

## MINUTES OF MEETING – JANUARY 23, 2007

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 23<sup>rd</sup> day of January 2007, the Commissioners' Court convened the Voting Session at 9:14 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter, Deputy Deborah Mendez and Deputy Robert Resnick.

The Commissioners Court recessed the Voting Session at 12:07 PM.

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

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:43 PM and adjourned at 1:53 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:53 PM and adjourned at 1:54 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; convened at 1:55 PM and adjourned at 1:56 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 1:57 PM and adjourned at 1:57 PM.

The Commissioners Court reconvened the Voting Session at 1:57 PM.

The Commissioners Court retired to Executive Session at 2:15 PM.

The Commissioners Court reconvened the Voting Session at 5:09 PM.

The Commissioners Court adjourned the Voting Session at 5:17 PM.

### CITIZENS COMMUNICATION

**Members of the Court heard from:** Marcelo Tafoya, Chairman, District 7, League of United Latin American Citizens (LULAC); Gavino Fernandez, Deputy Director, District 7, LULAC; and Leslie McCollum, Travis County Resident. (9:15 AM)

**SPECIAL ITEM**

1. INTRODUCE NEW MEDICAL EXAMINER AND DEPUTY MEDICAL EXAMINERS TO COMMISSIONERS COURT AND COMMUNITY. (9:22 AM)

**Members of the Court heard from:** Dr. David Dolinak, Travis County Chief Medical Examiner; and Dr. James Wilkerson IV, Deputy Chief Medical Examiner.

**CONSENT ITEMS**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C6 and Items 3.A-D, 7, 10, 14, 15.A&B, 16, 17.A-C, 18, and 22. (9:24 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.
- C3. APPROVE SETTING A PUBLIC HEARING DATE OF FEBRUARY 13, 2007 REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT FOR THE VACATION OF A PORTION OF RIGHT OF WAY OF TRAVIS COOKE ROAD IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)
- C4. APPROVE SETTING A PUBLIC HEARING ON FEBRUARY 13, 2007 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A DRAINAGE EASEMENT LOCATED ON A 9.651 ACRE TRACT OF LAND DESCRIBED IN A CORRECTION SPECIAL WARRANTY DEED TO LAS CIMAS ASSOCIATES, L.P., A TRACT OF LAND IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)

**CONSENT ITEMS CONTINUED**

- C5. APPROVE SETTING A PUBLIC HEARING DATE FOR FEBRUARY 27, 2007 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOT 1-B-1, LEANDER HILLS SUBDIVISION (SHORT FORM PLAT – 2 LOTS – 5.043 ACRES – RANCH ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITIES – NO MUNICIPAL JURISDICTION). (COMMISSIONER DAUGHERTY)
  
- C6. REAPPOINT MARGARINE G. BEAMAN TO SERVE ON THE TRAVIS COUNTY HISTORICAL COMMISSION AS A PRECINCT ONE APPOINTEE, TERM EFFECTIVE UNTIL JANUARY 2009. (COMMISSIONER DAVIS)

**RESOLUTIONS & PROCLAMATIONS**

- 2. APPROVE PROCLAMATION RECOGNIZING THE MONTH OF JANUARY 2006 AS “MENTORING MONTH” IN TRAVIS COUNTY. (JUDGE BISCOE) (9:27 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Christi Caballero, Mentor Programming Coordinator, Austin Partners in Education; and Elizabeth Hummer, Director, Programs and Operations, Austin Partners in Education.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the Proclamation in Item 2.

**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

**PLANNING AND BUDGET DEPT. ITEMS**

3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:  
(9:24 AM)
  - A. GRANT APPLICATION WITH FEMA THROUGH THE GOVERNOR'S DIVISION OF EMERGENCY MANAGEMENT FOR AN EMERGENCY MANAGEMENT PERFORMANCE GRANT IN THE EMERGENCY SERVICES DEPARTMENT. THIS REIMBURSEMENT GRANT WILL CONTINUE AN EXISTING PROGRAM;
  - B. GRANT APPLICATION TO THE NATIONAL INSTITUTE OF JUSTICE TO FUND A FULL EVALUATION OF THE JUVENILE PROBATION DEPARTMENT'S JUVENILE MENTAL HEALTH COURT IN ORDER TO DETERMINE THE COURT'S IMPACT ON MENTAL HEALTH OUTCOMES AND RECIDIVISM AMONG MENTALLY ILL JUVENILE OFFENDERS;

**Clerk's Note:** Precinct Two Commissioner Sarah Eckhardt congratulated the Juvenile Probation Department on their excellent work on Item 3.B.

