

MINUTES OF MEETING APRIL 24, 2007

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 24th day of April 2007, the Commissioners' Court convened the Voting Session at 9:14 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 Travis County Housing Finance Corporation; convened at 1:41 PM and adjourned at 1:48 PM.

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

The Commissioners Court retired to Executive Session at 1:56 PM.

The Commissioners Court reconvened the Voting Session at 4:01 PM.

The Commissioners Court adjourned the Voting Session at 4:04 PM.

PUBLIC HEARINGS

- RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISION OF A PORTION OF LOT 44, ROUND MOUNTAIN OAKS (SHORT FORM PLAT – 4 LOTS – 21.166 ACRES – FAUBION TRAIL – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITIES – NO ETJ) IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (ACTION ITEM# 20) (9:15 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 20 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 A PROPOSED ISSUANCE OF THE RIESEL CULTURAL FACILITIES CORPORATION CULTURAL FACILITIES REVENUE BONDS (GIRL SCOUTS – LONE STAR COUNCIL PROJECT), SERIES 2007 IN A MAXIMUM PRINCIPAL AMOUNT NOT TO EXCEED \$1,650,000. (ACTION ITEM #31) (9:16 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 31 for a summary of the action item.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty 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: Cliff Blount, Attorney for the Travis County Corporations.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty 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: Gus Peña, Travis County Resident. (9:18 AM)

CONSENT ITEMS

Members of the Court heard from: Tenley Aldredge, Assistant County Attorney; and Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C3 and Items 3.B, 3.D&E, 4, 5, 6, 7, 12, 13, 14.A, 14.C&D, 15.A-K, 16, 17, 18, 19, 20, 21, 22.A&B, 23, 26, 27, 28, 31, and 32. (9:22 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 COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF APRIL 10, 2007.

PLANNING AND BUDGET DEPT. ITEMS

- 3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:27 AM)

- A. GRANT APPLICATION TO THE TEXAS STATE DEPARTMENT OF HEALTH SERVICES FOR THE SHERIFF’S DEPARTMENT TO FUND ONE SENIOR PLANNER/RESEARCH POSITION TO COORDINATE THE DEVELOPMENT OF A STRATEGIC PLAN FOR COLLABORATION AND TARGETING OF UNDERAGE AND COLLEGE-AGE DRINKING AND DRIVING;

Members of the Court heard from: Mike Hemby, Senior Planner, Travis County Sheriff’s Office (TCSO).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 3.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

- 3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:22 AM)

- B. GRANT APPLICATION TO THE AUTO THEFT PREVENTION AUTHORITY FOR THE SHERIFF’S DEPARTMENT TO CONTINUE REDUCING AUTO THEFT RATES IN THE TASK FORCE AREA;

Clerk’s Note: Item 3.B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:34 AM)

- C. GRANT APPLICATION TO THE OFFICE OF THE ATTORNEY GENERAL TO CONTINUE THE FAMILY VIOLENCE VICTIM OUTREACH PROGRAM IN THE TRAVIS COUNTY ATTORNEY’S OFFICE;

Members of the Court heard from: Jennifer Berliner, Victim Witness Counselor, Travis County Attorney’s Office.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 3.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	yes

- 3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:22 AM)

- D. GRANT CONTRACT TO THE U.S. DEPARTMENT OF JUSTICE – BUREAU OF JUSTICE ASSISTANCE – BULLETPROOF VEST PARTNERSHIP (BVP) PROGRAM FOR REIMBURSEMENT OF UP TO HALF OF THE FUNDING FOR ADDITIONAL AND REPLACEMENT BULLETPROOF VESTS FOR LAW ENFORCEMENT OFFICERS IN TRAVIS COUNTY; AND

- E. GRANT APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY/GOVERNOR’S DIVISION OF EMERGENCY MANAGEMENT FOR TRAVIS COUNTY EMERGENCY SERVICES TO REPLACE SUPPLIES AND EQUIPMENT FOR THE TRAVIS COUNTY HAZMAT STRIKE TEAMS.

Clerk’s Note: Items 3.D&E 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. (9:22 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.

