

MINUTES OF MEETING – JANUARY 9, 2007

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 9th day of January 2007, the Commissioners' Court convened the 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 12:06 PM.

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

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:42 PM and adjourned at 1:43 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; convened at 1:44 PM and adjourned at 1:44 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:44 PM and adjourned at 1:45 PM.

The Commissioners Court, meeting as the Capital Health Facilities Development Corporation; the Travis County Development Authority; and the Travis County Cultural Education Facilities Finance Corporation convened at 1:45 PM and adjourned at 1:46 PM.

Clerk's Note: The County Judge noted that after the adjournment of the Corporations, Director Eckhardt requested that her vote be changed to abstentions for any vote regarding the approval of minutes, since Director Eckhardt was not a member of these boards at those meetings.

The Commissioners Court reconvened the Voting Session at 1:48 PM.

The Commissioners Court retired to Executive Session at 2:25 PM.

The Commissioners Court reconvened the Voting Session at 4:21 PM.

The Commissioners Court adjourned the Voting Session at 4:25 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE EASEMENT LOCATED ON LOT 87E-2, RESUBDIVISION OF LOT 87E, AMENDED PLAT OF LOTS 85A, 97A-B AND 87E, ST. TROPEZ P.U.D., A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (ACTION ITEM #8) (9:15 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 8 for a summary of the action item.

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

Motion carried: County Judge Samuel T. Biscoe yes
Precinct 1, Commissioner Ron Davis yes
Precinct 2, Commissioner Sarah Eckhardt 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 Daugherty **and seconded by** Commissioner Gómez to close the public hearing.

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

- 2. RECEIVE COMMENTS REGARDING STAFF RECOMMENDATIONS TO CHANGE INCOME CRITERIA FOR ELDERLY AND DISABLED RESIDENTS SERVED BY TRAVIS COUNTY EMERGENCY ASSISTANCE PROGRAM, AMENDING SECTION 72.002(A)(2) OF CHAPTER 72 OF THE TRAVIS COUNTY CODE, EMERGENCY ASSISTANCE PROGRAM POLICIES AND PROCEDURES, TO CHANGE INCOME GUIDELINES FROM 85% OF FEDERAL POVERTY INCOME GUIDELINES TO 125% FOR ELDERLY AND DISABLED RESIDENTS. (ACTION ITEM #15) (9:16 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 15 for a summary of the action item.

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

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

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); Andrea Colunga Bussey, Division Director, Family Support Services, TCHHS&VS; Lee Manford, Chairman, Basic Needs Coalition and Executive Director, AIDS Services of Austin; and Katy Kappel, Executive Director, Services for the Elderly.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to close the public hearing.

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

CITIZENS COMMUNICATION

Members of the Court heard from: Ms. Phillip A. Dick, President, Parents of Concerned Inmates; and Gus Peña, Travis County Resident. (9:26 AM)

Clerk's Note: The County Judge noted that the Community Tax Centers will be starting to help families with low to moderate incomes prepare their tax returns for no fee.

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C2 and Items 4, 6, 8, 9.A&B, 10.A&B, 11, 12, 13.A-F, 15, 16.B, 17, 18, 19, 20, 23, 24, 26, and 27. (9:49 AM)

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	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

- 3. APPROVE PROCLAMATION FOR “POVERTY AWARENESS MONTH” IN TRAVIS COUNTY. (9:36 AM)

Members of the Court heard from: Lee Manford, Chairman, Basic Needs Coalition; and Beth Atherton, Caritas of Austin.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the Proclamation in Item 3.

Motion carried:

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

PURCHASING OFFICE ITEMS

- 4. DECLARE CERTAIN VEHICLES AND EQUIPMENT AS SURPLUS PROPERTY AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (FIXED ASSETS) (COMMISSIONER GÓMEZ) (9:49 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.

