

MINUTES OF MEETING – SEPTEMBER 12, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 12th day of September 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 recessed the Voting Session at 11:53 AM.

The Commissioners Court reconvened the Voting Session at 1:41 PM.

The Commissioners Court retired to Executive Session at 3:47 PM.

The Commissioners Court reconvened the Voting Session at 5:00 PM.

The Commissioners Court adjourned the Voting Session at 5:04 PM.

PUBLIC HEARINGS

- 1. RECEIVE PUBLIC COMMENTS ON THE FISCAL YEAR 2007 TAX RATE AND BUDGET. (9:16 AM)

Clerk’s Note: This Item is a public hearing to receive comments.

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: Christian Smith, Executive Manager, Planning and Budget Office (PBO).

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner 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: Charles Williams, Environmental Specialist, Transportation and Natural Resources (TNR); Zach Gorton, Colorado River Foundation; John Peña, Lower Colorado River Authority (LCRA); Tomas Ybarra, Travis County Resident; Gus Peña, Travis County Resident; Kevin Connally, Environmental Specialist, TNR; Jennifer Brown, Environmental Specialist, TNR; and Joyce Best, Northeast Action Group. (9:18 AM) (3:25 PM)

Clerk’s Note: Citizens Communication was revisited at 3:25 PM, in order to discuss Item 31, which had been postponed.

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C2 and Items 7.A-D, 8, 10, 11, 16, 17, 18, 20, 22, 24, 26, 27, and A1. (9:30 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.

RESOLUTIONS & PROCLAMATIONS

- 2. APPROVE RESOLUTION CONGRATULATING ROBERTO BAYARDO, MD., ON THE OCCASION OF HIS RETIREMENT AS TRAVIS COUNTY MEDICAL EXAMINER. (9:33 AM)

Members of the Court heard from: Mrs. Bayardo; and Roberto Bayardo, MD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the Resolution 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. (9:44 AM)

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

Clerk’s Note: The Court noted that by taking no action the prohibition on outdoor burning remains in place.

Discussion only. No formal action taken.

Item 3 to be reposted on September 19, 2006.

REVISED LANGUAGE:

4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS REGARDING THE TRAVIS COUNTY 2006 COMBINED CHARITIES CAMPAIGN:

A. AUTHORIZATION TO PRINT MATERIALS FOR OUR 2006 CAMPAIGN;
(9:47 AM)

Members of the Court heard from: Greg Hamilton, Travis County Sheriff; and Cecelia Burke, Director, Domestic Relations Office (DRO).

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

4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS REGARDING THE TRAVIS COUNTY 2006 COMBINED CHARITIES CAMPAIGN:

B. INCLUSION OF THE FOUR (4) UNAFFILIATED CHARITIES IN THE 2006 CAMPAIGN; (9:50 AM)

Members of the Court heard from: Greg Hamilton, Travis County Sheriff.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner 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 REQUESTS REGARDING THE TRAVIS COUNTY 2006 COMBINED CHARITIES CAMPAIGN:

C. INCLUSION OF TWO (2) CHARITIES AFFILIATED WITH COMMUNITY SHARES TO BE INCLUDED IN THE 2006 CAMPAIGN; AND (9:51 AM)

Members of the Court heard from: Cecelia Burke, Director, DRO; Joan Burham, Executive Director, Texas Inmates Families Association; and Norman Keike, Executive Director, Disability Assistance of Central Texas.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve that the two be added.

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 REQUESTS REGARDING THE TRAVIS COUNTY 2006 COMBINED CHARITIES CAMPAIGN:

D. AUTHORIZATION FOR SHERIFF GREG HAMILTON, CAMPAIGN CHAIRPERSON, TO SEND E-MAILS ABOUT THE 2006 CAMPAIGN DIRECTLY TO COUNTY EMPLOYEES. (10:02 AM)

Members of the Court heard from: Greg Hamilton, Travis County Sheriff.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 4.D.

