

MINUTES OF MEETING JUNE 19, 2007

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of June, 2007, the Commissioners' Court convened the Voting Session at 9:17 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt and Precinct Four Commissioner Margaret Gómez were not present during the Voting Session.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 9:15 AM and adjourned at 9:17 AM.

The Commissioners Court retired to Executive Session at 11:05 AM.

The Commissioners Court recessed the Voting Session at 11:33 AM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:38 PM and adjourned at 1:39 PM.

The Commissioners Court reconvened the Voting Session at 1:39 PM.

The Commissioners Court retired to Executive Session at 1:39 PM.

The Commissioners Court reconvened the Voting Session at 3:00 PM.

The Commissioners Court adjourned the Voting Session at 3:03 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS REGARDING THE REVISED FEE SCHEDULE FOR PARTICIPATION UNDER THE BALCONES CANYONLANDS CONSERVATION PLAN - SHARED VISION FOR A PERIOD OF TWO YEARS. (ACTION ITEM #8) (9:18 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 Davis to open the public hearing.

Motion carried:

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

Members of the Court heard from: Jennifer Brown, Environmental Specialist, Transportation and Natural Resources (TNR); Ted Siff, Chair, Balcones Canyonlands Conservation Plan Citizen's Advisory Committee; and Kevin Connally, Travis County Natural Resources Environmental Specialist, TNR.

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

Motion carried:

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

CITIZENS COMMUNICATION

Members of the Court heard from: Stuart Thomas Gerstacker, Travis County Resident. (9:24 AM)

CONSENT ITEMS

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C5 and Items 3, 4, 5, 6, 7, 8, 10, 12.A&B, 16, 19.A-C, 22, 23, 24, 27, 29, and A1. (9:36 AM)

Motion carried:

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3. APPROVE SETTING A PUBLIC HEARING DATE FOR JULY 24, 2007 TO RECEIVE COMMENTS ON A PLAT FOR RECORDING IN PRECINCT ONE: JOHLE HILL, A REVISED PLAT OF LOT 6 JA P. KEMP SUBDIVISION (21 TOTAL LOTS). (COMMISSIONER DAVIS)
- C4. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF JUNE 5, 2007.
- C5. APPROVE SETTING A PUBLIC HEARING DATE FOR JULY 24, 2007 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 50, 51, 52 AND A PORTION OF LOT 49 AND 0.348 AND 0.570 ACRE TRACTS, LAKEHURST SUBDIVISION (4 TOTAL LOTS). (COMMISSIONER DAUGHERTY)

RESOLUTIONS & PROCLAMATIONS

- 2. APPROVE RESOLUTION RECOGNIZING MICHAEL PIERCE ON HIS RETIREMENT AFTER TWENTY-ONE YEARS OF SERVICE TO TRAVIS COUNTY IN THE INFORMATION AND TELECOMMUNICATION SYSTEMS DEPARTMENT. (9:28 AM)

Members of the Court heard from: Walter LaGrone, Director, Operations and Technology, Information and Telecommunications Systems (ITS); Michael Pierce, ITS; and Judy Pittsford, Project Manager, ITS.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the Resolution in Item 2.

Motion carried:

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

PURCHASING OFFICE ITEMS

- 3. APPROVE TERMINATION OF CONTRACT NO. 06K00065RV, DSSI CORPORATION, FOR CONTROL PANEL UPGRADE AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX BUILDINGS 2 AND 3. (SHERIFF'S OFFICE) (9:36 AM)

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

- 4. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL SERVICES FROM HANRAHAN PRITCHARD ENGINEERING, INC. FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT. (TRANSPORTATION AND NATURAL RESOURCES) (9:36 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 ORDER EXEMPTING THE PURCHASE OF ASPHALT REJUVENATION PRODUCT FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A) (7) (A) OF THE COUNTY PURCHASING ACT. (TRANSPORTATION AND NATURAL RESOURCES) (9:36 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. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (FIXED ASSETS) (9:36 AM)

Clerk's Note: Item 6 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

7. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL DRUG TESTING SERVICES FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(4) OF THE COUNTY PURCHASING ACT. (CRIMINAL JUSTICE PLANNING) (9:36 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE REVISED FEE SCHEDULE FOR PARTICIPATION UNDER THE BALCONES CANYONLANDS CONSERVATION PLAN - SHARED VISION FOR A PERIOD OF TWO YEARS. (9:36 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. **REVISED LANGUAGE:** CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: THE VISTAS AT PEDERNALES CANYON TRAIL, A REVISED PLAT OF LOT 13 PEDERNALES CANYON RANCH PHASE 2 (11 TOTAL LOTS). (COMMISSIONER DAUGHERTY) **(THIS ITEM IS INTENDED FOR EXECUTIVE SESSION DISCUSSION ONLY IN ORDER FOR THE COURT TO RECEIVE LEGAL ADVICE ON SEVERAL OUTSTANDING ISSUES. A PUBLIC DISCUSSION WILL BE HELD ON A LATER DATE.)** (11:05 AM) (1:39 PM) (3:00 PM)

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

Discussion only. No formal action taken.