- C. GRANT CONTRACT WITH TEXAS PARKS AND WILDLIFE DEPARTMENT FOR FUNDS TO CONSTRUCT RECREATIONAL TRAILS AT REIMERS RANCH - SOUTHWEST METROPOLITAN PARK IN THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT; AND
- D. REVISION OF THE CONTRACT RELEASE AGREEMENT WITH AMERICORPS GRANT PROGRAM ORIGINALLY APPROVED ON NOVEMBER 14, 2006 TO ALLOW ADDITIONAL EXPENSES TO BE CHARGED TO THE FY '06 GRANT.

**Clerk's Note:** Items 3.A-D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:36 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Barbara Wilson, Assistant County Attorney; and Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD).

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

**Motion carried:**

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

**Clerk's Note:** Judge Biscoe noted that Budget Transfer T1 would become \$15,000.00 instead of \$25,000.00, to be consistent with the action taken in Item 9.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to approve Budget Transfers T2 and T3.

**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

5. CONSIDER AND TAKE APPROPRIATE ACTION ON UPDATE ON REQUEST FOR SERVICES FOR COLLECTION OF DELINQUENT CRIMINAL COURT FINES AND FEES BY A THIRD PARTY VENDOR AND REQUEST FOR GUIDANCE ON EXTENSION OF THE CURRENT CONTRACT IN JUSTICE OF THE PEACE PRECINCT THREE OFFICE. (9:34 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Dusty Knight, Chief Operating Officer, Tax Assessor Collector's Office; Diana Ramirez, Budget Analyst, PBO; Jim Connolly, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to extend the current contract for 60 days, and have Staff get with Commissioner Sarah Eckhardt.

**Motion carried:**

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

### ADMINISTRATIVE OPERATIONS ITEMS

6. 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 \$672,345.37 FOR THE PERIOD OF JANUARY 5 TO JANUARY 11, 2007. (10:22 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Dan Mansour, Risk and Benefits Manager, HRMD; and Norman McRee, Financial Analyst, Lead, HRMD.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 6.

**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

7. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:24 AM)

**Clerk's Note:** Item 7 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 THE FOLLOWING EXPOSITION CENTER ISSUES: (10:41 AM) (2:15 PM) (5:09 PM)
  - A. FORM LICENSE AGREEMENT;
  - B. RATE SCHEDULE; AND
  - C. STRATEGY FOR BRINGING IN HOUSE CUSTODIAL SERVICES.  
(COMMISSIONER DAVIS)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Tenley Aldredge, Assistant County Attorney; Roger El Khoury, Director, Facilities Management; Diana Ramirez, Budget Analyst, PBO; and Jerry Bragg, Republic of Texas Biker Rally.

Discussion only. No formal action taken.

Item 8 to be reposted on January 30, 2007.

9. DISCUSS AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RECOMMENDATIONS REGARDING A CONTRACT WITH THE RETIREMENT STORE TO PROVIDE ONGOING PLAN CONSULTING SERVICES TO THE COMMISSIONERS COURT AND THE OVERSIGHT COMMITTEE. (10:25 AM)

A. SOURCE OF FUNDING; AND

B. AWARD OF CONTRACT.

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

**Motion by** Commissioner Daugherty **and seconded by** Judge Biscoe to approve Item 9.B.

<b>Motion carried:</b> 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

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to take \$15,000.00 from the Ergonomics Reserve to supplement the \$10,000.00 from Nationwide.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	no
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	abstain



**PURCHASING OFFICE ITEMS**

10. APPROVE AWARD TO COMMERCIAL VIDEO SYSTEMS INC. FOR THE PURCHASE AND REPLACEMENT OF MISCELLANEOUS PRODUCTION EQUIPMENT IN THE TRAVIS COUNTY TV SYSTEM RFP NO. P060347-VC. (RECORDS MANAGEMENT COMMUNICATIONS RESOURCES) (COMMISSIONER GÓMEZ) (9:24 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 CONTRACT AWARD AND CONTRACT MODIFICATION NO. 1 FOR REFUSE COLLECTION, IFB NO. B070004-OJ, TO THE LOW BIDDER, WASTE MANAGEMENT OF TEXAS. (COUNTYWIDE) (COMMISSIONER GÓMEZ) (10:06 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Trek English, Travis County Resident.