- 5. APPROVE CONTRACT AWARD FOR RENTAL OF CARGO VANS, IFB NO. B070026-RG, TO THE SOLE BIDDER, ENTERPRISE RENT A CAR. (COUNTY CLERK) (COMMISSIONER GÓMEZ) (10:51 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 5.

Motion carried:

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

6. APPROVE MODIFICATION NO. 4 TO RENEW INTERLOCAL IL030285LC, CITY OF AUSTIN, FOR THE OPERATION AND MAINTENANCE OF THE COMBINED TRANSPORTATION, EMERGENCY & COMMUNICATIONS CENTER. (EMERGENCY SERVICES) (COMMISSIONER GÓMEZ) (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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

7. CONSIDER AND TAKE APPROPRIATE ACTION TO SET PUBLIC HEARING PURSUANT TO CHAPTER 26 OF TEXAS PARKS AND WILDLIFE CODE TO RECEIVE INPUT AND DISCUSS A PROPOSED CHANGE OF USE BY THE CITY OF AUSTIN, TEXAS, OF THE CORTAÑA TRACT, AND WHETHER THE COUNTY SHOULD APPROVE AN AMENDMENT TO THE BALCONES CANYONLANDS PRESERVE HABITAT CONSERVATION PLAN AND THE U.S. FISH AND WILDLIFE 10(A) PERMIT GRANTED TO TRAVIS COUNTY AND THE CITY OF AUSTIN. (COMMISSIONER ECKHARDT AND COMMISSIONER DAUGHERTY) (9:52 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR; John Hille, Assistant County Attorney; Tom Nuckols, Assistant County Attorney; Bill Crush, Environmental Compliance Manager, 183A Project; and Gardner Sumner, MD, Travis County Resident.

Motion by Commissioner Daugherty **and seconded by** Judge Biscoe to set a Chapter 26 public hearing on February 14, 2007.

Clerk's Note: The Court did not take a vote on the Standing Motion and Second at this time.

ITEM 7 CONTINUED

A Substitute Motion was made by Commissioner Davis that we allow and recommend Staff to meet with the City of Austin, to go through a mediation process for a two-week period, and on the results of that particular meeting with the City of Austin come back to the Court and report to the Court, and at the time we could set the public hearing based on our findings.

Clerk’s Note: The Substitute Motion died for lack of a second.

A Friendly Amendment to the previous Motion was offered by Judge Biscoe that in addition to scheduling a public hearing on February 14th, 2007, we put together a list of five or six basic questions based on County Staff recommendations to the Court; we send those to the powers that be at the City of Austin, starting with the City Manager and City Council, let them get the answers from whoever they wish, get those answers to members of the Commissioners Court within 10 days of the questions, and then we individually decide whether we wish to meet with City Staff to discuss those; that we put this matter back on the Court's agenda two to three weeks before February 14th, 2007, for us to decide finally whether to proceed with the February 14th, 2007 meeting or not.

Acceptance of the Friendly Amendment was made by Commissioner Daugherty.

Clerk’s Note: The Court took a vote on the Standing Motion and Second at this time.

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

Clerk’s Note: The Court noted that each Commissioner is to send two or three questions to John Kuhl, Natural Resources Program Manager, TNR, who will put together the most important five or six questions, then meet with Commissioner Eckhardt and Commissioner Daugherty to refine the list that would then be sent to the City of Austin. Once they have their answers, each Commissioner will then decide if they wish to meet individually with the City of Austin.

Clerk’s Note: Members of the Court may contact elected officials at the City of Austin regarding the possibility of mediation.

Clerk’s Note: The County Judge mentioned that Purchasing will need extra funding to cover the advertisement for the public hearing.

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE EASEMENT LOCATED ON LOT 87E-2, RESUBDIVISION OF LOT 87E, AMENDED PLAT OF LOTS 85A, 97A-B AND 87E, ST. TROPEZ P.U.D., A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:49 AM)

Clerk's Note: Item 8 is the action item for the public hearing on Agenda Item 1.