Item 9 to be reposted on June 26, 2007.

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE BOND POSTED BY THE HARTFORD CASUALTY INSURANCE COMPANY FOR CARDINAL HILLS ESTATES UNIT 15. (COMMISSIONER DAUGHERTY) (THIS ITEM MAY BE CONSIDERED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (9:36 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.

Clerk's Note: The Court noted that by approving Item 10 they are authorizing Joe Gieselman, Executive Manager, TNR to contact the bonding company for this company.

- 11. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:39 AM)
 - A. A PLAT FOR RECORDING IN PRECINCT THREE: RIBELIN RANCH SUBDIVISION, FINAL PLAT (10 TOTAL LOTS); AND
 - B. APPROVE SUBDIVISION CONSTRUCTION AGREEMENT FOR RIBELIN RANCH SUBDIVISION, FINAL PLAT. (COMMISSIONER DAUGHERTY)

Clerk’s Note: Items 11.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Anna Bowlin, Program Manager, Planning and Engineering, TNR.

Motion by Commissioner Daugherty **and seconded by** Judge Biscoe to approve Item 11.

Motion carried:

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

- 12. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:36 AM)
 - A. ROADWAY IMPROVEMENT AGREEMENT WITH CENTEX HOMES FOR HOG EYE ROAD IN PRECINCT ONE; AND
 - B. CASH SECURITY AGREEMENT WITH CENTEX HOMES FOR BOUNDARY STREET IMPROVEMENTS ON HOG EYE ROAD FOR THE WOODLANDS, SECTION THREE SUBDIVISION. (COMMISSIONER DAVIS)

Clerk’s Note: Items 12.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 13. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT ONE: LEHNE ADDITION (2 TOTAL LOTS). (COMMISSIONER DAVIS) (9:45 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Anna Bowlin, Program Manager, Planning and Engineering, TNR; Lynn Alderson, Engineer, Bury & Partners; and Mark Childers, General Manager, Austin, Suncoast Resources.

Discussion only. No formal action taken.

Item 13 to be reposted July 3, 2007.

- 14. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE ADDITIONAL FUNDS FOR EAST METRO PARK PHASE II IMPROVEMENTS, IN PRECINCT ONE. (COMMISSIONER DAVIS) (10:18 AM)

Members of the Court heard from: Steve Manilla, Director, Public Works, TNR; and Jessica Rio, Budget Analyst, Planning and Budget Office (PBO).

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we take the Precinct One Park Reserve Funds and augment those, by whatever amount we need to, with the CO Reserves.

Motion carried:

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

Clerk’s Note: The Court noted that by approving this Motion they are approving Budget Discussion Items DS1-DS4 under Item 20.

- 15. CONSIDER AND TAKE APPROPRIATE ACTION ON WATERSEDGE PHASE 1 PRELIMINARY PLAN IN PRECINCT FOUR (248 TOTAL LOTS). (COMMISSIONER GÓMEZ) (9:17 AM)

Item 15 postponed until June 26, 2007.

- 16. CONSIDER AND TAKE APPROPRIATE ACTION ON TRANSPORTATION AND NATURAL RESOURCES REQUEST TO REMOVE THE NUT HUSTLER SPRAYER MODEL 34 ASSET FROM THE FIXED ASSETS MODULE IN H.T.E. (9:36 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. A. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON THE COMMUTE SOLUTIONS INNOVATIVE PROGRAM GRANT AWARD; AND
B. CONSIDER AND TAKE APPROPRIATE ACTION ON A MEMORANDUM OF AGREEMENT WITH CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY. (10:09 AM)

Clerk's Note: Items 17.A&B are associated with one another and were called for concurrent discussion.

Clerk's Note: The Court discussed adding a change to the Smart Pass Agreement that bus pass recipients will sign when receiving their pass, assuming responsibility to maintain the card and keep it secure.