ADMINISTRATIVE OPERATIONS ITEMS

5. 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 \$363,385.38 FOR THE PERIOD OF APRIL 6 TO APRIL 12, 2007. (9:22 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:22 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST FOR A DISCOUNT TO USE THE BANQUET HALL AND THE GROUND FOR THE DAISY 5K RUN SCHEDULED FOR SUNDAY, MAY 13, 2007. (COMMISSIONER DAVIS) (9:22 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

JUSTICE & PUBLIC SAFETY ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AUSTIN POLICE DEPARTMENT DRUG LAB STAFF. (10:05 AM)

Members of the Court heard from: Kimberly Pierce, Planning Manager, Criminal Justice Planning (CJP); and Jim Connolly, Assistant County Attorney.

Discussion only. No formal action taken.

Item 8 to be reposted when ready.

- 9. CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT FOR CONSTRUCTION MANAGEMENT OF VISITATION CENTER WITH THE TRAVIS COUNTY HOUSING FINANCE CORPORATION. (9:49 AM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; Cyd Grimes, Travis County Purchasing Agent; Harvey Davis, Manager, Travis County Corporations; John Hille, Assistant County Attorney; and Kimberly Pierce, Planning Manager, CJP.

Motion by Judge Biscoe and seconded by Commissioner Davis to proceed with the issuance of the bid.

Withdrawal of the previous Motion was made by Judge Biscoe and seconded by Commissioner Davis.

Motion by Commissioner Eckhardt and seconded by Judge Biscoe to approve the agreement between the Travis County Housing Finance Corporation and Travis County.

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

- 10. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. CM070106, MARK SYSTEMS INC., TO INCLUDE THE SUPPLY AND INSTALLATION OF A FLOOR DISTRIBUTION CABINET AND AN UPGRADE TO THE ELECTRICAL WIRING. (INFORMATION AND TELECOMMUNICATIONS SYSTEMS) (9:14 AM)

Item 10 postponed until May 1, 2007.

- 11. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. IL030144RE, CITY OF AUSTIN, FOR THE SUMMER YOUTH EMPLOYMENT PROGRAM. (HHS & VS) (9:22 AM)

Item 11 postponed until May 1, 2007.

12. APPROVE CONTRACT NO. PS070255VR, LA ESPERANZA HOME FOR BOYS IN BROWNSVILLE, A SOUTHWEST KEY PROGRAM FACILITY, TO PROVIDE RESIDENTIAL TREATMENT SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (9:22 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. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS000204JW, DAYSTAR RESIDENTIAL, INC., FOR RESIDENTIAL TREATMENT SERVICES FOR JUVENILE PROBATION. (JUVENILE PROBATION) (9:22 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 REGARDING FACILITATION OF COURT ORDERED PARENTING CLASSES CONTRACTS AS FOLLOWS: (9:22 AM)

- A. MODIFICATION NO. 2 TO CONTRACT NO. PS060191JT, BRENDA FIERRO, TO CLARIFY INSURANCE REQUIREMENTS;

Clerk's Note: Item 14.A 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 REGARDING FACILITATION OF COURT ORDERED PARENTING CLASSES CONTRACTS AS FOLLOWS: (9:14 AM)

- B. NEW CONTRACT NO. PS070241VR, EFRAIN DAVILA, FOR INSTRUCTOR SERVICES;

Item 14.B was pulled from the Agenda.

14. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING FACILITATION OF COURT ORDERED PARENTING CLASSES CONTRACTS AS FOLLOWS: (9:22 AM)

C. TERMINATION OF CONTRACT NO. PS070008JT, KINSLOE QUEEN, FOR INSTRUCTOR SERVICES; AND

D. TERMINATION OF CONTRACT NO. PS040260JW, MARY BETH METCALF, FOR INSTRUCTOR SERVICES. (DOMESTIC RELATIONS)

Clerk's Note: Items 14.C&D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote

15. APPROVE MODIFICATIONS TO CONTRACTS FOR SEXUAL ASSAULT NURSE EXAMINERS (SANE) SERVICES FOR THE SHERIFF'S OFFICE AS FOLLOWS: (9:22 AM)

A. PS050172JW, KIM TARLA-RASH, MODIFICATION NO. 1;

B. PS070029JT, CAROLYN DALE MUMMA, MODIFICATION NO. 1;

C. PS070030JT, CHRISTIE KREMER, MODIFICATION NO. 1;

D. PS070031JT, JULIE GIBBS, MODIFICATION NO. 1;

E. PS070032JT, MARSHA MALGESINI, MODIFICATION NO. 1;

F. PS070033JT, LINDA SIFUENTES, MODIFICATION NO. 1;

G. PS070034JT, LADONNA SHIRLEY, MODIFICATION NO. 1;

H. PS070035JT, CARMEN DAVAILUS, MODIFICATION NO. 1;

I. PS070176JT, ANNE MARTIN, MODIFICATION NO. 1;

J. PS070177JT, RACHAEL HERRERRA, MODIFICATION NO. 1; AND

K. PS070028JT, AUSTIN TRAVIS COUNTY SEXUAL ASSAULT NURSES ORGANIZATION, MODIFICATION NO. 2 (SHERIFF'S OFFICE)

Clerk's Note: Items 15.A-K 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. PS030218JW WITH DR. HOWARD A. RAMSEY D.D.S. FOR DENTAL SERVICES FOR JUVENILE PROBATION OFFICE. (JUVENILE PROBATION) (9:22 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. REJECT SOLE BID RECEIVED FOR IFB NO. B070187-JT, 5501 AIRPORT BOULEVARD BUILDING AIR CONDITIONING RENOVATIONS, AND REBID. (FACILITIES MANAGEMENT) (9:22 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

Clerk's Note: The County Judge noted that by approving Item 17 the Court has rejected all bids, and directed for no re-bidding to take place.

18. APPROVE TERMINATION OF CONTRACT NO. PS060242JT, GREENSTEIN AND KOLKER, FOR ATTORNEY AD LITEM SERVICES. (COUNTY ATTORNEY'S OFFICE) (9:22 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. APPROVE MODIFICATION NO. 11 TO CONTRACT NO. 04K00264JJ, BARECKY CONSTRUCTION COMPANY, FOR EAST METRO PARK (PHASE I, PROJECT II). (TRANSPORTATION AND NATURAL RESOURCES) (COMMISSIONER DAVIS) (9:22 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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

20. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISION OF A PORTION OF LOT 44, ROUND MOUNTAIN OAKS (SHORT FORM PLAT – 4 LOTS – 21.166 ACRES – FAUBION TRAIL – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITIES – NO ETJ). (COMMISSIONER DAUGHERTY) (9:22 AM)

Clerk's Note: Item 20 is the action item for the public hearing on Agenda Item 1.

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 REQUEST TO APPROVE A REVISED ADVANCE FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR GILLILAND CREEK TRAIL PHASE 3, A SURFACE TRANSPORTATION PROGRAM METROPOLITAN MOBILITY PROJECT (STP MM), PRECINCT TWO. (COMMISSIONER ECKHARDT) (9:22 AM)

Clerk's Note: Item 21 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote

22. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:22 AM)
- A. A PLAT FOR RECORDING IN PRECINCT TWO: FOREST CREEK SECTION 39 (SHORT FORM PLAT – TOTAL LOTS 60, 55 LOTS, 4 OPEN SPACE, DRAINAGE LOTS AND 1 AMENITY LOT – 15.838 ACRES – GATTIS SCHOOL ROAD – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON COUNTY WATER, SEWER, IRRIGATION AND DRAINAGE DISTRICT NUMBER 3 – CITY OF HUTTO AND WILLIAMSON COUNTY ETJ); AND
 - B. A SUBDIVISION CONSTRUCTION AGREEMENT FOR FOREST CREEK, SECTION 39. (COMMISSIONER ECKHARDT)

Clerk's Note: Items 23.A&B 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 THE INTERLOCAL AGREEMENT WITH WILLIAMSON COUNTY TO ACCEPT MAINTENANCE OF APPROXIMATELY 1000 FEET OF JANAK ROAD IN WILLIAMSON COUNTY AND RELINQUISH MAINTENANCE OF APPROXIMATELY 1500 FEET OF GREENRIDGE DRIVE IN TRAVIS COUNTY TO WILLIAMSON COUNTY. (COMMISSIONER DAVIS) (9:22 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

- 24. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR A PERMANENT PRESERVATION EASEMENT TO THE TEXAS HISTORICAL COMMISSION TO FACILITATE IMPLEMENTATION OF GRANT TO THE LAKE TRAVIS EXTENSION EDUCATION ASSOCIATION FOR RESTORATION OF THE HISTORIC NAMELESS SCHOOL. (COMMISSIONER DAUGHERTY) (10:59 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR; and Tom Nuckols, Assistant County Attorney.