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

- 5. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED FY '07 BUDGET RULES. (10:11 AM)

Members of the Court heard from: Jessica Rio, Budget Analyst, PBO; Christian Smith, Executive Manager, PBO; and Susan Spataro, Travis County Auditor.

Discussion only. No formal action taken.

Item 5 to be reposted on September 19, 2006.

- 6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY '07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:
 - A. STATUS OF "FY '07 MARKUP AVAILABLE FUNDS SUMMARY"; (10:25 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and Jessica Rio, Budget Analyst, PBO.

Discussion only. No formal action taken.

- 6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY '07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:
 - B. TECHNICAL CORRECTIONS TO THE FY '07 BUDGET; (10:39 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and Leroy Nellis, Budget Manager, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve all of the recommended technical changes or corrections.

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 6 CONTINUED

6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY '07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:

C. STATUS OF ROAD AND BRIDGE FUND; (10:47 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and Jessica Rio, Budget Analyst, PBO.

Discussion only. No formal action taken.

6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY '07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:

D. STATUS OF OUT-OF-COUNTY INMATE RESERVE; (10:51 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; Bill Derryberry, Senior Budget Analyst, PBO; and Leroy Nellis, Budget Manager, PBO.

Discussion only. No formal action taken.

6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY '07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:
(11:08 AM)

E. REBUDGETING OF OLD CERTIFICATES OF OBLIGATION AND BOND FUNDS;

F. REBUDGETING OF PROJECTS FUNDED FROM THE CAPITAL ACQUISITION RESOURCES ACCOUNT (CAR);

G. USE OF EXISTING ALLOCATED RESERVES WITHIN EXISTING CERTIFICATES OF OBLIGATION;

Clerk's Note: Items 6.E-G are associated with one another and were called for concurrent discussion.

ITEM 6 CONTINUED

Clerk’s Note: The Court discussed the capital rebudgeting process. Each year, departments request certain capital projects that have not been purchased to be rebudgeted into the next fiscal year.

Members of the Court heard from: Jessica Rio, Budget Analyst, PBO; Christian Smith, Executive Manager, PBO; Bill Derryberry, Senior Budget Analyst, PBO; and Major David Balagia, Corrections Division; Travis County Sheriff’s Office (TCSO).

Clerk’s Note: The Court discussed the following projects recommended for rebudgeting in CAR: ITS – \$383,000.00 for ITS Migration, Tiburon Version 7 and Oracle; and \$62,650.00 for e-courtroom; Facilities Management – \$133,295.00 for 5501 Airport Blvd., \$3,000.00 for space related costs in Probate Court, \$21,919.00 to complete projects at the JP offices, \$23,000.00 for the Forensic Center Addition, \$599,750.00 for Courthouse HVAC Replacement Phase II, \$9,000.00 for Exposition Center Show Barn Arena Fence, and \$8,625.00 in planning and design money for the Travis County Correctional Complex; Civil Courts - \$33,218.00 for completion of District Court E-Courtroom modifications and E-Courtroom Lite deployment; Sheriff’s Office - \$50,000.00 for Evidence Bar Coding System, \$250,000.00 for Firing Range Project in the Sheriff’s Office, \$187,500.00 for Building 2 HVAC Replacement, and \$72,250.00 for kitchen return air modification. The total for all of these projects is \$1,837,207.00.

Motion by Judge Biscoe and seconded by Commissioner Daugherty to approve the recommended \$1,837,207.00 for rebudgeting in the Capital Acquisitions Resources (CAR) Reserve.

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: The County Judge noted that the previous Motion was the approval of Item 6.F.

ITEM 6 CONTINUED

Clerk’s Note: The Court discussed PBO recommendations regarding the rebudgeting of the following old Certificates of Obligation (CO) and Bond Funds, under Item 6.E: CO’s – Funds 405, 431, 435, 454, 456, 457, 458, 463, and 469; Road Bonds/CO’s from the 1984 Authorization – Funds 406, 422, 432, 434, 437, and 452; Bonds for projects approved as part of the 1997 Authorization – Funds 439, 440, 444, and 450; Bonds for projects approved as part of the 2000, 2001 & 2005 Authorization – Funds 459, 460, 461, 464, 465, 467, 468, 470, 471, 472, and 473; Old CO and Bond funds awaiting to be closed – Funds 404, 413, 423, 425, 427, 428, 430, 433, 438, 441, 443, 446, 449, 451, 453, 455, and 466.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve of all these recommendations in Item 6.E.