Members of the Court heard from: Adele Noel, Air Quality Project Manager, TNR; Joe Gieselman, Executive Manager, TNR; Mary Etta Gerhardt, Assistant County Attorney; and John White, Environmental Quality Program Manager, TNR.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Items 17.A&B with the one change.

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

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 18. REVIEW AND APPROVE THE POSTING OF THE FOLLOWING DRAFTS FOR PUBLIC COMMENT AS RELATED TO THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:56 AM)
 - A. THE SUBSTANTIAL AMENDMENT TO THE PROGRAM YEAR '06 ACTION PLAN;
 - B. AMENDMENT TO THE 2006-2010 CONSOLIDATED PLAN'S STRATEGIC DIRECTION;
 - C. PROGRAM YEAR '07 ACTION PLAN; AND
 - D. OTHER RELATED ITEMS.

Clerk's Note: Items 18.A-D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS).

Motion by Judge Biscoe and seconded by Commissioner Davis that we approve the posting of the following drafts for public comment, as related to the use of the Community Development Block Grant (CDBG) funding through the US Department of Housing Urban Development (HUD); the substantial amendment to the program year 2006; the amendment to the 2006-2010 Consolidated Plan Strategic Direction; and the program year 2007 Action Plan.

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

PLANNING AND BUDGET DEPT. ITEMS

- 19. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:36 AM)
 - A. GRANT CONTRACT WITH TEXAS PARKS AND WILDLIFE DEPARTMENT FOR THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT TO EXTEND EXISTING CONTRACT FOR COMPLETION AND REIMBURSEMENT OF THE REMAINING GRANT-FUNDED ELEMENTS FOR EAST METROPOLITAN PARK IN PRECINCT ONE;
 - B. GRANT CONTRACT WITH U.S. DEPARTMENT OF JUSTICE FOR THE SHERIFF’S DEPARTMENT TO IMPLEMENT A PILOT PROJECT TO UPGRADE THE MOBILE DATA AND EMERGENCY RESPONSE CAPABILITIES FOR LAW ENFORCEMENT UNITS; AND
 - C. GRANT AGREEMENT WITH THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION FOR THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT TO ENCOURAGE USE OF ALTERNATIVE TRANSPORTATION, REDUCE THE NUMBER OF SINGLE-OCCUPANT VEHICLES, REDUCE TRAFFIC CONGESTION AND IMPROVE AIR QUALITY.

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

- 20. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:23 AM)

Members of the Court heard from: Jessica Rio, Budget Analyst, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the rest of the Budget Amendments, Transfers and Discussion items.

Motion carried:

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

Clerk’s Note: Budget Discussion Items DS1-DS4 were approved by the Motion in Item 4.

- 21. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FROM CITIZENS ADVISORY COMMITTEE ON ELECTED OFFICIALS' SALARIES REGARDING FISCAL YEAR 2008 SALARIES. (10:25 AM)

Members of the Court heard from: Belinda Powell, Capital Planning Coordinator, PBO; and Dr. Woodard Springstube, Travis County Citizens Advisory Committee on Elected Officials Salaries.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we accept the Committee's report.

Motion carried:

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

ADMINISTRATIVE OPERATIONS ITEMS

- 22. 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 \$305,145.44 FOR THE PERIOD OF JUNE 1 TO JUNE 7, 2007. (9:36 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:36 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. (9:36 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. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MAY 2007. (COUNTY AUDITOR’S OFFICE) (3:03 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to approve Item 25.

Motion carried:

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

- 26. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING THE PROVISION OF PSYCHIATRIST SERVICES FOR INMATES IN TRAVIS COUNTY. (SHERIFF’S OFFICE) (9:18 AM)

Item 26 postponed until June 26, 2007.

- 27. CONSIDER AND TAKE APPROPRIATE ACTION ON AN INTERLOCAL AGREEMENT WITH THE OFFICE OF THE ATTORNEY GENERAL TO REIMBURSE TRAVIS COUNTY FOR THE EXTRADITION COSTS ASSOCIATED WITH A MEDICAID FRAUD CASE. (DISTRICT ATTORNEY’S OFFICE) (9:36 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 AND TAKE APPROPRIATE ACTION ON ASSUMPTIONS REGARDING THE FOLLOWING: (10:38 AM)

A. PROPERTY TAX RATE CONSIDERATIONS; AND

B. 2007 PARCEL RATE FEES. (TAX ASSESSOR COLLECTOR)

Clerk’s Note: Items 28.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Nelda Wells Spears, Travis County Tax Assessor Collector; Dusty Knight, Chief Operating Officer, Tax Assessor Collector’s Office; Tian Dao, Collections, Tax Assessor Collector’s Office; and Christian Smith, Executive Manager, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the parcel rate of \$1.02.