Motion by Commissioner Daugherty **and seconded by** Commissioner Eckhardt 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

- 25. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE PROCESS FOR PUBLIC INPUT ON PROPOSED MASTER PLAN FOR IMPROVING MILTON REIMERS RANCH PARK IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (10:16 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Wendy Scarperotta, Senior Planner, TNR; Brent Luck, Vice President, Land Design Partners; Charles Bergh, Division Director, Parks and Natural Resources, TNR; and Cyd Grimes, Travis County Purchasing Agent.

Discussion only. No formal action taken.

Item 25 to be reposted May 8, 2007.

26. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A RESOLUTION TO COMPLETE AN EQUIVALENT MATCH PROJECT IN ORDER TO OBTAIN FEDERAL OFF-SYSTEM BRIDGE PROGRAM FUNDING FOR BRIDGE 136 IN PRECINCT ONE AND BRIDGE 229 IN PRECINCT TWO. (COMMISSIONERS DAVIS AND ECKHARDT) (9:22 AM)

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

OTHER ITEMS

27. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:22 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. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MARCH 2007. (COUNTY AUDITOR) (9:22 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

29. RECEIVE AND DISCUSS AS NECESSARY THE FISCAL YEAR 2007 MID-YEAR REVENUE REPORT. (COUNTY AUDITOR) (9:38 AM)

Members of the Court heard from: Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office; Carolyn Damron, Travis County Auditor's Office; Bill Derryberry, Senior Budget Analyst, Planning and Budget Office (PBO).

Discussion only. No formal action taken.

TO BE TAKEN UP AT 11:00 A.M.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE: (11:14 AM)

A. HOUSE BILL 539: RELATING TO THE REGULATION OF FIREWORKS AND FIREWORKS DISPLAYS;

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant; Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; Brad Beauchamp, Acting Travis County Fire Marshal; and Talia Gaster, Travis County Legislative Consultant.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to support HB 539, but to spend a little time working with the sponsor on the Civil Suit subsection.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE: (11:27 AM)

B. HOUSE BILL 2006: RELATING TO THE USE OF EMINENT DOMAIN AUTHORITY;

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant; Kevin Morse, Assistant County Attorney; and Tom Nuckols, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to oppose HB 2006, and to indicate in writing the reasons why, and to get with the Conference of Urban Counties (CUC) and whoever has been in the discussions and incorporate their reasons for concern.

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 30 CONTINUED

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:36 AM)

C. SENATE BILL 1164: RELATING TO THE COMPENSATION OF OFFICIAL COURT REPORTERS FOR DISTRICT COURTS;

Members of the Court heard from: The Honorable W. Jeanne Meurer, Judge, 98th District; and Bob Kamm, Travis County Legislative Consultant.

Discussion only. No formal action taken.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:39 AM)

D. HOUSE BILL 3003: RELATING TO THE INVESTMENT OF PUBLIC FUNDS IN WAYS THAT BENEFIT THE STATE AND LOCAL ECONOMIES AND TO THE SELECTION OF LOCAL FINANCIAL INSTITUTIONS FOR THE DEPOSIT OF PUBLIC FUNDS;

No action necessary on Item 30.D.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:39 AM)

E. HOUSE BILL 3004: RELATING TO THE INVESTMENT OF PUBLIC FUNDS, INCLUDING MAKING INVESTMENTS IN WAYS THAT BENEFIT THE STATE AND LOCAL ECONOMIES, AND TO THE SELECTION OF LOCAL FINANCIAL INSTITUTIONS FOR THE DEPOSIT OF PUBLIC FUNDS;

No action necessary on Item 30.E.

ITEM 30 CONTINUED

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:39 AM)

F. HOUSE BILL 1634: RELATING TO INCENTIVES FOR THE FILM, TELEVISION, AND MULTIMEDIA PRODUCTION INDUSTRIES;

Members of the Court heard from: Talia Gaster, Travis County Legislative Consultant.

Discussion only. No formal action taken.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:43 AM)

G. HOUSE BILL 3282: RELATING TO THE AUTHORITY OF ISSUERS TO ENTER INTO CONTRACTS FOR SERVICES IN CONNECTION WITH THE ISSUANCE OF PUBLIC SECURITIES;

H. HOUSE BILL 3612: RELATING TO THE AUTHORITY OF ISSUERS TO ENTER INTO CONTRACTS FOR SERVICES IN CONNECTION WITH THE ISSUANCE OF PUBLIC SECURITIES;

I. HOUSE BILL 3616: RELATING TO THE SELECTION OF FINANCIAL ADVISORS BY GOVERNMENTAL ENTITIES;

J. HOUSE BILL 3539: RELATING TO INTEREST RATE MANAGEMENT AGREEMENTS RELATED TO FINANCING CERTAIN PUBLIC IMPROVEMENTS;

Clerk's Note: Items 30.G-J are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant.

Discussion only. No formal action taken.

ITEM 30 CONTINUED

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:43 AM)

K. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REIMBURSEMENT OF MAY 12, 2007 CONSTITUTIONAL AMENDMENT ELECTION EXPENSES;

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to support this bill, and to prepare supportive letters for Senator Watson and Senator Wentworth to submit to Senator Ogden.

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 30 CONTINUED

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE: (11:45 AM)

L. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REIMBURSEMENT OF INCREASED JUVENILE PROBATION EXPENSES DUE TO TEXAS YOUTH COMMISSION CHALLENGES;

Members of the Court heard from: The Honorable W. Jeanne Meurer, Judge, 98th District; Laura Ward, General Counsel, Travis County Juvenile Probation; and Estela P. Medina, Chief Juvenile Probation Officer.

Clerk’s Note: The Court discussed HB 1: General Appropriations Bill.

Clerk’s Note: The Court discussed a Staff recommendation to support an Appropriation in HB 1 from the Texas Juvenile Probation Commission, for \$62 million to be used, in part, for placements and community based intensive treatment for juveniles no longer eligible for the Texas Youth Commission.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Staff recommendation.

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

Clerk’s Note: The Court discussed requesting possible emergency funding for the remainder of FY 2007, regarding extra expenditure for juveniles no longer eligible for the Texas Youth Commission.

Motion by Judge Biscoe and seconded by Commissioner Davis to indicate a request for 2007 funding.

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 CONTINUED

Clerk’s Note: The Court discussed SB 1295: Relating to the establishment of community-based programs administered by the Juvenile Boards of certain Counties.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to support the bill, plus include Travis County.

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

Clerk’s Note: Senator Watson has indicated that he is interested in amending SB 1295 to include Travis County.

Clerk’s Note: The Court discussed HB 3746: Relating to State Aid for certain Juvenile Justice Alternative Education Programs that enter into certain revenue sharing agreements.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to support HB 3746.

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

Clerk’s Note: The Court noted that without continued funding the quality of the services provided would be reduced.

ITEM 30 CONTINUED

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:54 AM)

M. HOUSE BILL 8: RELATING TO THE CREATION OF CRIMINAL DISTRICT COURTS IN CERTAIN COUNTIES (INCLUDING TRAVIS COUNTY); AND

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant; and Talia Gaster, Travis County Legislative Consultant.

Discussion only. No formal action taken.

Item 30.M to be reposted on May 1, 2007.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE:
(11:58 AM)

N. DISCUSSION OF OTHER BILLS AND LEGISLATIVE ISSUES AS NECESSARY.

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant; Talia Gaster, Travis County Legislative Consultant; and Tom Nuckols, Assistant County Attorney.

Discussion only. No formal action taken.

31. APPROVE A RESOLUTION FOR TAX EXEMPT BOND FINANCING BY REISEL CULTURAL FACILITIES CORPORATION TO FINANCE PROJECT FOR GIRL SCOUTS – LONE STAR COUNCIL. (9:22 AM)

Clerk's Note: Item 31 is the action item for the public hearing on Agenda Item 2.

