

MINUTES OF MEETING – OCTOBER 3, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 3rd day of October 2006, the Commissioners' Court convened the Voting Session at 9:16 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 retired to Executive Session at 10:15 AM.

The Commissioners Court reconvened the Voting Session at 11:51 AM.

The Commissioners Court recessed the Voting Session at 11:52 AM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:42 PM and recessed at 1:43 PM.

The Commissioners Court reconvened the Voting Session at 1:43 PM.

The Commissioners Court retired to Executive Session at 4:13 PM.

The Commissioners Court reconvened the Voting Session at 5:54 PM.

The Commissioners Court adjourned the Voting Session at 6:00 PM.

RESOLUTIONS & PROCLAMATIONS

- 3. APPROVE RESOLUTION CELEBRATING “NATIONAL 4-H WEEK” IN TRAVIS COUNTY. (9:37 AM)

Members of the Court heard from: Lindsay Davis, President, Travis County 4-H; Lillianne Goeders, Agent, Texas Cooperative Extension; Danielle Dickson, Americorps; Sarah Sullivan, Americorps; Matthew Strong, Travis County Employee, former 4-H Member; and Gilbert Duran, Americorps.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the Resolution in Item 3.

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: Items 3 & 21 are associated with one another and were called for concurrent discussion.

SPECIAL ITEMS

- 4. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND RELATED MATTERS. (9:35 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.

PURCHASING OFFICE ITEMS

5. APPROVE AUTHORIZATION TO COMMENCE NEGOTIATIONS WITH THE MOST HIGHLY QUALIFIED FIRM, HALFF ASSOCIATES, RFQ NO. Q060304JW, PROFESSIONAL ENGINEERING SERVICES FOR COUNTY-WIDE SIDEWALK AND HIKE & BIKE FACILITY IMPROVEMENTS. (TNR) (COMMISSIONER GÓMEZ) (9:30 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. APPROVE CONTRACT AWARD FOR GENERAL MEDICAL LAB SERVICES, RFS NO. S060234-ML, TO THE SOLE PROPOSER, ALLIANT DIAGNOSTICS, INC. (SHERIFF'S OFFICE) (COMMISSIONER GÓMEZ) (9:30 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. DONATE SURPLUS MODULAR FURNITURE TO THE FOLLOWING CHARITABLE ORGANIZATIONS PURSUANT TO SECTION 263.152 (a)(4)(A)(B)(C) OF THE TEXAS LOCAL GOVERNMENT CODE: (9:30 AM)
 - A. BADGERDOG LITERARY PUBLISHING; AND
 - B. EASTER SEALS. (FIXED ASSETS) (COMMISSIONER GÓMEZ)

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.

8. DECLARE FURNITURE SURPLUS AND DONATE TO THE FOLLOWING CHARITABLE ORGANIZATION PURSUANT TO SECTION 263.152 (a)(4)(A)(B)(C) OF THE TEXAS LOCAL GOVERNMENT CODE:

- A. CASA OF TRAVIS COUNTY, INC. (FIXED ASSETS) (COMMISSIONER GÓMEZ) (9:30 AM)

Clerk's Note: Item 8.A approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. 05T00097LD, SEMMATERIALS LP, FOR EMULSIFIED ASPHALT. (TNR) (COMMISSIONER GÓMEZ) (9:30 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 SOLE SOURCE EXEMPTION (MODIFICATION NO. 1) TO CONTRACT NO. CM060201LC, WITH ARGENT SOFTWARE INC., FOR ADDITIONAL LICENSES AND SUPPORT SERVICES. (ITS) (COMMISSIONER GÓMEZ) (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. APPROVE MODIFICATION NO. 4 AND RATIFICATION TO CONTRACT NO. PS020181LB, CORRECTIONS SOFTWARE CORPORATION (CSC), FOR PROFESSIONAL SERVICES AND NONEXCLUSIVE LICENSE AGREEMENT. (CSCD) (COMMISSIONER GÓMEZ) (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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

12. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISION OF LOTS 1-6, BLOCK V, RESERVE AT TWIN CREEKS SECTION 13 (SHORT FORM PLAT – 7 LOTS – 1.517 ACRES – TWIN CREEKS CLUB DRIVE – NO FISCAL REQUIRED – CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:30 AM)

Clerk's Note: Item 12 is the action item for the public hearing on Agenda Item 1.

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 A PLAT FOR RECORDING IN PRECINCT FOUR: RESUBDIVISION OF LOT 7, SOUTH FORK ESTATES (1 EXISTING LOT OF 11.76 ACRES, PROPOSED TO BE DIVIDED INTO 2 LOTS OF 10.35 ACRES AND 1.28 ACRES – 7905 S. FM 973 – NO FISCAL IS REQUIRED WITH THE FINAL PLAT – WATER AND WASTEWATER WILL BE PROVIDED BY THE CITY OF AUSTIN). (COMMISSIONER GÓMEZ) (9:30 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. CONSIDER AND TAKE APPROPRIATE ACTION ON ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STAR RANCH SECTION 1, A SUBDIVISION IN PRECINCT TWO. (COMMISSIONER SONLEITNER) (9:30 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE AN ADVANCE FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR GILLILAND CREEK TRAIL, PHASE III, A SURFACE TRANSPORTATION PROGRAM METROPOLITAN MOBILITY PROJECT (4C). (COMMISSIONER SONLEITNER) (9:30 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 THE FOLLOWING:
(9:30 AM)
- A. VILLAGES OF HIDDEN LAKE, PHASE 4C, FINAL PLAT IN PRECINCT TWO (LONG FORM PLAT – 73 TOTAL LOTS: 69 SINGLE FAMILY LOTS AND 4 LANDSCAPE LOTS – 15.69 ACRES – WEISS LANE – FULL FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY (\$752,804.66) – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF PFLUGERVILLE – PFLUGERVILLE ETJ); AND
 - B. CONSTRUCTION AGREEMENT FOR VILLAGES OF HIDDEN LAKE, PHASE 4C, FINAL PLAT. (COMMISSIONER SONLEITNER)

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

17. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:30 AM)
- A. SHADOWGLEN, PHASE 2 SECTION 14A, FINAL PLAT IN PRECINCT ONE (LONG FORM PLAT – 58 TOTAL LOTS: 56 SINGLE FAMILY LOTS AND 2 OPEN SPACE LOTS – 15.102 ACRES – SHADOWGLEN TRACE BOULEVARD – ALTERNATIVE FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #2 – CITY OF MANOR ETJ); AND
 - B. CONSTRUCTION AGREEMENT FOR SHADOWGLEN, PHASE 2 SECTION 14A, FINAL PLAT. (COMMISSIONER DAVIS)

Clerk's Note: Items 17.A&B 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 THE FOLLOWING:
(9:30 AM)

A. SHADOWGLEN, PHASE 2 SECTION 15B, FINAL PLAT IN PRECINCT ONE (LONG FORM PLAT – 86 TOTAL LOTS: 83 SINGLE FAMILY LOTS AND 3 OPEN SPACE LOTS – 15.264 ACRES – SHADOWGLEN TRACE BOULEVARD – ALTERNATIVE FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WILBARGER CREEK MUD #1 – CITY OF MANOR ETJ); AND

B. CONSTRUCTION AGREEMENT FOR SHADOWGLEN, PHASE 2 SECTION 15B, FINAL PLAT. (COMMISSIONER DAVIS)

Clerk's Note: Items 18.A&B 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 THE FOLLOWING:
(9:30 AM)

A. AVALON PHASE 1, FINAL PLAT IN PRECINCT TWO (LONG FORM PLAT – 81 TOTAL LOTS: 78 RESIDENTIAL LOTS, 3 LANDSCAPE, OPEN AND DRAINAGE LOTS – 29.61 ACRES – JAKES HILL ROAD – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY KELLY LANE WCID #1 – PFLUGERVILLE ETJ); AND

B. CONSTRUCTION AGREEMENT FOR AVALON PHASE 1, FINAL PLAT. (COMMISSIONER SONLEITNER)

Clerk's Note: Items 19.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:30 AM)
- A. AVALON PHASE 2, FINAL PLAT IN PRECINCT TWO (LONG FORM PLAT – 60 TOTAL LOTS: 57 RESIDENTIAL LOTS, 3 LANDSCAPE, OPEN AND DRAINAGE LOTS – 24.06 ACRES – CRISPIN LAND – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY KELLY LANE WCID #1 – PFLUGERVILLE ETJ); AND
 - B. CONSTRUCTION AGREEMENT FOR AVALON PHASE 2, FINAL PLAT.
(COMMISSIONER SONLEITNER)

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.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

21. RECEIVE UPDATE ON 4-H CAPITAL AND AMERICORPS PROGRAM.
(9:37 AM)

Clerk's Note: Items 3 & 21 are associated with one another and were called for concurrent discussion. Please refer to Item 3 for a summary of the action taken by the Court.

PLANNING AND BUDGET DEPT. ITEMS

22. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER TO DIRECT DEPOSITING SALARY FUND MONIES INTO THE GENERAL FUND OF TRAVIS COUNTY. (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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:30 AM)
- A. GRANT APPLICATION WITH YOUTH SERVICES AMERICA AND THE DEPARTMENT OF JUSTICE, OFFICE OF JUVENILE JUSTICE AND DELINQUENCY FOR THE YOUTH RISING, A COMMUNITY SERVICES PROJECT IN THE TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT;
 - B. GRANT APPLICATION WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR THE RETIRED SENIORS VOLUNTEER PROGRAM IN THE TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT;
 - C. GRANT CONTRACT WITH TARGET CORPORATION FOR THE COMMUNITY SUPPORT GRANT IN THE TRAVIS COUNTY SHERIFF'S OFFICE;
 - D. GRANT CONTRACT WITH THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE TO PROVIDE PARTIAL FUNDING FOR THE DEVELOPMENT AND EQUIPPING OF A TRAVIS COUNTY REGIONAL FIREARMS TRAINING CENTER IN THE TRAVIS COUNTY SHERIFF'S OFFICE; AND
 - E. GRANT CONTRACT WITH OFFICE OF THE ATTORNEY GENERAL FOR THE ACCESS AND VISITATION GRANT IN JUVENILE PROBATION TO CONTINUE THE COOPERATING PARENTING PROGRAM IN FY '07.

Clerk's Note: Items 23.A-E approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:32 AM)

No action necessary on Item 24.

ADMINISTRATIVE OPERATIONS ITEMS

25. 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 \$588,996.40 FOR THE PERIOD OF SEPTEMBER 15 TO SEPTEMBER 21, 2006. (9:30 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (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.

27. A. CONSIDER AND TAKE APPROPRIATE ACTION ON EMPLOYEE REFUNDS UNDER TUITION REIMBURSEMENT POLICY 10.021; AND
B. AUTHORIZE THE COUNTY AUDITOR AND TREASURER TO REIMBURSE CERTAIN EMPLOYEES. (9:30 AM)

Clerk's Note: Items 27.A&B 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 REGARDING RECOMMENDATION FOR PROPERTY CLAIM FOR TRANSPORTATION AND NATURAL RESOURCES – SETTLE. (9:30 AM)

Clerk's Note: Item 28 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

- 29. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:30 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. CONSIDER AND TAKE APPROPRIATE ACTION ON RESOLUTION APPROVING A TAX EXEMPT BOND FINANCING TO BE UNDERTAKEN BY THE INDIANA HEALTH AND EDUCATION FACILITY FINANCING AUTHORITY. (9:52 AM)

Clerk's Note: Item 30 is the action item for the public hearing on Agenda Item 2.

Members of the Court heard from: Harvey Davis, Manager, Travis County Corporations; and Michael Regier, Senior Vice President and General Counsel, Seton Healthcare Network.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to waive the fee and indicate the reason we are waiving the fee is that we have four more payments coming in the amount of \$250,000.00 approximately, per payment, and that we see this as a way for us to indirectly contribute toward the Children's Hospital and we will indicate that in writing.

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

31. RECEIVE A REPORT FROM INNOVATIVE JAIL DIVERSION PROGRAMS FUNDED BY COMMISSIONERS COURT DURING THE LAST TWO YEARS AND TAKE APPROPRIATE ACTION. (1:44 PM)

Members of the Court heard from: Kimberly Pierce, Interim Planning Manager, Criminal Justice Planning (CJP); Major David Balagia, Corrections Division; Travis County Sheriff's Office (TCSO); Buddy Meyer, Director, District Attorney's Office; Randy Leavitt, First Assistant County Attorney; Debra Hale, Court Coordinator; Abraham Menharis, Mental Health Mental Retardation (MHMR); The Honorable David Crain, Judge, County Court-at-Law Number 3; The Honorable Jan Breland, Judge, County Court-at-Law Number 6; and Irma Guerrero, Division Director, Pretrial Services.

Discussion only. No formal action taken.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON SHERIFF'S OFFICE REQUEST TO TEXAS COMMISSION ON JAIL STANDARDS FOR ADDITIONAL VARIANCE BEDS. (SHERIFF'S OFFICE) (2:56 PM)

Members of the Court heard from: Major David Balagia, Corrections Division; TCSO; Bill Derryberry, Senior Budget Analyst, Planning and Budget Office (PBO); Christian Smith, Executive Manager, PBO; and Kimberly Pierce, Interim Planning Manager, CJP.

Discussion only. No formal action taken.

33. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ADDITIONS TO THE TRAVIS COUNTY SHERIFF'S OFFICE VEHICLE FLEET: (9:30 AM)

A. ONE 2007 PACE AMERICAN 14 FOOT TRAILER FOR USE BY K9 UNIT;
AND

B. TWO 2007 WELLS FARGO 10 FOOT ROAD FORCE TRAILERS FOR USE BY THE TRAFFIC UNIT.

Clerk's Note: Items 33.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

34. CONSIDER AND TAKE APPROPRIATE ACTION ON SCOPE OF WORK FOR NEW CIVIL COURT'S BUILDING. (THIS ITEM MAY 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) (10:15 AM) (3:21 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 and Gov't. Code Ann 551.072, Real Property.

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; the Honorable John K. Dietz, Judge, 250th District Court; Cyd Grimes, Travis County Purchasing Agent; and Jim Barr, Senior Project Manager, Facilities Management.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize Staff to put together an appropriate scope of service and do informal competition to select a consultant, to assist with an analysis, assessment and evaluation of the two Travis County-owned tracts of land in downtown, or near downtown Austin, namely what we call the USB tract and the San Antonio Garage, that we have this matter back on the Court's agenda three weeks from today for follow-up action.

A Clarification of the Previous Motion was made by Judge Biscoe that for the San Antonio Garage tract, we need to look at any and all land located close thereto.

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 AND TAKE APPROPRIATE ACTION ON FIRST AMENDMENT TO INTERLOCAL AGREEMENT FOR SERVICES WITH THE TRAVIS COUNTY HEALTHCARE DISTRICT. (9:58 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); John Hille, Assistant County Attorney; and Mary Mayes, Investment Manager, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 35.

Motion carried:

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

36. CONSIDER AND TAKE APPROPRIATE ACTION ON ELECTION SERVICES AGREEMENTS BETWEEN TRAVIS COUNTY AND EMERGENCY SERVICES DISTRICT #5, EMERGENCY SERVICES DISTRICT #8, EMERGENCY SERVICES DISTRICT #12, KELLY LANE WCID #2, MARBLE FALLS INDEPENDENT SCHOOL DISTRICT, THE VILLAGE OF BEE CAVE AND THE VILLAGE OF POINT VENTURE. (COUNTY CLERK) (9:30 AM)

Clerk's Note: Item 36 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

37. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A JOINT ELECTION AGREEMENT FOR THE NOVEMBER 7, 2006 JOINT GENERAL AND SPECIAL ELECTIONS BETWEEN TRAVIS COUNTY AND THE FOLLOWING: (9:30 AM)
- A. CITY OF AUSTIN;
 - B. CITY OF CEDAR PARK;
 - C. CITY OF LEANDER;
 - D. CITY OF PFLUGERVILLE;
 - E. EMERGENCY SERVICES DISTRICT #5;
 - F. EMERGENCY SERVICES DISTRICT #8;
 - G. EMERGENCY SERVICES DISTRICT #12;
 - H. HAYS COUNTY CONSOLIDATED INDEPENDENT SCHOOL DISTRICT;
 - I. KELLY LANE WCID #2;
 - J. LAKESIDE WCID #2A;
 - K. LAKESIDE WCID #2D;
 - L. MARBLE FALLS INDEPENDENT SCHOOL DISTRICT;
 - M. ROUND ROCK INDEPENDENT SCHOOL DISTRICT; AND
 - N. THE VILLAGE OF BEE CAVE. (COUNTY CLERK)

Clerk's Note: Items 37.A-N approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 41. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON A CLAIM BY THE GARFIELD WATER SUPPLY CORPORATION FOR WATER SUPPLY TO THE COUNTY'S SOUTHEAST METROPOLITAN PARK. ¹ (10:15 AM)
(5:56 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.

No action taken on Item 41.

- 42. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON GENERAL LIABILITY CLAIM FILED BY OPHELIA MALICIA FOR WATER DAMAGE TO HER RESIDENCE AT 1405 CANTERBURY, AUSTIN, TEXAS OCCURRING ON MAY 4, 2006. ¹ (10:15 AM)
(5:56 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to authorize the County Attorney to obtain a letter of agreement from Ophelia Malicia, outlining Travis County's commitment for rectifying the damages to her home, resulting from the water intrusion that occurred on May 4, 2006, and to authorize the expenditure of up to \$85,000.00 for the remediation of the mold in Ms. Malicia's home. As soon as the same has been secured, we should share that with the insurance company for the contractor, put them on notice that we are spending money to resolve this issue and that at the appropriate time we would expect them to pay the County in full.

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 ADDENDUM:

C6. APPROVE PROCLAMATIONS HONORING FOUR INDIVIDUALS FOR RECEIVING LIFETIME ACHIEVEMENT AWARDS FROM THE TRAVELERS GOLF ASSOCIATION, NAMELY: (9:30 AM)

- A. ALVIN ARNOLD;
- B. ISSAC BELL, JR.;
- C. HARRISON FRESCH; AND
- D. CHARLES TAYLOR. (JUDGE BISCOE)

Clerk's Note: Items C6.A-D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

A1. RECEIVE ADVICE FROM COUNTY ATTORNEY REGARDING CHAPTER 26 HEARING FOR THE PROPOSED CHANGE OF USE BY THE CITY OF AUSTIN FOR THE CORTANA TRACT AND TAKE APPROPRIATE ACTION. (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (10:15 AM) (4:13 PM) (5:59 PM)

Discussion only. No formal action taken.

A2. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING: (9:30 AM)

- A. PRECINCT ONE TAX OFFICE DEDICATION PLAQUE LAYOUT AND DESCRIPTION; AND
- B. PRECINCT ONE TAX OFFICE DEDICATION CEREMONY DATE AND TIME. (COMMISSIONER DAVIS)

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

Clerk's Note: The Court noted that the dedication ceremony would be on November 9, 2006, at 10:30 AM.