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 6.G to be reposted September 19, 2006.

- 6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY ‘07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:

H. STATUS OF CHANGES TO FEES CONTROLLED BY COMMISSIONERS COURT; AND (11:27 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and Leroy Nellis, Budget Manager, PBO.

Motion by Commissioner Sonleitner and seconded by Commissioner Daugherty to clarify, related to the three fees on the Emergency Medical Services (EMS), which is the in County, and out of County take-off fee and for the flight fee mileage, and that those are effective October 1, 2006.

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 6 CONTINUED

6. REVIEW AND TAKE APPROPRIATE ACTION ON CONTINUATION OF FY '07 BUDGET MARK-UP, INCLUDING, BUT NOT LIMITED TO THE FOLLOWING:

I. OTHER CHANGES TO THE FY '07 BUDGET. (11:29 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO.

Discussion only. No formal action taken.

7. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:30 AM)
- A. GRANT APPLICATION WITH OFFICE OF THE GOVERNOR, DIVISION OF EMERGENCY MANAGEMENT WITH EMERGENCY SERVICES TO PROVIDE MONETARY ASSISTANCE FOR EXPENSES INCURRED DURING THE EXTREME WILDFIRE DANGER DISASTER PERIOD. THE AWARD IS A NEW ONE-TIME REIMBURSEMENT PROGRAM;
- B. GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR'S CRIMINAL JUSTICE DIVISION FOR THE JUVENILE ACCOUNTABILITY BLOCK GRANT IN THE JUVENILE PROBATION DEPARTMENT'S ASSESSMENT CENTER;
- C. GRANT CONTRACT WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (THROUGH THE ONESTAR FOUNDATION) FOR THE AMERICORPS GRANT PROGRAM IN HEALTH AND HUMAN SERVICES, WHICH CONTINUES THE EXISTING PROGRAM FOR FY '07; AND
- D. GRANT CONTRACT WITH INDIGENT DEFENSE TASK FORCE TO ESTABLISH A MENTAL HEALTH PUBLIC DEFENDER OFFICE. THE REQUIRED CASH MATCH IS INCLUDED IN THE FY '07 PRELIMINARY BUDGET.

Clerk's Note: Items 7.A-D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

8. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:30 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. CONSIDER AND TAKE APPROPRIATE ACTION ON SETTING THE CALENDAR YEAR 2007 SHERIFFS AND CONSTABLES FEE SCHEDULE. (11:30 AM)

Members of the Court heard from: Diana Ramirez, Budget Analyst, PBO; Jim Connolly, Assistant County Attorney; and Blaine Keith, Chief Assistant County Auditor, Travis County Auditor’s Office.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to apply an increase of 10% up to and including \$20,000.00. In excess of \$20,000.00 – 4%.

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

ADMINISTRATIVE OPERATIONS ITEMS

10. 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 \$290,610.80 FOR THE PERIOD OF AUGUST 25 TO AUGUST 31, 2006. (9:30 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:30 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 RECOMMENDATIONS RECEIVED TO NAME THE PRECINCT FOUR BUILDING AT 4011 MCKINNEY FALLS PARKWAY. (3:31 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and James Sylvester, Chief Deputy, TCSO.

Discussion only. No formal action taken.

Item 12 to be reposted on September 19, 2006.