Discussion only. No formal action taken.

Item 11 to be reposted on January 30, 2007.

12. APPROVE TERMINATION OF CONTRACT NO. PS060144JT TO ANEWENTRY, INC., FOR TRANSITIONAL HOUSING AND RELATED SERVICES. (CRIMINAL JUSTICE PLANNING) (COMMISSIONER GÓMEZ) (9:25 AM)

Item 12 pulled from the Agenda.

- 13. CONSIDER AND TAKE APPROPRIATE ACTION ON SELECTION COMMITTEE'S RECOMMENDATION TO COMMENCE NEGOTIATIONS WITH THE MOST HIGHLY QUALIFIED FIRM, HNTB CORPORATION, RFQ NO. Q070019-LP, PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF FRATE-BARKER ROAD IMPROVEMENTS. (TRANSPORTATION NATURAL RESOURCES) (COMMISSIONER DAUGHERTY) (2:14 PM)

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

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

**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

- 14. RATIFY AND AMEND (MODIFICATION NO. 8) INTERLOCAL AGREEMENT NO. IL980084RE FOR ANIMAL SHELTER SERVICES PERFORMED BY CITY OF AUSTIN. (HHS&VS) (COMMISSIONER GÓMEZ) (9:24 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. APPROVE TWELVE-MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR WATER DAMAGE REMEDIATION, MOLD DAMAGE REMEDIATION AND DECONTAMINATION SERVICES: (9:24 AM)
  - A. CONTRACT NO. 05K00155RV, BLACKMON MOORING STEAMATIC; AND
  - B. CONTRACT NO. 05K00156RV, LYNX CONTRACTORS, INC. (COUNTYWIDE) (COMMISSIONER GÓMEZ)

**Clerk's Note:** Items 15.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

16. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 07K00023DG, TURNKEY ENVIRONMENTAL, LLC., FOR POST ROAD RENOVATION - ABATEMENT AND DEMOLITION. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:24 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 CONTRACT AWARDS FOR COUNTYWIDE PROFESSIONAL INDOOR AIR QUALITY ASSESSMENT SERVICES, RFS NO. S070047-DG, TO THE FOLLOWING QUALIFIED FIRMS: (9:24 AM)
- A. PROFESSIONAL SERVICES INDUSTRIES, INC. (PSI);
  - B. TERRACON CONSULTING ENGINEERS & SCIENTISTS; AND
  - C. RIMKUS CONSULTING GROUP, INC. (RISK MANAGEMENT) (COMMISSIONER GÓMEZ)

**Clerk's Note:** Items 17.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

18. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL EQUIPMENT OPERATOR TRAINING SERVICES FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT. (COMMISSIONER GÓMEZ) (9:24 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.

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

19. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING ASSIGNMENT AND ASSUMPTION OF CONTRACTS FOR SWEETWATER SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:15 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Item 19 postponed until January 30, 2007.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(11:25 AM)

A. A FINAL PLAT FOR RECORDING IN PRECINCT THREE: BRIDGES AT BEAR CREEK, PHASE 1, SECTION 1 (LONG FORM PLAT – 56 TOTAL LOTS; 54 RESIDENTIAL LOTS, 2 LANDSCAPE, OPEN AND DRAINAGE LOTS – 20.96 ACRES – BRODIE LANE – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ); AND

B. APPROVE A SUBDIVISION CONSTRUCTION AGREEMENT FOR BRIDGES AT BEAR CREEK, PHASE 1, SECTION 1 – FINAL PLAT. (COMMISSIONER DAUGHERTY) (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

**Clerk's Note:** Items 20.A&B and 21.A&B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Stephanie Miller, Travis County Resident; and Hank Smith, Engineer, Bridges at Bear Creek project.

