

MINUTES OF MEETING – NOVEMBER 28, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 28th day of November 2006, the Commissioners' Court convened the Voting Session at 9:19 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 Four Commissioner Margaret Gómez was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:02 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:39 PM and adjourned at 1:40 PM.

The Commissioners Court reconvened the Voting Session at 1:40 PM.

The Commissioners Court retired to Executive Session at 2:42 PM.

The Commissioners Court reconvened the Voting Session at 4:37 PM.

The Commissioners Court adjourned the Voting Session at 4:44 PM.

3. RECEIVE INPUT FROM RESIDENTS OF TRAVIS COUNTY REGARDING DRAFTS OF THE SUBSTANTIAL AMENDMENT TO TRAVIS COUNTY'S 2006-2010 CONSOLIDATED PLAN AND ACTION PLAN PY 2006 FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN AFFAIRS, OFFICE OF COMMUNITY PLANNING AND DEVELOPMENT. (9:22 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	absent

Members of the Court heard from: Meg Poag, Planner, Travis County Health and Human and Services (TCHHS); Connie Gonzales, Travis County Resident; Lupe Satillo, Travis County Resident; Ruben Flores, Travis County Resident; Ms. Flores, Travis County Resident; Gus Peña, Travis County Resident; and Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS).

Motion by Judge Biscoe **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	absent

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident. (9:44 AM)

Clerk's Note: The County Judge reminded Travis County employees that the deadline for donations to the Combined Charities effort is December 15, 2006.

CONSENT ITEMS

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C3 and Items 6, 7.A-H, 8.A-H, 10, 11, 12, 14, 15.A, 16, 17, 18.A&B, and 22. (9:49 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	absent

- 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 REGULAR VOTING SESSION OF NOVEMBER 14, 2006 AND SPECIAL VOTING SESSION OF NOVEMBER 16, 2006.

SPECIAL ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND RELATED MATTERS. (9:52 AM)

Members of the Court heard from: Brad Beauchamp, Acting Travis County Fire Marshal.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 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	absent

Clerk's note: The Court noted that this is a ban on open burning, not all outdoor burning and if folks have any questions, they can call the Travis County Fires Marshal's office at 854-4621.

Item 4 to be reposted on December 5, 2006.

PURCHASING OFFICE ITEMS

- 5. APPROVE MODIFICATION NO. 6 AND INTERIM SETTLEMENT AGREEMENT TO CONTRACT NO. 04K00147JJ, SCOFIELD RIDGE PARKWAY STREET AND DRAINAGE IMPROVEMENTS IN PRECINCT ONE, WITH RGM CONSTRUCTORS, LP. (TNR) (COMMISSIONER DAVIS) (2:42 PM) (4:37 PM)

Clerk's Note: Judge Biscoe announced that Item 5 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 Commissioner Davis **and seconded by** Commissioner Sonleitner to enter into an interim settlement agreement with RGM Constructors, LP., and we pay RGM Constructors, LP. \$365,732.04, and we also direct the County Auditor to issue this and cut this check to RGM Constructors, LP. as early as possible, and that it also include Modification No. 6.

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

- 6. APPROVE CONTRACT AWARD FOR PROFESSIONAL CLAIMS CONSULTING SERVICES FOR CONTRACT NO. PS070044LP TO HR GRAY FOR SCOFIELD RIDGE PARKWAY STREET AND DRAINAGE IMPROVEMENTS. (TNR) (COMMISSIONER DAVIS) (9:49 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. APPROVE TERMINATION OF THE FOLLOWING CONTRACTS FOR SEXUAL ASSAULT NURSE EXAMINER SERVICES (SHERIFF'S OFFICE): (9:49 AM)

- A. CONTRACT NO. PS030177JW, KATHLEEN GANN;
- B. CONTRACT NO. PS030178JW, CAROLYN DALE MUMMA;
- C. CONTRACT NO. PS030179JW, JANET DIFRANCO;
- D. CONTRACT NO. PS030181JW, LINDA SIFUENTES;
- E. CONTRACT NO. PS030293JW, MARY LEVY;
- F. CONTRACT NO. PS050042JW, CHRISTIE KREMER;
- G. CONTRACT NO. PS050272JW, JULIE GIBBS; AND
- H. CONTRACT NO. PS050274JW, MARSHA MALGESINI. (COMMISSIONER GÓMEZ)

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

8. APPROVE THE FOLLOWING CONTRACTS FOR SEXUAL ASSAULT NURSE EXAMINER SERVICES: (9:49 AM)

- A. CONTRACT NO. PS070028JT, AUSTIN/TRAVIS COUNTY SEXUAL ASSAULT NURSE EXAMINERS;
- B. CONTRACT NO. PS070029JT, CAROLYN DALE MUMMA;
- C. CONTRACT NO. PS070030JT, CHRISTIE KREMER;
- D. CONTRACT NO. PS070031JT, JULIE GIBBS;
- E. CONTRACT NO. PS070032JT, MARSHA MALGESINI;
- F. CONTRACT NO. PS070033JT, LINDA SIFUENTES;
- G. CONTRACT NO. PS070034JT, LADONNA SHIRLEY; AND
- H. CONTRACT NO. PS070035JT, CARMEN DAVAILUS. (COMMISSIONER GÓMEZ)

Clerk's Note: Items 8.A-H 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 RECOMMENDATION FROM SELECTION COMMITTEE TO COMMENCE NEGOTIATIONS WITH FAULKNERUSA, THE HIGHEST RANKED FIRM, OFFERING THE BEST VALUE TO THE COUNTY, IN RESPONSE TO RFP NO. P060273-MB, TRAVIS COUNTY CORRECTIONAL COMPLEX (TCCC) DESIGN BUILD PROJECT. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (10:09 AM) (2:42 PM) (4:38 PM)

Clerk's Note: Judge Biscoe announced that Item 9 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Roger El Khoury, Director, Facilities Management; Marvin Brice, Construction Procurement Management, Purchasing; Ken Gaede, Project Manager, Facilities Management; Tenley Aldredge, Assistant County Attorney; Tim Garbutt, Director, Business Development and Corporate Communications, FaulknerUSA; Eric Churchill, Gilbane; John Richardson, Architect, HKS Inc.; Bob Fritch, Director, PreConstruction, FaulknerUSA; and Ross Crews, Vice-President, Construction Operations, FaulknerUSA.

No action required on Item 9.

Item 9 to be reposted on December 5, 2006.

10. APPROVE CONTRACT AWARD FOR PROFESSIONAL SURVEYING SERVICES, NEW TRAVIS COUNTY CIVIL COURT PROJECT, CONTRACT NO. PS070094DG, TO LOOMIS AUSTIN. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:49 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

11. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 8, 9, 14 AND 15, BLOCK A OF THE RANCHES AT HAMILTON POOL (4 EXISTING LOTS OF 182.53 ACRES TOTAL, PROPOSED TO BE DIVIDED INTO 9 LOTS – GRAND SUMMIT BOULEVARD OFF HAMILTON POOL ROAD – NO FISCAL IS REQUIRED – WASTEWATER WILL BE PROCESSED BY AN ON-SITE PRIVATE SEWAGE SYSTEM). (COMMISSIONER DAUGHERTY) (9:49 AM)

Clerk's Note: Item 11 is the action item for the public hearing on Agenda Item 1.

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 A PLAT FOR RECORDING IN PRECINCT THREE: THE RESERVE AT TWIN CREEKS SECTION 16 AMENDED PLAT OF LOTS 1-2 AND 7-8 BLOCK "W" (AMENDED PLAT – 4 LOTS – 1.884 ACRES TOTAL – SHADOW CANYON DRIVE – NO FISCAL POSTED – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF CEDAR PARK – CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:49 AM)

Clerk's Note: Item 12 is the action item for the public hearing on Agenda Item 2.

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 REQUEST TO APPROVE A PARTICIPATION AGREEMENT BETWEEN TRAVIS COUNTY AND A PRIVATE DEVELOPER FOR IMPROVEMENTS TO DECKER LAKE ROAD, IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:56 AM)

Members of the Court heard from: Steve Manilla, Director, Public Works, TNR; and Tom Nuckols, Assistant County Attorney.

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

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

HEALTH AND HUMAN SERVICES DEPT. ITEMS

14. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE HOST AGENCY AGREEMENT WITH AARP FOUNDATION FOR SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM. (9:49 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.

PLANNING AND BUDGET DEPT. ITEMS

15. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:49 AM)

- A. GRANT CONTRACT AMENDMENT WITH AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION FOR COMMUNITY RESOURCE COORDINATOR IN JUVENILE PROBATION DEPARTMENT, PROBATION SERVICES DIVISION. THE AMENDMENT PROVIDES ADDITIONAL FUNDING FOR FY '07 COORDINATOR POSITION.

Clerk's Note: Item 15.A 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 BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:49 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.

ADMINISTRATIVE OPERATIONS ITEMS

17. 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 \$619,368.38 FOR THE PERIOD OF NOVEMBER 10 TO NOVEMBER 16, 2006. (9:49 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 THE FOLLOWING:
(9:49 AM)

- A. PROPOSED ROUTINE PERSONNEL AMENDMENTS; AND
- B. NON-ROUTINE PERSONNEL ACTION – INFORMATION AND TELECOMMUNICATIONS – TEMPORARY ASSIGNMENT - TRAVIS COUNTY CODE SECTION 10.03012.

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. RECEIVE REPORT FROM DEFERRED COMPENSATION COMMITTEE REGARDING CONTRACT NEGOTIATIONS BETWEEN TRAVIS COUNTY AND NATIONWIDE REGARDING EMPLOYEE BENEFITS, ESPECIALLY DEFERRED COMPENSATION, INCLUDING THE FOLLOWING: (11:23 AM)

- A. CONSULTANT'S REPORT DATED OCTOBER 23, 2006 AND TENTATIVE SERVICE AGREEMENTS MADE DURING NEGOTIATIONS;
- B. WHETHER TO ISSUE A REQUEST FOR PROPOSAL FOR DEFERRED COMPENSATION ADMINISTRATION AND WHEN; AND
- C. UPDATE ON CONSULTANT'S CONTRACT INCLUDING NEED FOR ADDITIONAL SERVICES AND EXPIRATION DATE OF CURRENT CONTRACT.

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

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Lou Moreno, Regional Vice President, Nationwide Retirement Solutions; Barbara Wilson, Assistant County Attorney; Al DiCristifaro, President, The Retirement Store; and Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD).

Discussion only. No formal action taken.

Items 19.A-C to be reposted on December 12, 2006.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AND CONTRACT ISSUES REGARDING THE KEITH RUIZ BUILDING AT 5555 AIRPORT BOULEVARD: (9:19 AM)
 - A. CONTRACT AWARD FOR INTERIOR RENOVATIONS FOR TRAVIS COUNTY OFFICES, IFB NO. B060356-RV, TO THE LOW BIDDER, TRIMBUILT CONSTRUCTION, INC.; AND
 - B. FUNDING FOR ITS INFRASTRUCTURE IMPROVEMENTS.

Items 20.A&B postponed until further notice.

21. APPROVE CONTRACT AWARD FOR 5501 AIRPORT BOULEVARD BUILDING RENOVATIONS (PHASE 2C), IFB NO. B060358-JW, TO THE LOW BIDDER, BRATH, INC. (9:19 AM)

Item 21 postponed until further notice.

OTHER ITEMS

22. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:49 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 OPTIONS FOR PROVIDING PHARMACEUTICAL SERVICES TO TRAVIS COUNTY INMATES INCLUDING, BUT NOT LIMITED TO, CREATION OF AN INTERNAL PHARMACY OR CONTRACTING WITH OUTSIDE VENDOR. (SHERIFF'S OFFICE) (2:20 PM)

Members of the Court heard from: Major David Balagia, Corrections Division, Travis County Sheriff's Office (TCSO); Bill Campbell, Finance Director, TCSO; Jeffrey Markham, Health Services Supervisor, TCSO; Bill Derryberry, Senior Budget Analyst, Planning and Budget Office (PBO); and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to create the spots, and then lets get the advertisement out to see if we will get any interest in coming in and talking to us about being an in-house pharmacist.

A Clarification of the Previous Motion was made by Judge Biscoe to create slots; work with HRMD and we would have to approve the posting, which would be salaries and the job postings. The other thing is to RFS for a vendor interested in doing this and so we'll have to describe the service that we want. The other thing is for UTMB, we may as well do due diligence with the State and try to figure out the best situation we can work out with them and in the end we will know exactly what we have and what the cost of each option is.

A Clarification of the Previous Motion was made by Commissioner Sonleitner that this memo is to preserve all 3 options:

- 1) That we have an ongoing relationship UTMB and we're financially covered for this fiscal year, but to see if there's any flexibility related to the recycling issue and anything else.
- 2) Looking at an RFS in terms of testing the market in terms of an independent contractor coming in and providing the same kind of service
- 3) Testing the market and see if this can be done in-house, and when we get information for all three, the Court can decide which way they want to go.

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

Clerk's Note: The Court noted that this item will be back on the agenda in 90 days.

24. DISCUSS FEASIBILITY OF POSITION TO PERFORM INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE DUTIES FOR TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE)
(2:20 PM)

Item 24 not needed.

25. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO CONSIDER AND APPROVE RESOLUTION APPROVING A TAX EXEMPT BOND FINANCING TO BE UNDERTAKEN BY STRATEGIC HOUSING FINANCE CORPORATION OF TRAVIS COUNTY TO FINANCE THE SOUTHPARK APARTMENTS, 9401 SOUTH FIRST STREET, AUSTIN, TEXAS.
(9:19 AM)

Item 25 postponed until December 5, 2006.

26. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE. (1:40 PM)

Members of the Court heard from: Bob Kamm, Legislative Consultant; Major David Balagia, Corrections Division; TCSO; Alicia Perez, Executive Manager, Administrative Operations; Beth Devery; Chief Administrative Officer, Travis County Medical Examiners Office; and Susan Spataro, Travis County Auditor.

Discussion only. No formal action taken.

Item 26 to be reposted on December 5, 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.

- 27. CONSIDER PURCHASE OFFERS RECEIVED FOR PROPERTY AT 6701 BURNET ROAD AND TAKE APPROPRIATE ACTION ON OPTIONS FOR SALE. ² (2:42 PM) (4:39 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.

No action necessary on Item 27.

Item 27 will be reposted on December 5, 2006.

- 28. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S) AND TAKE APPROPRIATE ACTION IN NAACP OF AUSTIN, NELSON LINDER, SONIA SANTANA AND DAVID VAN OS V. TEXAS SECRETARY OF STATE AND TRAVIS COUNTY CLERK. ¹ (2:42 PM) (4:39 PM)

Clerk's Note: Judge Biscoe announced that Item 28 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 hiring of appropriate experts in this matter, to protect Travis County.

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

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN ESTATE OF SUSAN C. MILBURN, DECEASED. ¹ (2:42 PM) (4:39 PM)

Clerk's Note: Judge Biscoe announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize Dan Mansour, Risk and Benefits Manager, HRMD to be our mediation representative in this matter, and mediation is scheduled for December 8, 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	absent

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING LEGAL ISSUES WITH PUBLIC/PRIVATE PARTNERSHIP AGREEMENTS FOR ARTERIAL ROADWAY CONSTRUCTION. ¹ (2:42 PM) (4:40 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.

No action required on Item 30.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ON-CALL PAY ISSUES IN THE MEDICAL EXAMINER'S OFFICE. ^{1 AND 3} (2:42 PM) (4:40 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.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner that we settle the claim against Travis County by paying the amount of \$27,000.00 to resolve all claims, and that we receive for Travis County, in exchange, an appropriate release and settlement agreement as soon as the same can be executed.

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	no
Precinct 4, Commissioner Margaret J. Gómez	absent

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING VOLUNTARY BUYOUT PROGRAM OF CERTAIN SINGLE-FAMILY RESIDENTIAL PROPERTIES ADJACENT TO WALNUT CREEK AND LOCATED ALONG QUIETTE DRIVE IN PRECINCT ONE. ¹ (2:42 PM) (4:41 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.

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

No action required on Item 32.

33. CONSIDER AND TAKE APPROPRIATE ACTION ON FARMERS MARKET LEASE AGREEMENT WITH CARRIE KEITH D/B/A COOL BEANS COFFEE. ¹
^{AND 2} (2:42 PM) (4:41 PM) (4:43 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 Sonleitner **and seconded by** Judge Biscoe to reject the lease that is before us related to Ms. Keith but to also let her know, a second time, that the Court is favorably inclined but we unfortunately are not in receipt of all documents related to the Farmers Market.

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

34. RECEIVE UPDATE ON MANAGEMENT AGREEMENT WITH RYLANDER INVESTMENT COMPANY FOR THE FARMERS MARKET. ¹ (2:42 PM)
(4:42 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.

Clerk's Note: The Court directed that John Hille, Assistant County Attorney communicate with Rylander Investments that the County is still not in receipt of all documents required on a monthly basis for FY 2006.

Discussion only. No formal action taken.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (4:44 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

Date of Approval

Samuel T. Biscoe, Travis County Judge