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS:

A. TNR UNIT 2157 – SETTLE; (11:48 AM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD).

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 13.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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 13 CONTINUED

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS:

B. CONSTABLE PRECINCT 2 UNIT 2661 – SETTLE; (11:49 AM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD.

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to approve Item 13.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	yes

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS:

C. CONSTABLE PRECINCT 2 UNIT 2135 – SETTLE; (11:50 AM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 13.C.

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	yes

ITEM 13 CONTINUED

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS

D. JESS YLINIEMI – SETTLE; AND (11:51 AM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 13.D.

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	yes

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS:

E. BETTY VILLASANA – DENY. (11:52 AM)

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez that we uphold the recommendation of the Risk Manager to deny this claim.

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	yes

PURCHASING OFFICE ITEMS

- 14. A. APPROVE TWELVE-MONTH EXTENSIONS (MODIFICATION NO. 6) TO CONTRACT NO. 02T00005OJ, UNITED HEALTHCARE INSURANCE COMPANY, FOR THE:
 - 1. COBRA ADMINISTRATIVE SERVICES AGREEMENT;
 - 2. CUSTOMER REPORTING SYSTEM INTERNET ACCESS AGREEMENT;
AND
 - 3. STOP LOSS INSURANCE AGREEMENT.

- B. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 7) TO CONTRACT NO. 02T00005OJ, UNITED HEALTHCARE INSURANCE COMPANY, FOR ADMINISTRATIVE SERVICES AGREEMENT FOR TRAVIS COUNTY EMPLOYEES, TRAVIS COUNTY HEALTHCARE DISTRICT EMPLOYEES, RETIREES, AND THEIR DEPENDENTS. (HRMD) (COMMISSIONER GÓMEZ) (2:51 PM)

Clerk’s Note: Items 14A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD; Nelson Armstrong, Spectera; Cindy Purinton, Benefit Administrator, HRMD; Matt Nolte, United Healthcare; and Barbara Wilson, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 14.A in its entirety and 14.B.

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

- 15. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 6) TO CONTRACT NO. 01T0008OJ, CERIDIAN BENEFITS SERVICES, INC., FOR THE ADMINISTRATION OF THE FLEXIBLE SPENDING ACCOUNT FOR TRAVIS COUNTY EMPLOYEES. (HRMD) (COMMISSIONER GÓMEZ) (9:15 AM)

Item 15 pulled from the Agenda.

16. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 5) TO CONTRACT NO. 02T000380J, UNUM LIFE INSURANCE COMPANY, FOR BASIC LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT. (HRMD) (COMMISSIONER GÓMEZ) (9:30 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 TWELVE-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 04T003010J, UNUM LIFE INSURANCE COMPANY, FOR OPTIONAL LIFE, ACCIDENTAL DEATH & DISMEMBERMENT, SHORT TERM DISABILITY, LONG TERM DISABILITY FOR TRAVIS COUNTY EMPLOYEES AND RETIREES. (HRMD) (COMMISSIONER GÓMEZ) (9:30 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 TWELVE-MONTH EXTENSION (MODIFICATION NO. 5) TO CONTRACT NO. 02T002940J, EVERCOM SYSTEMS, INC., FOR INMATE, PAY PHONE AND FACSIMILE SERVICES. (ITS & SHERIFF'S OFFICE) (COMMISSIONER GÓMEZ) (9:30 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.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF RFP NO. P060285-JT, MENTAL HEALTH PUBLIC DEFENDER'S OFFICE. (PURCHASING) (COMMISSIONER GÓMEZ) (1:41 PM)

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 19.

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	yes

- 20. APPROVE INTERLOCAL AGREEMENT WITH CITY OF AUSTIN FOR SHARING AUTOMATED PALM AND FINGERPRINT IDENTIFICATION SYSTEM DATA. (TCSO) (COMMISSIONER GÓMEZ) (9:30 AM)

Clerk's Note: Item 20 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 21. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. PS060210RE, WORKSOURCE-GREATER AUSTIN AREA WORKFORCE BOARD, FOR RAPID EMPLOYMENT MODEL. (HHS & VS) (COMMISSIONER GÓMEZ) (3:27 PM)

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

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to approve Item 21.

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

- 22. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 4) TO INTERLOCAL AGREEMENT NO. IL030034RE, TRAVIS COUNTY EMERGENCY SERVICES DISTRICT 4, FOR FIREFIGHTER TRAINING ACADEMY. (HHS & VS) (COMMISSIONER GÓMEZ) (9:30 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. APPROVE CONTRACT AWARD FOR GARDNER BETTS DETENTION SHELL BUILD OUT (PACKAGE B, RE-BID) IFB NO. B060284-DG TO THE LOW BIDDER JOURNEYMAN CONSTRUCTION, L.P. (COMMISSIONER GÓMEZ) (1:42 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 23.

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 yes

- 24. APPROVE ISSUANCE OF JOB ORDER NO. 41, MINOR CONSTRUCTION AND RENOVATION SERVICES CONTRACT 04K0203BRV, ARCHITECTURAL HABITAT OF AUSTIN, INC. (FM, JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:30 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 25. CONSIDER AND TAKE APPROPRIATE ACTION ON A FINAL PLAT, THE LODGE AT HAMMETT’S CROSSING IN PRECINCT THREE: ONE LOT, 35.46 ACRES – HAMILTON POOL ROAD – NO FISCAL IS REQUIRED WITH THE FINAL PLAT – SEWAGE SERVICE TO BE PROVIDED BY AN ON-SITE PRIVATE SEWAGE FACILITY. (COMMISSIONER DAUGHERTY) (10:45 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Daugherty **and seconded by** Commissioner Sonleitner to approve 25.

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

26. CONSIDER AND TAKE APPROPRIATE ACTION ON THE APPROVAL OF ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR LAKESIDE AT BLACKHAWK SECTION 1 AND SECTION 2, TWO SUBDIVISIONS IN PRECINCT 2. (COMMISSIONER SONLEITNER) (9:30 AM)

Clerk's Note: Item 26 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

27. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:30 AM)

Clerk's Note: Item 27 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON TRANSFER OF FUNDING IN THE PRELIMINARY BUDGET FROM THE PHARMACY RESERVE TO THE TRAVIS COUNTY SHERIFF'S OFFICE BUDGET FOR AN INTERNAL PHARMACY. (SHERIFF'S OFFICE) (3:06 PM)

Members of the Court heard from: Bill Campbell, Finance Director, TCSO; Leroy Nellis, Budget Manager, PBO; Major David Balagia, Corrections Division, TCSO; and Mike Summers, Medical Director, TCSO.

Discussion only. No formal action taken.

Item 28 to be reposted on September 19, 2006.

29. RECEIVE REPORT ON THE LEASE-PURCHASE PROGRAM AND OTHER ACTIVITIES OF STRATEGIC HOUSING FINANCE CORPORATION AND TAKE APPROPRIATE ACTION. (1:42 PM)

Members of the Court heard from: Wylie Hopkins, Executive Director, Housing Authority of Travis County (HATC); Darla Kendall, Lease Purchase Program, HATC; Cliff Blount, Attorney for the Travis County Corporations; Keith Hoffpauir, Director Homeownership Program, HATC; Harvey Davis, Manager, Travis County Corporations; Bill Friday, Assistant Executive Director/Chief Financial Officer, HATC; and Walter Moreau, Executive Director, Foundation Communities.

Discussion only. No formal action taken.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:04 AM)

A. TRAVIS COUNTY HEALTHCARE DISTRICT'S FISCAL YEAR 2007
BUDGET; AND

B. TRAVIS COUNTY HEALTHCARE DISTRICT'S 2006 TAX RATE.

Members of the Court heard from: Trish Young, President and Chief Executive Officer, Travis County Healthcare District; and Clarke Heidrick, Chairman, Travis County Healthcare District Board.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve \$134,571,642.00 as the FY 2007 budget.

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: The Court noted that the amount for the budget was incorrect so a second Motion was put forward on the corrected amount.

Motion by Judge Biscoe and seconded by Commissioner Daugherty to approve \$134,092,865.00 as the Healthcare District 2007 Fiscal Year budget.

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 to approve 0.0734 as the Healthcare Districts tax rate for FY'07.