**Motion by** Commissioner Daugherty **and seconded by** Judge Biscoe to approve Items 20.A&B and 21.A&B.

**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:  
(11:54 AM)
- A. A PLAT FOR RECORDING IN PRECINCT THREE, BRIDGES AT BEAR CREEK, PHASE 2, SECTION 1 – FINAL PLAT (LONG FORM PLAT – 119 TOTAL LOTS; 113 RESIDENTIAL LOTS, 6 LANDSCAPE, OPEN AND DRAINAGE LOTS – 71.91 ACRES; BRODIE LANE – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ); AND
  - B. A SUBDIVISION CONSTRUCTION AGREEMENT FOR BRIDGES AT BEAR CREEK, PHASE 2, SECTION 1, FINAL PLAT. (COMMISSIONER DAUGHERTY) (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

**Clerk's Note:** Items 20.A&B and 21.A&B are associated with one another and were called for concurrent discussion. Please refer to Items 20.A&B for a summary of the action taken by the Court.

### OTHER ITEMS

22. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:24 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 LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80<sup>TH</sup> TEXAS LEGISLATURE. (9:14 AM)

No action necessary on Item 23.

Item 23 to be reposted on January 30, 2007.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON ADMINISTRATIVE SUPERVISION REORGANIZATION PROPOSAL FOR THE TRAVIS COUNTY SHERIFF'S OFFICE. (SHERIFF'S OFFICE) (1:57 PM)

**Members of the Court heard from:** Michael Hemby, Senior Planner, Travis County Sheriff's Office (TCSO); Darren Long, Major, TCSO; and Bill Derryberry, Senior Budget Analyst, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 24.

**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

**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.

- 25. CONDUCT INTERVIEWS AND TAKE APPROPRIATE ACTION REGARDING THE HIRING OF EXECUTIVE MANAGER FOR TRAVIS COUNTY EMERGENCY SERVICES. <sup>3</sup> (2:15 PM) (5:10 PM)

**Clerk's Note:** Judge Biscoe announced that Item 25 would be considered in Executive Session pursuant to Gov't. Code Ann 551.074, Personnel Matters.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to hire Danny Hobby, Emergency Services Coordinator, Emergency Services.

**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

26. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. THE HOLLOW, INC. (QIAN WANG RESALE DEED). <sup>1</sup> (2:15 PM) (5:11 PM)

**Clerk’s Note:** Judge Biscoe announced that Item 26 would be considered in Executive Session pursuant to Gov’t. Code Ann 551.071, Consultation with Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Daugherty** to authorize the County Judge to sign the proposed tax resale deed to Qian Wang, who has paid Travis County the sum of \$4,802.91 two times for two separate tracts of land.

**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

27. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. BETHLEHAM BAPTIST CHURCH (THE CHAUTAUQUA FOUNDATION, INC. RESALE DEED). <sup>1</sup> (2:15 PM) (5:12 PM)

**Clerk’s Note:** Judge Biscoe announced that Item 27 would be considered in Executive Session pursuant to Gov’t. Code Ann 551.074, Personnel Matters.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize the County Judge to execute the prepared tax resale deed to the Chautauqua Foundation, Inc., for two tracts, each of which the Foundation has paid Travis County \$275.00 for, so that is a total of \$550.00.

**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



28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. THOMAS E. AND MILDRED E. SAMS (MARK BROOKSHIER RESALE DEED) <sup>1</sup> (2:15 PM) (5:12 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 Daugherty** to authorize the County Judge to sign the prepared tax resale deed to Mark Brookshier, who has paid Travis County the sum of \$15,801.00.

**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

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. THE ESTATE OF LILLIE CAIN (ANDREW MOORE RESALE DEED). <sup>1</sup> (2:15 PM) (5:13 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 Daugherty** to authorize the County Judge to sign the prepared tax resale deed to Andrew Moore, who has paid Travis County the sum of \$8,400.00.

**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

- 30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. JOSE R. TORRES AND SYLVIA M. TORRES (LISA DIAZ RESALE DEED). <sup>1</sup> (2:15 PM) (5:13 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.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to authorize the County Judge to sign the prepared tax resale deed to Lisa Diaz, who has paid Travis County the sum of \$10,800.00 in cash.

**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

- 31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. HOMES FOR THE 70’S INC. A TEXAS CORPORATION (CHAD C. STARK RESALE DEED). <sup>1</sup> (2:15 PM) (5:13 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.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to authorize the County Judge to sign the prepared tax resale deed to Chad C. Stark, who has paid Travis County the sum of \$2,121.54 in cash.

**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

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. SAM AZAR (LUCY LISTER, III RESALE DEED). <sup>1</sup> (2:15 PM) (5:13 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.

**Motion by Judge Biscoe and seconded by Commissioner Daugherty** to authorize the County Judge to sign the prepared tax resale deed to Lucy Lister, III, who has paid Travis County the sum of \$3,153.00.

**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

33. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON RECENT DISTRICT COURT DECISION REGARDING EXPENDITURE OF COUNTY FUNDS TO LOBBY LEGISLATURE AND RELATED ISSUES. <sup>1</sup> (2:15 PM) (5:14 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.

Discussion only. No formal action taken.

**Clerk's Note:** The Court thanked John Hille, Assistant County Attorney, for doing an outstanding job on Item 33.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING WAYNE CAMACHO V. TRAVIS COUNTY SHERIFF'S OFFICE. <sup>1 AND 3</sup> (2:15 PM) (5:14 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 551.074, Personnel Matters.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to reject the offer to settle.

**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

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING LONESTAR PRODUCTIONS EVENT SCHEDULED MAY 30 THROUGH JUNE 3, 2007. <sup>1</sup> (2:15 PM) (5:15 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 February 6, 2007.

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN RICHARD JAMES MIZELL V. TRAVIS COUNTY CORRECTIONAL COMPLEX NO. A-05-CA-1017-SS. <sup>1</sup> (2:15 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.

Item 36 postponed until January 30, 2007.

37. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON PROPOSED INTERLOCAL COOPERATION AGREEMENT WITH CITY OF AUSTIN FOR PUBLIC HEALTH AND HUMAN SERVICES. <sup>1</sup> (2:15 PM) (5:15 PM)

**Clerk's Note:** Judge Biscoe announced that Item 37 would be considered in Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

38. RECEIVE UPDATE ON CHIEF ADMINISTRATIVE OFFICER POSITION IN MEDICAL EXAMINERS OFFICE AND TAKE APPROPRIATE ACTION. <sup>1 AND 3</sup> (2:15 PM) (5:15 PM)

**Clerk's Note:** Judge Biscoe announced that Item 38 would be considered in Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney and Gov't. Code Ann 551.074, Personnel Matters.

Discussion only. No formal action taken.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON LEGAL ISSUES REGARDING REALLOCATION OF FUNDS FOR TIER ONE ROAD PROJECTS FOR WHICH PARTICIPATION AGREEMENTS WERE NOT EXECUTED BY DECEMBER 31, 2006. <sup>1</sup> (2:15 PM) (5:16 PM)

**Clerk's Note:** Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 39 to be reposted on January 30, 2007.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING POSSIBLE RESOLUTION OF PROPERTY BOUNDARY CONFLICTS AT SELMA HUGHES PARK. <sup>1</sup> (2:15 PM) (5:16 PM)

**Clerk's Note:** Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

**ADDED ITEMS**

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE A LOCAL TRANSPORTATION PROJECT ADVANCE FUNDING AGREEMENT FOR A STP METROPOLITAN MOBILITY PROJECT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR FRATE-BARKER ROAD, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (11:58 AM) (2:10 PM)

**Members of the Court heard from:** Steve Manilla, Director, Public Works, TNR; Joe Gieselman, Executive Manager, TNR; and Stephanie Miller, Travis County Resident.

**Motion by** Commissioner Daugherty **and seconded by** Judge Biscoe to approve Item A1.

**Withdrawal of the previous Motion was made by** Commissioner Daugherty.

**Motion by** Commissioner Daugherty **and seconded by** Judge Biscoe to approve Item A1.

**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

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE THE REALLOCATION OF LAPSED 2005 BOND PROPOSITION NO. 1, TIER 1, PROJECT FUNDS FOR WHICH NO PARTICIPATION AGREEMENT WAS APPROVED, EXECUTED AND DELIVERED BEFORE DECEMBER 31, 2006. (COMMISSIONER ECKHARDT AND COMMISSIONER DAVIS)  
(2:15 PM) (5:10 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 January 30, 2007.

### ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (5:17 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 COMMISSIONERS' COURT

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**

**MINUTES OF MEETING – JANUARY 23, 2007**

**NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3**

On Tuesday, the 23<sup>rd</sup> 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 1:43 PM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 1:43 PM.

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:43 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 Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (1:43 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

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**