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 THE FOLLOWING: (9:49 AM)
 - A. A PLAT FOR RECORDING IN PRECINCT TWO, PARK AT BLACKHAWK II, JAKES HILL ROAD AND MARTIN LANE, FINAL PLAT (LONG FORM PLAT – 0 TOTAL LOTS – 5.384 ACRES – MARTIN LANE – FULL FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WCID NO. 2C – CITY OF PFLUGERVILLE ETJ); AND
 - B. APPROVE A SUBDIVISION CONSTRUCTION AGREEMENT FOR PARK AT BLACKHAWK II, JAKES HILL ROAD AND MARTIN LANE FINAL PLAT.

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 THE FOLLOWING: (9:49 AM)
 - A. A PLAT FOR RECORDING IN PRECINCT TWO, LAKESIDE AT BLACKHAWK SECTION FOUR FINAL PLAT (LONG FORM PLAT – 30 TOTAL LOTS: 28 RESIDENTIAL LOTS, 1 RECREATIONAL AREA LOT AND 1 OPEN SPACE LOT – 13.51 ACRES – SPEIDEL DRIVE – FULL FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WCID NO. 2B – CITY OF PFLUGERVILLE ETJ); AND
 - B. APPROVE A SUBDIVISION CONSTRUCTION AGREEMENT FOR LAKESIDE AT BLACKHAWK SECTION FOUR FINAL PLAT.

Clerk's Note: Items 10.A&B 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 THE APPROVAL OF ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR TWIN CREEKS COUNTRY CLUB SECTIONS 7, 8 AND 9, THREE SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:49 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. RECEIVE NOTICE OF SATISFACTORY CONSTRUCTION OF THE JOINT USE DRIVEWAY FOR THE OVERLOOK ON BEE CREEK, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:49 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 THE FOLLOWING REQUESTS REGARDING THE PARKSIDE AT NORTHTOWN CONDOMINIUM PROJECT: (9:49 AM)
 - A. EXEMPTION FROM PLATTING REQUIREMENTS FOR BLOCK F – 50 DETACHED STRUCTURES HOUSING 100 SINGLE FAMILY UNITS (10.939 ACRES LOCATED AT SEBASTIAN BEND AND HARRIS RIDGE BOULEVARD – WATER AND SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUD);
 - B. APPROVAL OF PHASING AGREEMENT FOR BLOCK F;
 - C. EXEMPTION FROM PLATTING REQUIREMENTS FOR BLOCK G – 8 DETACHED STRUCTURES HOUSING 16 SINGLE FAMILY UNITS (1.743 ACRES LOCATED AT SEBASTIAN BEND AND HARRIS RIDGE BOULEVARD – WATER AND SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUD);
 - D. APPROVAL OF PHASING AGREEMENT FOR BLOCK G;
 - E. EXEMPTION FROM PLATTING REQUIREMENTS FOR BLOCK H – 14 DETACHED STRUCTURES HOUSING 28 SINGLE FAMILY UNITS (3.819 ACRES LOCATED ON HARRIS RIDGE BOULEVARD – WATER AND SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUD); AND
 - F. APPROVAL OF PHASING AGREEMENT FOR BLOCK H. (COMMISSIONER DAVIS)

Clerk's Note: Items 13.A-F 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

14. CONSIDER AND TAKE APPROPRIATE ACTION ON STAFF RECOMMENDATIONS REGARDING PROPOSED EXPANSION OF TRAVIS COUNTY WORKFORCE DEVELOPMENT SERVICES. (10:56 AM)

Clerk’s Note: The Court discussed the following Staff recommendations:

1. Amend contract with Capital IDEA to expand capacity to provide long-term services;
2. Partnership with WorkSource to pilot model to provide short-term services; and
3. Contract with the Ray Marshall Center to continue evaluation plan.

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; and Lawrence Lyman, Social Services Program Administrator, Workforce Development, TCHHS&VS.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the three recommendations in Item 14.

Motion carried:

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

15. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING STAFF RECOMMENDATIONS TO CHANGE INCOME CRITERIA FOR ELDERLY AND DISABLED RESIDENTS SERVED BY TRAVIS COUNTY EMERGENCY ASSISTANCE PROGRAM, AMENDING SECTION 72.002(A)(2) OF CHAPTER 72 OF THE TRAVIS COUNTY CODE, EMERGENCY ASSISTANCE PROGRAM POLICIES AND PROCEDURES, TO CHANGE INCOME GUIDELINES FROM 85% OF FEDERAL POVERTY INCOME GUIDELINES TO 125% FOR ELDERLY AND DISABLED RESIDENTS. (9:49 AM)

Clerk’s Note: Item 15 is the action item for the public hearing on Agenda Item 2.

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.

Clerk’s Note: The Court noted that the Planning and Budget Office (PBO) will need to be aware of this project regarding future funding.

PLANNING AND BUDGET DEPT. ITEMS

16. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(11:06 AM)

A. GRANT APPLICATION TO U.S. DEPARTMENT OF JUSTICE OFFICE OF VIOLENCE AGAINST WOMEN SAFE HAVENS: SUPERVISED VISITATION AND SAFE EXCHANGE GRANT PROGRAM IN THE COUNSELING AND EDUCATION SERVICES DEPARTMENT. THIS GRANT WILL PROVIDE ADDITIONAL FUNDING TO THE EXISTING LIFEWORKS KIDS EXCHANGE PROGRAM; AND

Members of the Court heard from: Caryl Colburn, Interim Criminal Justice Planning Coordinator, Criminal Justice Planning (CJP); and Angela Attwood, Lifeworks.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 16.A.

Motion carried:

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

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

B. GRANT CONTRACT WITH CRIMINAL JUSTICE DIVISION OF THE GOVERNOR’S OFFICE FOR THE TRAVIS COUNTY SHERIFF’S OFFICE FOR REIMBURSEMENT OF CONSULTANT FEES PAID FOR FACILITATION OF THE TEXAS JAIL REENTRY ROUNDTABLE.

Clerk’s Note: Item 16.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 BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (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 PROPOSED FY '07 INDIRECT COST RATES. (9:49 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 ADOPTION OF AN ORDER AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATIONS. (9:49 AM)

Clerk's Note: Item 19 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

20. 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 \$539,710.27 FOR THE PERIOD OF DECEMBER 22 TO DECEMBER 28, 2006. (9:49 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:12 AM)

A. PROPOSED ROUTINE PERSONNEL AMENDMENTS;

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 21.A.

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

21. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:13 AM)

B. NON-ROUTINE PERSONNEL ACTIONS – FY '07 TEMPORARY SLOTS
 120-DAY EXTENSION (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE
 SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION
 WITH ATTORNEY); AND

Members of the Court heard from: Linda Moore Smith, Director, Human
 Resources Management Department (HRMD).

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 21.B.

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

Clerk’s Note: Item 21.B was further discussed at 11:22 AM with a request by
 Commissioner Davis that the Commissioners’ Court record reflect a Corrected Vote on
 Item 21.B. Judge Biscoe instructed that the record show Commissioner Davis voting in
 favor of the Motion on Item 21.B. The Commissioners’ Court record does reflect the
 Corrected Vote.

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

ITEM 21 CONTINUED

21. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:15 AM)

C. NON-ROUTINE PERSONNEL ACTION – MENTAL HEALTH PUBLIC DEFENDER JOB DESCRIPTION, INCLUDING JOB TITLE AND PAY GRADE.

Members of the Court heard from: Linda Moore Smith, Director, HRMD; Kameron Johnson, Juvenile Public Defender; and Kimberly Pierce, Planning Manager, CJP.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 21.C.

Motion carried:

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

22. DISCUSS AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RECOMMENDATIONS: (11:22 AM)

A. DESIGNATE PLAN OVERSIGHT TO THE DEFERRED COMPENSATION COMMITTEE, STRUCTURED TO INCLUDE A BROAD SPECTRUM OF PLAN PARTICIPANTS; AND

B. AWARD CONTRACT TO THE RETIREMENT STORE TO PROVIDE ONGOING PLAN CONSULTING SERVICES TO THE COMMISSIONERS COURT AND THE OVERSIGHT COMMITTEE.

Clerk’s Note: Items 22.A&B are associated with one another and were called for concurrent discussion.

Clerk’s Note: The Court discussed the Staff recommendations:

1. That the oversight committee would be appointed by the Travis County Commissioners Court, and that the Committee will be made up of 9 voting members with no more than 2 members from each department.
2. The committee will have 2 members that are not 457(b) participants unless there are no such participants willing to serve.
3. The committee members will serve staggered 3-year terms to ensure continuity.

ITEM 22 CONTINUED

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD; Barbara Wilson, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the Staff recommendations for Item 22.A.

Motion carried:

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

Motion by Judge Biscoe that we bring back language, and may as well bring back a contract, that authorizes the \$10,000.00 by Nationwide to be used for general oversight and employee education about the advantages of deferred compensation.

Clerk's Note: The Motion died for lack of a second.

Discussion only. No formal action taken on Item 22.B.

Item 22.B to be reposted on January 16, 2007.

23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST FOR FACILITIES AND EQUIPMENT RENTAL DISCOUNT FOR THE TRAVIS COUNTY YOUTH SHOW. (9:49 AM)

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

OTHER ITEMS

24. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:49 AM)

Clerk’s Note: Item 24 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

25. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE. (11:42 AM)

Clerk’s Note: The Court discussed several legislative proposals, regarding Administrative Hearings, Toll Violators, Writs of Execution, and early retiree health care coverage.

Members of the Court heard from: Bob Kamm, Legislative Consultant; Dan Mansour, Risk and Benefits Manager, HRMD; April Bacon, Assistant County Auditor, Travis County Employee; Barbara Wilson, Assistant County Attorney; and Susan Spataro, Travis County Auditor.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the recommended language in the proposed bill regarding early retiree health care coverage.

Withdrawal of the Previous Motion was made by Judge Biscoe.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that Dan Mansour, Risk and Benefits Manager, HRMD; April Bacon, Assistant County Auditor; Barbara Wilson, Assistant County Attorney; and Commissioner Eckhardt form a subcommittee to work with Bob Kamm, Legislative Consultant and Talia Gaster, Legislative Consultant on the proposed bill regarding early retiree health care coverage.

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

Discussion only regarding Administrative Hearings, Toll Violators, and Writs of Execution. No formal action taken.

Item 25 to be reposted on January 16, 2007.

26. ACCEPT DONATION IN THE AMOUNT OF \$100.00 RECEIVED FROM SHAVER FOODS, LLC. TO THE TRAVIS COUNTY SHERIFF'S OFFICE FOR VOLUNTEER APPRECIATION. (9:49 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO RE-APPOINT DAVID MARSH TO THE AUSTIN-SAN ANTONIO COMMUTER RAIL DISTRICT BOARD OF DIRECTORS, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 2008. (9:49 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 BOARD AND COMMITTEE ASSIGNMENTS FOR COMMISSIONERS COURT MEMBERS, AND TAKE APPROPRIATE ACTION. (2:12 PM)

Clerk’s Note: The Court noted the following changes in Board and Committee assignments:

1. Commissioner Eckhardt will be a proxy for the County Judge on the Bail Bond Board.
2. Commissioner Gómez will represent Travis County on the Downtown Austin Alliance Board
3. Commissioner Eckhardt will represent Travis County on the Conference of Urban Counties Policy Committee.
4. Commissioner Eckhardt will replace Commissioner Davis on the Investment Advisory Committee.
5. Commissioner Eckhardt will replace Commissioner Sonleitner on all other Boards and Committees.

Members of the Court heard from: John Hille, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve the changes Item 28.

Motion carried:

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

Item 28 to be reposted on January 16, 2007, regarding the Purchasing Board representation.

- 29. RECEIVE REPORT FROM TRAVIS COUNTY DELEGATION REGARDING RECENT CREDIT RATING TRIP AND ESPECIALLY RESPONSES REGARDING GASB 45. (1:48 PM)

Members of the Court heard from: Susan Spataro, Travis County Auditor; and Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

Discussion only. No formal action taken.

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.

- 30. CONDUCT INTERVIEWS AND TAKE APPROPRIATE ACTION REGARDING THE HIRING OF EXECUTIVE MANAGER FOR TRAVIS COUNTY EMERGENCY SERVICES. ³ (2:25 PM) (4:21 PM)

Clerk's Note: Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann 551.074, Personnel Matters.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize the County Judge to negotiate terms and conditions of employment with the short-listed candidates, and report back to the Commissioners Court next week.

Motion carried:

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

Item 30 to be reposted on January 16, 2007.

31. CONSIDER UPDATE AND PURCHASE OFFERS RECEIVED FOR PROPERTY AT 6701 BURNET ROAD AND TAKE APPROPRIATE ACTION. ² (2:25 PM)
(4:22 PM)

Clerk's Note: Judge Biscoe announced that Item 31 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 substitute Commissioner Eckhardt for Commissioner Sonleitner on the Travis County subcommittee; that she serve with Commissioner Daugherty, and that the two of them get with our consultant and if possible with Roger El Khoury, Director, Facilities Management and meet with the nearby Neighborhood Associations, or representatives from them, to discuss the 4 proposals from the firms that we are looking at at this time, to get neighborhood input and report back to the Commissioners Court as soon as possible after the meeting.

Motion carried:

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

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN RICHARD JAMES MIZELL V. TRAVIS COUNTY CORRECTIONAL COMPLEX NO. A-05-CA-1017-SS. ¹ (2:25 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.

Item 32 was postponed until January 16, 2007.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN SARAH CARPENTER-PINEDA V. MARGO FRASIER, ET. AL. (CARPENTER-PINEDA; FRASIER; CIVIL RIGHTS). ¹ (2:25 PM) (4:23 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.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the proposed amendment to the agreement and authorize the County Judge to sign on behalf of the Commissioners Court.

Motion carried:

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

34. DISCUSS SECURITY COMMITTEE RECOMMENDATIONS AND ISSUES. ⁴ (2:25 AM) (4:23 PM)

Clerk's Note: Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann 551.076, Security.

Members of the Court heard from: Diana Ramirez, Budget Analyst, PBO.

Discussion only. No formal action taken.

Item 34 to be reposted on January 16, 2007.

35. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON PROPOSED INTERLOCAL COOPERATION AGREEMENT WITH CITY OF AUSTIN FOR PUBLIC HEALTH AND HUMAN SERVICES. ¹ (2:25 PM) (4:24 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.

Discussion only. No formal action taken.

Item 35 to be reposted on January 16, 2007.

- 36. RECEIVE UPDATE ON CHIEF ADMINISTRATIVE OFFICER POSITION IN MEDICAL EXAMINERS OFFICE AND TAKE APPROPRIATE ACTION. ³
(2:25 PM) (4:24 PM)

Clerk’s Note: Judge Biscoe announced that Item 36 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: Barbara Wilson, Assistant County Attorney.

Discussion only. No formal action taken.

Item 36 to be reposted on January 16, 2007.

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to adjourn the Voting Session. (4:25 PM)

Motion carried:

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

MINUTES APPROVED BY THE COMMISSIONERS’ COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – JANUARY 9, 2007

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 9th day of January 2007, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:42 PM 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 Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 1:42 PM.

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:42 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the investments in Item 1.

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (1:42 PM)

Motion carried:

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

MINUTES APPROVED BY THE ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge