;

**Clerk’s Note:** Items 27.A&B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management; Ken Gaede, Project Manager, Facilities Management; Judge Dulce Madrigal, IV-D Associates Judges Court; and Rolando Ramirez, Office of the Attorney General.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Items 27.A&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	absent
Precinct 4, Commissioner Margaret J. Gómez	absent

**ITEM 27 CONTINUED**

27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ISSUES REGARDING THE 2201 POST ROAD BUILDING: (10:27 AM)

C. ARCHITECTURAL SPACE PROGRAM FOR THE JUVENILE PUBLIC DEFENDER; AND

D. SCHEMATIC DESIGN FOR THE JUVENILE PUBLIC DEFENDER.

**Clerk’s Note:** Items 27.C&D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management; Ken Gaede, Project Manager, Facilities Management; and Kameron Johnson, Juvenile Public Defenders Office.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Items 27.C&D.

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

28. CONSIDER AND TAKE APPROPRIATE ACTION ON ASSIGNMENT OF CONTRACT WITH AUS-TEX CONCESSIONS TO G&M CATERING. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO GOV’T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY. (9:16 AM)

Item 28 postponed until May 2, 2006.

**OTHER ITEMS**

29. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:35 AM)

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

30. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MARCH 2006. (9:35 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 AND DISCUSS THE FY '06 MID-YEAR REVENUE REPORT. (AUDITOR) (10:38 AM)

**Members of the Court heard from:** Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office.

Discussion only. No formal action taken.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON THE ELECTION SERVICES AGREEMENT BETWEEN TRAVIS COUNTY AND THE CITY OF SUNSET VALLEY. (COUNTY CLERK) (9:35 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. RECEIVE STATUS REPORT FROM THE AUSTIN/TRAVIS COUNTY FAMILY VIOLENCE PROTECTION TEAM. (DISTRICT ATTORNEY) (1:55 PM)

**Members of the Court heard from:** LaRu Woody, Director, Family Justice Division, Travis County District Attorney's Office; Julia Spann, Safeplace; Mack Martinez, Assistant County Attorney; Stan Roper, Travis County Sheriffs Office (TCSO); Sergeant Rick Shirley, Austin Police Department (APD); Elma Garcia, Attorney, Women's Advocacy Project; and Kachina Clark, Family Violence Supervisor, Victim Services, Austin Police Department (APD).

Discussion only. No formal action taken.

34. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST BY THE FIRE COMMISSIONERS OF EMERGENCY SERVICES DISTRICT #4 FOR A STRATEGY TO RE-LOCATE FROM 10220 IH-35 NORTH TO ANOTHER COUNTY SITE. (3:23 PM)

Item 34 postponed until May 2, 2006.

35. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING TRAVIS COUNTY REORGANIZATION INITIATIVES: (3:31 PM)
- A. APPOINTMENT OF EXECUTIVE MANAGER OR COORDINATOR FOR CRIMINAL JUSTICE PLANNING;
  - B. APPOINTMENT OF EXECUTIVE MANAGER OR COORDINATOR FOR EMERGENCY SERVICES;
  - C. APPOINTMENT OF EXECUTIVE MANAGER OF BOTH CRIMINAL JUSTICE PLANNING AND EMERGENCY SERVICES COORDINATOR;
  - D. ANY OTHER OPTIONS REGARDING THE MANAGEMENT OF CRIMINAL JUSTICE PLANNING AND EMERGENCY SERVICES; AND

Items 35.A-D postponed until May 2, 2006.

35. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING TRAVIS COUNTY REORGANIZATION INITIATIVES: (3:31 PM) (3:35 PM) (6:08 PM)
- E. OTHER RELATED EMERGENCY PERSONNEL MATTERS. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO GOV'T. CODE ANN. 551.074, PERSONNEL MATTERS)

**Clerk's Note:** Judge Biscoe announced that Item 35.E would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Clerk's Note:** The County Judge indicated that the Court had given Staff directions regarding 35.E.

Discussion only. No formal action taken.

Item 35.E to be reposted on May 2, 2006.

36. RECEIVE BRIEFING AND DISCUSS APPRAISAL CAPS AND REVENUE CAPS AND THEIR POTENTIAL IMPACT ON COUNTY SERVICES AND TAXPAYERS. (AUDITOR) (10:42 AM)

**Members of the Court heard from:** Susan Spataro, Travis County Auditor.

**Clerk's Note:** The Court gave directions to Staff to work on the wording of a Resolution to be finalized by the Court on May 2, 2006.

Discussion only. No formal action taken.

Item 36 to be reposted on May 2, 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.

37. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING EFFORTS TO MARKET PROPERTY AT 6701 BURNET ROAD. <sup>2</sup> (3:31 PM) (6:08 PM)

**Clerk's Note:** Judge Biscoe announced that Item 37 would be considered in Executive Session pursuant to Gov't Code Ann 551.072, Real Property.

**Clerk's Note:** The County Judge indicated that the Court had given directions to the broker regarding Item 37.

Discussion only. No formal action taken.

Item 37 to be reposted on May 2, 2006.



38. CONSIDER AND TAKE APPROPRIATE ACTION ON UPDATE REGARDING PERSONNEL INTERVIEWS OF APPLICANTS FOR MEDICAL EXAMINER POSITIONS. <sup>3</sup> (3:31 PM) (6:09 PM)

**Clerk's Note:** Judge Biscoe announced that Item 38 would be considered in Executive Session pursuant to Gov't Code Ann 551.074, Personnel Matters.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize Staff to send a letter to the applicant, Ms. Urban, whom we interviewed which, basically, outlines a proposed salary of \$175,000.00 plus some relocation expenses up to \$7,500.00.

**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

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize Staff to go ahead and keep collecting applications for the Chief Medical Examiner position and to take the steps necessary to try to interview and fill that position as soon as possible.

**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 COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN ENTERTAINMENT BY J & J INC. V. RUFINO CORNEJO AND LUKE MERCER, CONSTABLE PRECINCT 1, ET. AL. <sup>1</sup> (3:31 PM) (6:09 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.

**Clerk's Note:** The Court directed Staff to restate the Court's offer to settle for \$70,000.00.

Discussion only. No formal action taken.

Item 39 to be reposted on May 2, 2006.

- 40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN VICTOR MUNIZ, ET. AL. V. WILLIAM JONES, ET. AL. <sup>1</sup> (3:31 PM) (6:10 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.

**Clerk’s Note:** The County Judge indicated that the Court had given Staff directions regarding Item 40.

Discussion only. No formal action taken.

Item 40 to be reposted May 2, 2006.

- 41. RECEIVE BRIEFING FROM COUNTY ATTORNEY TO AUTHORIZE COUNTY TO ACCEPT, REJECT OR COUNTER OFFER SETTLEMENT DEMAND AND/OR AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY SHERIFF’S OFFICE EMPLOYEE, SLOT 1629. <sup>1 AND 3</sup> (3:31 PM) (6:10 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 and Gov’t Code Ann 551.074, Personnel Matters.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the proposed promotion to Senior Corrections Officer and that we authorize the County Judge to sign the appropriate settlement document that sets forth limitations and other aspects of the agreement.

**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. 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. <sup>1</sup> (3:31 PM) (6:10 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.

No action taken on Item 42.

Item 7 to be reposted on May 2, 2006.

43. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING NOTIFICATION BY CITY OF AUSTIN OF EARLY TERMINATION OF AGREEMENT BETWEEN CITY, COUNTY AND AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION AND THE RESULTING IMPACT OF SUCH TERMINATION ON TRAVIS COUNTY. <sup>1</sup> (3:31 PM) (6:11 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.

**Members of the Court heard from:** John Hille, Assistant County Attorney.

**Clerk's Note:** The County Judge indicated that the Court had given Staff directions regarding Item 43.

Discussion only. No formal action taken.

Item 43 to be reposted on May 9, 2006.

- 44. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CITY OF JONESTOWN PROPOSED SETTLEMENT OF LEASE DISPUTE ARISING OUT OF LEASE AGREEMENT BETWEEN CITY OF JONESTOWN AND TRAVIS COUNTY FOR SPACE LOCATED AT 18649 HIGHWAY 1431. <sup>1</sup> (3:31 PM) (6:11 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.

**Clerk’s Note:** Commissioner Daugherty volunteered to speak with involved parties and to try to come to an agreement.

Discussion only. No formal action taken.

Item 43 to be reposted on May 9, 2006.

- 45. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR LEGAL OPINION ON ISSUES REGARDING REQUIREMENTS AND COUNTY COMPLIANCE WITH GASB-45. <sup>1</sup> (3:31 PM) (6:11 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 Sonleitner to authorize the County Attorney to negotiate with Vincent and Elkins for an appropriate contract amendment or modification with appropriate terms and conditions to get this work done and to fairly compensate the firm.

**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

**THE FOLLOWING ITEMS ARE ADDENDUM:**

- A1. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN CAUSE NO. CV06087, "SILVIA BOSQUES", INDIVIDUALLY AND AS NEXT FRIEND OF ERICA BOSQUES, A MINOR VS. VIRGINIA GONZALEZ IN BLANCO COUNTY. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (3:31 PM) (6:12 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 authorize the County Attorney's office to settle this matter for \$3,985.00 and execution of other appropriate documents.

**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. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER DESIGNATING MAIN EARLY VOTING, TEMPORARY EARLY VOTING AND MOBILE EARLY VOTING POLLING PLACES FOR THE MAY 13, 2006 JOINT GENERAL AND SPECIAL ELECTIONS. (COUNTY CLERK) (9:35 AM)

**Clerk's Note:** Item A2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- A3. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER FOR ELECTION DAY POLLING PLACES FOR THE MAY 13, 2006 JOINT GENERAL AND SPECIAL ELECTIONS. (COUNTY CLERK) (9:35 AM)

**Clerk's Note:** Item A3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- A4. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON FINANCIAL INCENTIVES AGREEMENT WITH HEWLETT PACKARD INC. (EXECUTIVE SESSION, PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (3:31 PM) (6:12 PM)

**Clerk's Note:** Judge Biscoe announced that Item A4 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 indicate the Court's desire to adhere to the following schedule: That we post on our May 2, 2006 Agenda an amendment to the current Financial Incentives Policy; to authorize the Court, basically, to establish a Reinvestment Zone as appropriate to work with Hewlett Packard and to deal with the issues that have surfaced; that we indicate our intention to have a public hearing on May 16, 2006 and take appropriate action as to the amendment; and I understand that all of this is really intended to enable us to do a 312-tax abatement agreement and I understand to do those in an unincorporated area you have to create a Reinvestment Zone.

**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. (6:14 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**

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**