Clerk's Note: Item 31 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote

- 32. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING APPOINTMENT OF NIKKI C. SIMMS TO REPLACE TRISTA RAE ALLEN TO FINISH OUT CURRENT TERM TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD EFFECTIVE IMMEDIATELY THROUGH MAY 2008. (COMMISSIONER DAVIS) (9:22 AM)

Clerk's Note: Item 32 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote

- 33. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING OPTIONS TO ADDRESS POTENTIAL INMATE POPULATION INCREASE DURING THE SUMMER OF 2007. (SHERIFF'S OFFICE) (1:49 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to:

- 1) Join our other managers in the area of Criminal Justice, and take advantage of each and every opportunity to reduce our jail population as much as possible, before going to steps 2 and 3;
- 2) The use of variance beds, of the request, the additional 120; and,
- 3) Keep our Jail overcrowding reserve in place and if we need it, after using variance beds, then we would do so.

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 County Judge noted that a cover letter will accompany the signed request for the 120 variance beds, expressing the wishes of the Commissioners Court that Step 1 be of primary importance. Major David Balagia, Corrections Division; TCSO will present the letter to the Texas Commission on Jail Standards on May 6, 2007.

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.

- 34. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POTENTIAL PURCHASE OF PROPERTY ALONG AIRPORT BLVD. IN CENTRAL AUSTIN.
² (1:56 PM) (4:01 PM)

Clerk's Note: Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to direct Staff to go ahead and put together facts necessary to help us determine whether to proceed with the purchase of land that may be available. Let's have this back on the Agenda in two weeks, May 8, 2007, and proceed from there.

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 34 to be reposted on May 8, 2007.

35. CONSIDER AND TAKE APPROPRIATE ACTION ON AN OFFER TO TRADE TO TRAVIS COUNTY 0.316 ACRE (13,776 SQ. FT.) OF UNDEVELOPED AND VACANT LAND FOR USE AS RIGHT OF WAY IN CONSTRUCTION OF OLD MANOR ROAD BRIDGE NO. 113, IN EXCHANGE FOR 0.23 ACRE (10,086 SQ. FT.) OF EXCESS, UNUSED RIGHT OF WAY ON DUKE ROAD IN PRECINCT ONE. (COMMISSIONER DAVIS) ^{1 AND 2} (1:56 PM) (4:02 PM)

Clerk's Note: Judge Biscoe announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the recommended trade, and authorize Staff to proceed to take the steps necessary to meet the statutory requirements.

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

36. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. CENTER HILL JOINT VENTURE (REZA REZAAE RESALE DEED AND FRANK YI RESALE DEED). ¹ (1:56 PM) (4:03 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.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we follow Staff recommendation and reject both the bids that we received, and that we indicate our intention to revise the bidding procedures to avoid situations like this in the future, and otherwise improve our procedures.

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

- 37. RECEIVE LEGAL BRIEFING REGARDING CERTAIN ALLEGATIONS AND CONTRACT ISSUES IN AUSTIN-TRAVIS COUNTY EMERGENCY MEDICAL SERVICES. ³ (1:56 PM)

Clerk's Note: Judge Biscoe announced that Item 37 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

Item 37 postponed until May 8, 2007.

- 38. CONDUCT INTERVIEW OF BRAD BEAUCHAMP REGARDING APPOINTMENT OF TRAVIS COUNTY FIRE MARSHAL AND TAKE APPROPRIATE ACTION. ^{1 AND 3} (1:56 PM) (4:03 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.

Item 38 to be reposted on May 1, 2007.

ADDED ITEMS:

- A1. APPROVE SETTING A PUBLIC HEARING DATE FOR MAY 15, 2007 TO RECEIVE COMMENTS REGARDING A PROPOSED FINANCING OF MULTIFAMILY HOUSING FACILITIES IN TRAVIS COUNTY BY CAPITAL TRUST AGENCY. (1:49 PM)

Motion by Commissioner Davis **and seconded by** Commissioner Gómez 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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (4:04 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

Date of Approval

Samuel T. Biscoe, Travis County Judge