Motion carried:

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

- 31. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES RELATED TO THE CONDUCT OF THE NOVEMBER 7, 2006 JOINT GENERAL AND SPECIAL ELECTIONS. (COUNTY CLERK) (9:16 AM) (3:25 PM)

Item 31 was postponed until September 19, 2006.

Clerk's Note: Item 31 was revisited at 3:25 PM and discussed under Citizens Communication.

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.

- 32. CONSIDER AND TAKE APPROPRIATE ACTION ON AN OFFER TO SELL EASEMENT RIGHTS FOR INSTALLATION AND MAINTENANCE OF A WATERLINE ACROSS PRIVATE PROPERTY, TO ALLOW FOR THE PROVISION OF NON-POTABLE/IRRIGATION WATER SERVICE TO THE TRAVIS COUNTY EAST METROPOLITAN PARK, LOCATED IN PRECINCT ONE. ^{1 AND 2} (3:47 PM) (5:00 PM)

Clerk's Note: Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't Code Ann 551.072, Real Property.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to reject the offer of \$25,000.00 made by the owner to cross their private property for that particular easement, and that we counter-offer with \$18,000.00, and that also will not include a hook-up that the owner has requested.

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 A COUNTER-OFFER RECEIVED FOR THE ACQUISITION OF PROPERTY (PARCELS 2A AND 2B) FOR RIGHT-OF-WAY PURPOSES ON R.M. 2244 (BEE CAVES ROAD), CIP PROJECT # 3105-FM2244000-05B01A, LOCATED IN PRECINCT THREE. ^{1 AND}
² (3:47 PM) (5:01 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 551.072, Real Property.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to reject the offer of \$225,000.00 and counter with an offer of \$205,000.00.

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

- 34. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON SETTLEMENT OFFER IN CONSOLIDATED DOE CASES V. CITY OF AUSTIN, JASON LOCKABY AND TRAVIS COUNTY (REQUESTED BY PLAINTIFF). ¹ (3:47 PM)
(5:01 PM)

Clerk’s Note: Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to reject the offer to settle and counter with an offer of a \$1,000.00 to each plaintiff, and an offer of judgment.

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

35. CONSIDER STATUS OF POTENTIAL SALE OF PROPERTY AT 6701 BURNET ROAD AND TAKE APPROPRIATE ACTION. ¹ (3:47 PM) (5:02 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 Commissioner Sonleitner **and seconded by** Commissioner Gómez in the light of the expiration of the feasibility on September 11, 2006, we would like to reinstate the feasibility to extend on this to September 22, 2006; and that we are looking for a hard closing on or before October 15, 2006. We are further asking for the earnest money to go up another \$20,000.00 to \$100,000.00, and to make it extraordinarily clear, with all due respect, no further extensions on our offer.

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

THE FOLLOWING ITEMS ARE ADDENDA:

- A1. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE REQUEST TO UTILIZE COUNTY FUNDS THROUGH THE CHILD PROTECTIVE SERVICES STATE BUDGET TO COVER TRAVEL COST FOR FOSTER YOUTH.
 (9:30 AM)

Clerk's Note: Item A1 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- A2. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING CONTRACT WITH STANEK ASSOCIATES, INC. FOR RESEARCH AND RECOVERY SERVICES INCLUDING AUTHORIZING LIMITED POWER OF ATTORNEY. (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (3:47 PM) (5:03 PM)

Clerk's Note: Judge Biscoe announced that Item A2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item A2 to be reposted on September 19, 2006.

- A3. RECEIVE UPDATE ON LEASE WITH CITY OF JONESTOWN FOR SPACE LOCATED AT 18649 HIGHWAY 1431. (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY AND 551.072, REAL PROPERTY) (3:47 PM) (5:03 PM)

Clerk's Note: Judge Biscoe announced that Item A3 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't Code Ann 551.072, Real Property.

Discussion only. No formal action taken.

Item A3 to be reposted on September 19, 2006.

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (5:04 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 yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge