

MINUTES OF MEETING – MAY 30, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 30th day of May 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 Gillian Porter.

The Commissioners' Court record notes that Precinct One Commissioner Ron Davis was not present during this voting session.

The Commissioners Court recessed the Voting Session at 10:44 AM.

The Commissioners Court reconvened the Voting Session at 11:07 AM.

The Commissioners Court recessed the Voting Session at 11:48 AM

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:39 PM and adjourned at 1:39 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:39 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:41 PM and adjourned at 1:42 PM.

The Commissioners Court reconvened the Voting Session at 1:42 PM.

The Commissioners Court retired to Executive Session at 1:46 PM.

The Commissioners Court reconvened the Voting Session at 4:13 PM.

The Commissioners Court adjourned the Voting Session at 4:23 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: REVISED FINAL PLAT OF LOT 40, BLOCK P, CAMBRIDGE HEIGHTS, COMMERCIAL SUBDIVISION (SHORT FORM PLAT – 2 COMMERCIAL LOTS – 5.85 ACRES – GRAND AVENUE PARKWAY – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY THE WINDERMERE UTILITY COMPANY – CITY OF PFLUGERVILLE ETJ). (COMMISSIONER SONLEITNER) (ACTION ITEM #5) (9:15 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 5 for a summary of the action item.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to open the public hearing.

Motion carried:

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| County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | absent |
| 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 Gómez to close the public hearing.

Motion carried:

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| County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | absent |
| 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: Jimmy Castro, Children’s Miracle Network; and Gus Pèna, Travis County Resident. (9:16 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C5 and Items 3, 4, 5, 6, 7.A&B, 9.A&B, 10, 11, 12, 15, 16, and 17. (9:22 AM)

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| Motion carried: County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | absent |
| 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 VOTING SESSION OF MAY 16, 2006.
- C4. APPROVE SETTING A PUBLIC HEARING ON JUNE 27, 2006 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 16, 17 AND 18, THE RANCH SECTION ONE SUBDIVISION (SHORT FORM PLAT – 2 LOTS – 3.3 ACRES – SAILBOAT PASS (MEADOW LINK) – SEWAGE SERVICE TO BE PROVIDED BY LCRA – NO MUNICIPAL ETJ). (COMMISSIONER DAUGHERTY)
- C5. APPROVE SETTING A PUBLIC HEARING ON JUNE 13, 2006 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO 5 FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 1076 AND 1077 AND TWO 5 FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 1078 AND 1079 OF APACHE SHORES SECTION 2, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY)

PURCHASING OFFICE ITEMS

- 2. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER FOR SOLE SOURCE EXEMPTION AND REQUEST TO PURCHASE TWO EXTERNAL RESCUE HOISTS FROM THE GOODRICH CORPORATION. (STARFLIGHT/EMERGENCY SERVICES) (COMMISSIONER GÓMEZ) (9:26 AM)

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

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 2.

Motion carried:

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

- 3. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 06K00091RV, COMMERCIAL SECURITY INTEGRATION D.B.A. EBM-AUSTIN, TO PROVIDE SECURITY UPGRADES AT THE TRAVIS COUNTY COURTHOUSE, NED GRANGER BUILDING AND EXECUTIVE OFFICE BUILDING. (FM) (COMMISSIONER GÓMEZ) (9:22 AM)

Clerk’s Note: Item 3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 4. APPROVE CONTRACT AWARD TO EASY ACCESS, INC. FOR INTERNET CREDIT CARD PROCESSING. (ITS/SHERIFF) (COMMISSIONER GÓMEZ) (9:22 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

5. RECORDING IN PRECINCT TWO: REVISED FINAL PLAT OF LOT 40, BLOCK P, CAMBRIDGE HEIGHTS, COMMERCIAL SUBDIVISION (SHORT FORM PLAT – 2 COMMERCIAL LOTS – 5.85 ACRES – GRAND AVENUE PARKWAY – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY THE WINDERMERE UTILITY COMPANY – CITY OF PFLUGERVILLE ETJ). (COMMISSIONER SONLEITNER) (9:22 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 A PHASING AGREEMENT WITH TIEMANN LAND AND CATTLE DEVELOPMENT, INC. FOR LAKESIDE WATER CONSERVATION IMPROVEMENT DISTRICT SERVICE AREAS 2A, 2C AND 2D. (COMMISSIONER SONLEITNER) (9:22 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 REQUESTS REGARDING THE LAKESIDE AT BLACKHAWK II PHASE 1, A SUBDIVISION IN PRECINCT 2: (9:22 AM)
 - A. ALTERNATIVE FISCAL; AND
 - B. CASH SECURITY AGREEMENT. (COMMISSIONER SONLEITNER)

Clerk's Note: Items 7.A&B 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

8. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD): (9:29 AM)

A. SETTING AND ADVERTISING PUBLIC HEARINGS ON THE TRAVIS COUNTY CONSOLIDATED PLAN; AND

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Christy Moffet, Social Services Manager, Travis County Health and Human Services (TCHHS).

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 8.A.

Motion carried: County Judge Samuel T. Biscoe yes
Precinct 1, Commissioner Ron Davis absent
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 THE FOLLOWING PLANNING REQUIREMENTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD): (9:33 AM)

B. OTHER RELATED ISSUES.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 8.B.

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

PLANNING AND BUDGET DEPT. ITEMS

9. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:22 AM)
 - A. GRANT APPLICATION TO TEXAS PARKS AND WILDLIFE DEPARTMENT FOR A REIMERS RANCH RECREATIONAL TRAILS GRANT PROGRAM IN THE TRANSPORTATION DEPARTMENT. A NEW GRANT WHICH WILL PROVIDE FUNDS FOR TRAILS IN THE SOUTHWEST METRO PARK; AND
 - B. GRANT APPLICATION TO THE BUREAU OF JUSTICE ASSISTANCE FOR A JUSTICE AND MENTAL HEALTH COLLABORATION PROGRAM IN JUVENILE PROBATION. A NEW GRANT WHICH WILL PROVIDE FUNDS TO OPERATE A JUVENILE MENTAL HEALTH COURT.

Clerk's Note: Items 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. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:22 AM)

Clerk's Note: Item 10 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

ADMINISTRATIVE OPERATIONS ITEMS

11. 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 \$589,431.01 FOR THE PERIOD OF MAY 12 TO MAY 18, 2006. (9:22 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:22 AM)

Clerk's Note: Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

13. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ISSUE CALL FOR RECOMMENDATIONS TO NAME A COUNTY BUILDING AND TAKE OTHER APPROPRIATE ACTION. (COMMISSIONER DAVIS AND COMMISSIONER GÓMEZ) (10:32 AM)

Members of the Court heard from: Shawn Malone, Research Analyst, Administrative Operations; and Jim Cooper, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to issue the call.

Motion carried:

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

- 14. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING ISSUES: (9:34 AM) (1:42 PM)
 - A. APPROVE FORM SUPPLEMENTAL EMPLOYMENT CONTRACT WITH DEPUTY PATHOLOGIST AND AUTHORIZE CHIEF ADMINISTRATIVE OFFICER OF TRAVIS COUNTY MEDICAL EXAMINER'S OFFICE TO EXECUTE THE SUPPLEMENTAL EMPLOYMENT CONTRACTS WITH DEPUTY PATHOLOGISTS NEEDED TO PROVIDE INTERIM COVERAGE;
 - B. APPROVE MODIFICATION TO CONTRACT FOR FORENSIC PATHOLOGIST SERVICES WITH DR. FERNANDEZ;
 - C. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSAL TO REDUCE TRAVIS COUNTY AUTOPSY CASELOAD;
 - D. APPROVE AMENDMENT OF CHAPTER 56 OF THE TRAVIS COUNTY CODE FOR OUT OF COUNTY AUTOPSIES AND OPTIONAL AUTOPSIES TO UPDATE REFERENCES AND ATTACH FORM PRIVATE AUTOPSY SERVICES CONTRACT AND CONSENT TO AUTOPSY SERVICES AS EXHIBIT B; AND
 - E. APPROVE FORM PRIVATE AUTOPSY CONTRACT AND CONSENT TO AUTOPSY SERVICES.

Clerk's Note: Items 14.A-E are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Beth Devery, Chief Administrative Officer, Travis County Medical Examiners Office; and Barbara Wilson, Assistant County Attorney.

Clerk's Note: The Court revisited Item 14.A at 1:42PM.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 14.A.

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

ITEM 14 CONTINUED

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 14.B.

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

Clerk’s Note: Item 14.C was discussion only. No formal action taken.

Clerk’s Note: Item 14.C to be reposted on June 6, 2006.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 14.D&E.

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

JUSTICE & PUBLIC SAFETY ITEMS

- 15. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE MEMORANDUM OF UNDERSTANDING WITH THE CAPITAL AREA PLANNING COUNCIL OF GOVERNMENTS REGARDING THE USE OF MUTUAL AID RADIO CHANNELS. (9:22 AM)

Clerk’s Note: Item 15 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON DECISION REGARDING DISPOSITION OF REIMBURSEMENT FUNDS TO TRAVIS COUNTY FROM FEMA FOR HURRICANE RITA EXPENSES. (9:22 AM)

Clerk's Note: Item 16 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

17. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:22 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. RECEIVE AND DISCUSS AS NECESSARY THE FIRST REVENUE ESTIMATE FOR THE FY '07 BUDGET PROCESS. (COUNTY AUDITOR) (10:39 AM)

Members of the Court heard from: Carolyn Damron, Senior Financial Analyst, Travis County Auditor's Office.

Discussion only. No formal action taken.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO WAIVE CERTAIN PERMITTING FEES FOR GIRL SCOUT CAMP FACILITY AT PACE BEND PARK. (COMMISSIONER DAUGHERTY) (10:40 AM)

Discussion only. No formal action taken.

Item 19 to be reposted on June 6, 2006.

AT 11:00 A.M.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING TRAVIS COUNTY REORGANIZATION INITIATIVES: (11:07 AM)
- 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
 - E. OTHER RELATED EMERGENCY PERSONNEL MATTERS. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO GOV'T. CODE ANN. 551.074, PERSONNEL MATTERS)

Members of the Court heard from: Caryl Colburn, Interim Criminal Justice Planning Coordinator, Criminal Justice Planning (CJP); Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; Christian Smith, Executive Manager, Planning and Budget Office (PBO); Joe Gieselmann, Executive Manager, TNR; and Sherri Fleming, Executive Manager, TCHHS&VS.

Discussion only. No formal action taken.

Items 20.A-E to be reposted June 6, 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.

- 21. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. VS. THE HOLLOW, INC. (ALLSTATE INVESTMENTS, LLC. RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (1:46 PM) (4:13 PM)

Clerk's Note: Judge Biscoe announced that Item 21 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 Daugherty to authorize the County Judge to execute the proposed tax resale deed to Allstate Investments, LLC, which has paid Travis County the sum of \$4,705.55.

Motion carried:

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

- 22. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. VS. FRITZ A. EMILIE M. TOEPPERWEIN (LEE AND ESTHER MONTOYA RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (1:46 AM) (4:13 PM)

Clerk’s Note: Judge Biscoe announced that Item 22 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 Daugherty to authorize the County Judge to sign the proposed tax resale deed to Lee and Esther Montoya, who have paid Travis County the sum of \$3,615.45 in cash.

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

- 23. CONSIDER AND TAKE APPROPRIATE ACTION ON OFFERS FROM HILL COUNTRY TRUST FOR TAX RESALE DEEDS IN THE FOLLOWING TAX FORECLOSURE SALE PROPERTIES: (1:46 PM) (4:14 PM)
 - A. TRAVIS COUNTY, ET AL. V. VIRGINIA M. LOWE;
 - B. TRAVIS COUNTY, ET AL. V. CHARLES E. AND JEANE A. CONNER; AND
 - C. TRAVIS COUNTY, ET AL. V. DOUGLAS ROBERT RUCKER. ¹

Clerk’s Note: Judge Biscoe announced that Items 23.A-C 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 Daugherty to authorize the County Judge to sign the proposed tax resale deed to Hill Country Trust for 3 tracts of land: 1) Building #55549, for which they paid \$6,706.80; 2) from Charles and Jeane Connor in the amount of \$5,900.00; and 3) from Douglas Robert Rucker in the amount of \$7,628.82 in cash. These three tracts of land will be deeded to Hill County Trust for the three sums of money stated.

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

24. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. VS. JERRY A. MACHA (PEGGY LAIRD RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (1:46 PM) (4:15 PM)

Clerk's Note: Judge Biscoe announced that Item 24 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 Daugherty to authorize the County Judge to sign the proposed tax resale deed to Peggy Laird, who has paid Travis County the sums of \$3,799.35 for tract number 1 and for tract number 2, \$4,347.34 in cash.

Motion carried:

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

25. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. VS. HARVEY HAWKINS (DARUSH FOROTANRAD RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (1:46 PM) (4:15 PM)

Clerk's Note: Judge Biscoe announced that Item 25 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 Daugherty to authorize the County Judge to sign the proposed tax resale deed to Darush Forotanrad, who has paid Travis County the sum of \$30,000.00 in cash.

Motion carried:

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

26. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. VS. JOHN E. HAMMOND (HERBERT J. MCMAHON RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (1:46 PM) (4:16 PM)

Clerk's Note: Judge Biscoe announced that Item 26 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 Daugherty to authorize the County Judge to sign the prepared tax resale deed to Herbert J. McMahon, who has paid Travis County the sum of \$7,000.00 in cash.

Motion carried:

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

27. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. VS. BELEN MENDOZA (I BUY LAND, LLC. RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (1:46 PM) (4:16 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.

Motion by Judge Biscoe and seconded by Commissioner Daugherty to authorize the County Judge to sign the prepared tax resale deed to I Buy Land, LLC., which paid Travis County \$2,527.27 in cash.

Motion carried:

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

28. CONSIDER AND TAKE APPROPRIATE ACTION ON OFFERS FROM MJULIAN INVESTMENTS OF NEVADA, LLC FOR TAX RESALE DEEDS IN THE FOLLOWING TAX FORECLOSURE SALE PROPERTIES: (1:46 PM) (4:16 PM)

A. TRAVIS COUNTY, ET AL. VS. LAMAR A. WASSERMAN; AND

B. TRAVIS COUNTY, ET AL. VS. HIGHLAND MALL BLVD., LTD. ¹

Clerk's Note: Judge Biscoe announced that Items 28.A&B 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.

Motion by Judge Biscoe and seconded by Commissioner Daugherty to authorize the County Judge to sign the prepared tax resale deed to MJulian Investments of Nevada, LLC., which paid Travis County the sum of \$5,096.90 for Item 28.A.

Motion carried:

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| County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | absent |
| 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 Daugherty to authorize the County Judge to sign the prepared tax resale deed to MJulian Investments of Nevada, LLC., which paid Travis County the sum of \$5,158.67 for Item 28.B.

Motion carried:

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

29. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(1:46 PM) (4:18 PM)
- A. AMEND A LEASE AGREEMENT CONCERNING PROPERTY LOCATED IN SOUTH AUSTIN, 2501 SOUTH CONGRESS AVENUE, TO PERMIT THE COUNTY TO EXERCISE A PURCHASE OPTION PRIOR TO JUNE 1, 2006;
 - B. AMEND THE PURCHASE AGREEMENT CONCERNING PROPERTY LOCATED IN SOUTH AUSTIN, 2501 SOUTH CONGRESS AVENUE, TO PERMIT THE CLOSING DATE TO BE EARLIER THAN AUGUST 1, 2006; AND
 - C. EXERCISE THE PURCHASE OPTION CONCERNING PROPERTY LOCATED IN SOUTH AUSTIN, 2501 SOUTH CONGRESS AVENUE. ²

Clerk's Note: Judge Biscoe announced that Items 29.A-C would be considered in Executive Session pursuant to Gov't Code Ann 551.072, Real Property

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize the following actions: In Item 29.A - Amend the lease agreement concerning property at 2501 South Congress to permit the County to exercise a purchase option prior to June 1, 2006; Item 29.B - Amend the purchase agreement concerning this property to permit the closing date to be earlier than August 1, 2006; and Item 29.C - Exercise the purchase option concerning this property located at 2501 South Congress Avenue.

Motion carried:

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

30. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING MIRTA MIR V. TRAVIS COUNTY SHERIFF'S CIVIL SERVICE COMMISSION. ¹
^{AND 3} (1:46 PM) (4:19 PM)

Clerk's Note: Judge Biscoe announced that Item 30 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 Sonleitner to authorize an additional seven days leave with pay for Mirta Mir, who works in the Travis County Sheriff's Office, in exchange for withdrawal of the appeal and any other steps necessary to finally settle this matter and get us released.

Motion carried:

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

31. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING JAMES COLBY WEST. ^{1 AND 3} (1:46 PM) (4:20 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 551.074, Personnel Matters.

Discussion only. No formal action taken.

Item 31 to be reposted on June 6, 2006.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ² (1:46 PM) (4:20 PM)

Clerk's Note: Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't Code Ann 551.072, Real Property

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize County Staff to proceed with negotiations with the other side, with an eye toward purchasing this property as soon as possible.

Motion carried:

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| County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | absent |
| 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 STATUS REPORT ON ADMINISTRATIVE REVIEW OF ISSUES RELATED TO MANAGEMENT OF FIRE MARSHAL'S OFFICE. ^{1 AND 3} (1:46 PM) (4:21 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 and Gov't Code Ann 551.074, Personnel Matters.

Members of the Court heard from: Tony Nelson, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez that effective June 1, 2006 that the Fire Marshall is no longer eligible for on-call pay and appropriate administrative scheduling needs to occur to reflect that decision of the Court; and that an appropriate communication be given to the County Auditor's Office.

Motion carried:

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

THE FOLLOWING ITEMS ARE ADDENDA:

- A1 RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING TNR FORMER EMPLOYEE, KYNA SIMMONS. (EXECUTIVE SESSION PURSUANT TO TEX. GOVT. CODE ANN. 551.071 AND 551.074) (1:46 PM) (4:22 PM)

Discussion only. No formal action taken.

- A2
 - A. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE PROPOSED SCOPE OF WORK FOR THE MEDICAL EXAMINER FORENSIC CENTER RENOVATION PROJECT; AND
 - B. AUTHORIZE FUNDING APPROVED FOR THE MEDICAL EXAMINER FORENSIC CENTER ADDITION PROJECT TO BE USED FOR THE MEDICAL EXAMINER FORENSIC CENTER RENOVATION PROJECT. (10:15 AM)

Members of the Court heard from: Leslie Stricklan, Project Manager, Facilities Management; Beth Devery; Chief Administrative Officer, Travis County Medical Examiners Office; Barbara Wilson, Assistant County Attorney; and Roger El Khoury, Director, Facilities Management.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve these two amounts, \$312,380.00, and \$63,000.00; to ask the Planning and Budget Office (PBO) to look at the SunGard HTE Financials surplus and whatever the HTE amount would govern; and bring that back, maybe as a budget transfer.

A Friendly Amendment to the previous Motion was offered by Commissioner Sonleitner to approve the scope of work, under Item A2.A.

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

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (4:23 PM)

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