Motion carried:

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we approve the anticipated collection rate of 100%; and the optional homestead exemptions that we use annually:

- 1) \$65,000.00 for the disabled and over 65,
- 2) at \$5,000 or 20%, whichever is greater, for all homesteads;
- 3) approve the historical exemptions of 100% of the structure and 50% on the land for residences or nonprofit agencies,
- 4) half that for all other historical properties, with no exemptions for the Road District.

Motion carried:

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

29. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO WELCOME THE AMERICAN CONTRACT COMPLIANCE ASSOCIATION'S 21ST ANNUAL NATIONAL TRAINING INSTITUTE TO TRAVIS COUNTY. (9:36 AM)

Clerk's Note: Item 29 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

Clerk's Note: The Court noted that this was a greeting and welcome for the American Contract Compliance Association's 21st Annual National Training Institute In Travis County.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A RECOMMENDED FACILITY FOR TRAVIS COUNTY ADULT PROBATION AND AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION (A-TCMHMR) INTEGRATED SERVICES. (11:03 AM)

Members of the Court heard from: Dr Geraldine Nagy, Director, Adult Probation, Community Supervision and Corrections Department (CSCD).

Item 30 to be postponed until June 26, 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.

- 31. CONSIDER AND TAKE APPROPRIATE ACTION ON A COUNTER-OFFER FOR THE SALE OF LAND AND TWO TEMPORARY CONSTRUCTION EASEMENTS (PARCEL #38 AND #38Tea/#38Teb) NEEDED FOR RIGHT OF WAY IN THE 2005 BOND PROGRAM, HOWARD LANE EAST (I) ROADWAY IMPROVEMENT PROJECT, LOCATED IN PRECINCT ONE. ^{1 AND 2} (11:05 AM) (1:39 PM) (3:01 PM)

Clerk's Note: Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we offer to settle this matter by paying the sum of \$478,815.00 for the parcel of land in question and the temporary construction easements.

Motion carried:

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

32. CONSIDER AND TAKE APPROPRIATE ACTION ON A COUNTER-OFFER FOR THE SALE OF LAND AND A DRAINAGE AND SLOPE EASEMENT (PARCEL #4 AND #4E) NEEDED FOR RIGHT OF WAY IN THE 2005 BOND PROGRAM, HOWARD LANE EAST (I) ROADWAY IMPROVEMENT PROJECT, LOCATED IN PRECINCT ONE. ^{1 AND 2} (11:05 AM) (1:39 PM) (3:01 PM)

Clerk's Note: Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe and seconded by Commissioner Davis that we counter-offer, as a final offer to settle, for the amount of \$38,931.00.

Motion carried:

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

33. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POTENTIAL PURCHASE OF PROPERTY ALONG AIRPORT BLVD. IN CENTRAL AUSTIN. ^{1 AND 2} (11:05 AM) (1:39 PM) (3:01 PM)

Clerk's Note: Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe and seconded by Commissioner Davis that we resubmit the offer of letter of intent to sellers with revised purchase terms consistent with what we have received; also, that we order an appraisal of this property, consistent with County policy; and that we direct the Planning and Budget Office (PBO) to transfer the funds necessary for the appraisal, estimated to be \$5,500.00, from the Facilities Lease Saving line item, and that's the centralized line item to the appropriate line item as an automatic budget adjustment.

Motion carried:

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

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN CLAIM BY JENNIFER MALDONADO, FORMER SLOT #45; EEOC CHARGE NO. 31C-2007-00733. ¹ (11:05 AM) (3:02 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.

Motion by Judge Biscoe and seconded by Commissioner Daugherty that we choose the option that authorizes the County Attorney to go ahead and schedule mediation for anytime after July 15, 2007, which will give us an opportunity to receive and review the consultant’s report; and that we ask Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD) to represent Travis County at this mediation, along with any other Facilities Staff that may be necessary in order for us to go through the mediation appropriately.

Motion carried:

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

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATION TO SETTLE AUTO LIABILITY CLAIM SETTLEMENT FROM MARK VANDERWIELE AND APPROVE IMMEDIATE ISSUANCE AND RELEASE OF THE SETTLEMENT CHECK. (9:36 AM)

Clerk’s Note: Item A1 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 approved the immediate payment of \$1,430.70.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Judge Biscoe to adjourn the Voting Session. (3:03 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge