

## **MINUTES OF MEETING – SEPTEMBER 25, 2007**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 25<sup>th</sup> day of September 2007, the Commissioners' Court convened the Voting Session at 9:16 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.

The Commissioners Court recessed the Voting Session at 12:03 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:42 PM and adjourned at 1:44 PM.

The Commissioners Court, meeting as the Southwest Travis County Road District #1; convened at 1:44 PM and adjourned at 1:45 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:45 PM and adjourned at 1:49 PM.

The Commissioners Court reconvened the Voting Session at 1:50 PM.

The Commissioners Court retired to Executive Session at 1:52 PM.

The Commissioners Court reconvened the Voting Session at 3:33 PM.

The Commissioners Court adjourned the Voting Session at 3:38 PM.









**PLANNING AND BUDGET DEPT. ITEMS**

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ADOPT ORDER SETTING THE TRAVIS COUNTY TAX RATE FOR THE YEAR BEGINNING JANUARY 1, 2007. (10:02 AM)

**Clerk's Note:** Item 4 is the action item for the public hearing on Agenda Item 1.

**Clerk's Note:** The Court discussed:

- 1) Adoption of a tax rate of \$.3405 for maintenance and operations (M&O);
- 2) Adoption of Debt Service rate to be \$.0811;

This makes the FY '08 Tax Rate 0.4216 for each \$100.00 valuation.

**Members of the Court heard from:** Christian Smith, Executive Manager, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve that rate.

<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	no
Precinct 4, Commissioner Margaret J. Gómez	yes



7. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:56 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:56 AM)
  - A. APPROVE GRANT AMENDMENT TO THE TEXAS STATE DEPARTMENT OF HEALTH SERVICES FOR THE SHERIFF'S DEPARTMENT TO PROVIDE ADDITIONAL STAFF FOR THE TRAVIS COUNTY SHERIFF'S OFFICE UNDERAGE AND COLLEGE AGED BINGE DRINKING PREVENTION PROGRAM;
  - B. APPROVE GRANT CONTRACT WITH THE OFFICE OF ATTORNEY GENERAL FOR THE JUVENILE PROBATION DEPARTMENT TO PROMOTE COMPLIANCE WITH TRAVIS COUNTY COURT ORDERS REGARDING CHILD ACCESS AND VISITATION; AND
  - C. APPROVE GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES FOR THE HEALTH AND HUMANS SERVICES AND VETERAN SERVICES DEPARTMENT TO RECEIVE REIMBURSEMENT OF EXPENDITURES UNDER TITLE IV-E OF THE FEDERAL SOCIAL SECURITY ACT.

**Clerk's Note:** Items 8.A-C 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

9. 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 OF \$397,911.14 FOR THE PERIOD OF SEPTEMBER 7 TO SEPTEMBER 13, 2007. (9:56 AM)

**Clerk's Note:** Item 9 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.





14. RECEIVE REPORT ON PHASE I-PLANNING AND PHASE II-IMPLEMENTATION OF THE TIBURON VERSION 7 UPGRADE TO THE PUBLIC SAFETY MODULES OF THE INTEGRATED JUSTICE SYSTEM.  
(11:12 AM)

**Members of the Court heard from:** Joe Harlow, Chief Technology Officer, Information and Telecommunications Systems (ITS); Judy Pittsford, Project Manager, ITS; Darren Long, Major, Travis County Sheriff's Office (TCSO); and Christian Smith, Executive Manager, PBO.

Discussion only. No formal action taken.

Item 14 to be reposted on October 2, 2007.

15. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(9:56 AM)
- A. TWELVE-MONTH LEASE OF 80 PARKING SPACES LOCATED AT 9<sup>TH</sup> AND LAVACA FOR PERIOD OF OCTOBER 2007 THROUGH SEPTEMBER 2008;  
AND
- B. INCREASE LEASE BUDGET FOR ADDITIONAL COST OF SPACES.

**Clerk's Note:** The Court noted that there will be a \$5.00 additional cost per space in Item 15.B.

**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.

### JUSTICE & PUBLIC SAFETY ITEMS

16. APPROVE INTERLOCAL AGREEMENTS FOR ENFORCEMENT OF TRAVIS COUNTY FIRE CODE WITH THE FOLLOWING CITIES: (9:56 AM)
- A. VILLAGE OF POINT VENTURE;
  - B. CITY OF JONESTOWN; AND
  - C. VILLAGE OF VOLENTE.

**Clerk's Note:** Items 16.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

### PURCHASING OFFICE ITEMS

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING EVALUATION SERVICES FOR THE MENTAL HEALTH PUBLIC DEFENDER'S OFFICE (MHPD): (9:56 AM)
- A. EXEMPTION ORDER TO PROCURE EVALUATION SERVICES FOR MHPD PROGRAM; AND
  - B. AWARD OF CONTRACT NO. PS070382VR WITH THE SPANGENBER GROUP. (CRIMINAL JUSTICE PLANNING AND MENTAL HEALTH PUBLIC DEFENDER)

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

18. APPROVE CONTRACT AWARD FOR POLICE MOTORCYCLES, IFB NO. BO70320LD, TO THE LOW BIDDER, COWBOY HONDA. (TRANSPORTATION AND NATURAL RESOURCES) (9:56 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 TWELVE-MONTH EXTENSION TO THE FOLLOWING UNISYS CORPORATION CONTRACTS: (11:30 AM)
- A. MODIFICATION NO. 5 TO CONTRACT NO. MA000042, SYSTEM HARDWARE AND SOFTWARE MAINTENANCE SUPPORT SERVICES; AND
  - B. MODIFICATION NO. 3 TO CONTRACT NO. 95C0150-CG, UNISYS SYSTEM LICENSES. (INFORMATION AND TELECOMMUNICATION SYSTEMS)

**Members of the Court heard from:** Joe Harlow, Chief Technology Officer, ITS; Walter Lagrone, Director, Operations and Technology, ITS; and Judy Pittsford, Project Manager, ITS.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Daugherty to approve Items 19.A&B.

**Motion carried:**

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

20. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 07K00170LP, WHEELER COATINGS FOR HMAC OVERLAY PROJECT (GROUPS A, B, C and D). (TRANSPORTATION AND NATURAL RESOURCES) (9:56 AM)

**Clerk’s Note:** Item 20 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

21. APPROVE MODIFICATION NO. 6 TO INTERLOCAL IL010019JW, AUSTIN TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION, FOR CHILDREN'S BEHAVIORAL HEALTH SERVICES THROUGH REFERRALS BY THE CHILDREN'S PARTNERSHIP. (HHS & VS AND JUVENILE PROBATION) (11:36 AM)

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 21.

**Motion carried:**

County Judge Samuel T. Biscoe	abstain
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

22. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 06AE0278DG TO THE ARIZPE GROUP FOR ADDITIONAL MECHANICAL, ELECTRICAL AND PLUMBING DESIGN SERVICES. (FACILITIES MANAGEMENT) (9:56 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. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS070050RE WITH CAPITAL AREA FOOD BANK OF TEXAS, INC. FOR FOOD AND HEALTH EDUCATION SERVICES. (HHS & VS) (9:56 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. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 5) TO INTERLOCAL AGREEMENT NO. IL030034RE, TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 4, FOR FIREFIGHTER TRAINING ACADEMY. (HHS & VS) (9:56 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. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 3) TO INTERLOCAL AGREEMENT NO. IL060040RE, AUSTIN COMMUNITY COLLEGE, FOR EARLY CHILDHOOD MENTORING (TEACHER TRAC). (HHS & VS) (9:56 AM)

**Clerk's Note:** Item 25 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

26. APPROVE CONTRACT NO. PS080002RE, WORKSOURCE-GREATER AUSTIN AREA WORKFORCE DEVELOPMENT BOARD, FOR FISCAL YEAR 2008 CHILD CARE LOCAL MATCH TRANSFER AGREEMENT. (HHS & VS) (9:56 AM)

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

27. APPROVE MODIFICATION NO. 3 TO INTERLOCAL AGREEMENT NO. IL060281RE, UNIVERSITY OF TEXAS MEDICAL BRANCH, FOR PHARMACY SERVICES. (SHERIFF'S OFFICE, GARDNER BETTS) (9:56 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. APPROVE CONTRACT AWARD FOR GROUNDS MAINTENANCE, IFB NO. B070318-RG, TO THE LOW BIDDER, VISTA-SCAPE, INC. (JUVENILE PROBATION) (9:56 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. A. APPROVE CONTRACT AWARD FOR AVIATION INSURANCE COVERAGE, RFP NO. P070281OJ, TO THE QUALIFIED RESPONDENT, ARTHUR J. GALLAGHER; AND
- B. REJECT TRIA COVERAGE (TERRORISM COVERAGE) AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE TRIA DISCLOSURE FORM. (HUMAN RESOURCES) (9:56 AM)

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

30. APPROVE MODIFICATION NO. 11 TO CONTRACT NO. PS980170JJ, CLEAN AIR FORCE OF CENTRAL TEXAS, FOR IMPROVING AIR QUALITY SERVICES. (TRANSPORTATION AND NATURAL RESOURCES) (9:56 AM)

**Clerk's Note:** Item 30 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

31. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING TRANSLATION AND INTERPRETER SERVICES AS FOLLOWS: (9:56 AM)
- A. EXEMPTION ORDER FOR PURCHASE OF TRANSLATION AND INTERPRETER SERVICES FROM COMPETITIVE REQUIREMENTS OF THE COUNTY PURCHASING ACT;
  - B. TERMINATION OF CONTRACT NO. PS060208JT, AMERICAN INTERNATIONAL TRANSLATORS;
  - C. TERMINATION OF CONTRACT NO. PS060324JT, LEON TRANSLATIONS; AND
  - D. TERMINATION OF CONTRACT NO. PS060325JT, TRANSCEND TRANSLATION, INC.

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

32. DECLARE NINETY (90) COMPUTER SYSTEMS AS SURPLUS PROPERTY PURSUANT TO SECTION 263.152(a)(4)(B) OF THE TEXAS LOCAL GOVERNMENT CODE AND DONATE PROPERTY TO THE FISHERMEN MINISTRIES OF AUSTIN, INC. (FIXED ASSETS) (9:56 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. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 6) TO CONTRACT NO. 02T00038OJ, UNUM LIFE INSURANCE COMPANY, FOR BASIC LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT. (HUMAN RESOURCES) (9:56 AM)

**Clerk's Note:** Item 33 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

34. APPROVE CONTRACT AWARD FOR MINOR CONSTRUCTION AND RENOVATION SERVICES, IFB NO. B070307RV, TO THE QUALIFIED LOW BIDDERS (COUNTYWIDE): (9:56 AM)

A. ARCHITECTURAL HABITAT OF AUSTIN, INC. - PRIMARY CONTRACTOR;  
AND

B. TRIMBUILT CONSTRUCTION, INC. - SECONDARY CONTRACTOR.

**Clerk's Note:** Items 34.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

35. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 04T00301OJ, UNUM LIFE INSURANCE COMPANY, FOR OPTIONAL LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, SHORT TERM DISABILITY, AND LONG TERM DISABILITY FOR TRAVIS COUNTY EMPLOYEES AND RETIREES. (HUMAN RESOURCES) (9:56 AM)

**Clerk's Note:** Item 35 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

36. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 07K00282LP, LANDSCAPES UNLIMITED, LLC, FOR EAST METRO PARK, PHASE II. (TRANSPORTATION AND NATURAL RESOURCES) (9:56 AM)

**Clerk's Note:** Item 36 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

37. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 07K00249LP, CEDA-TEX SERVICES, FOR SIDEWALK MAINTENANCE PROJECT. (TRANSPORTATION AND NATURAL RESOURCES) (9:56 AM)

**Clerk's Note:** Item 37 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.



38. A. APPROVE TWELVE-MONTH EXTENSIONS (MODIFICATION NO. 7) TO CONTRACT NO. 02T00005OJ, UNITED HEALTHCARE INSURANCE COMPANY:
1. COBRA ADMINISTRATIVE SERVICES AGREEMENT;
  2. CUSTOMER REPORTING SYSTEM INTERNET ACCESS AGREEMENT;  
AND
  3. STOP LOSS AGREEMENT.
- B. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 8) TO CONTRACT NO. 02T00005OJ, UNITED HEALTHCARE INSURANCE COMPANY FOR ADMINISTRATIVE SERVICES FOR TRAVIS COUNTY EMPLOYEES, TRAVIS COUNTY HEALTHCARE DISTRICT EMPLOYEES, RETIREES, AND THEIR DEPENDENTS. (HUMAN RESOURCES) (9:56 AM)

**Clerk's Note:** Items 38.A.1-3&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

39. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 6) TO CONTRACT NO. PS020281LB, JOHN S. FORD, FOR PSYCHIATRIC SERVICES. (SHERIFF'S OFFICE) (9:56 AM)

**Clerk's Note:** Item 39 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

40. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. PS060183RE, COUNCIL ON AT-RISK YOUTH, FOR YOUTH VIOLENCE PREVENTION PROGRAM. (HHS & VS) (9:56 AM)

**Clerk's Note:** Item 40 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

41. APPROVE MODIFICATION NO. 10, AN ASSIGNMENT OF CONTRACT NO. 99C0018JP FROM HART INTERCIVIC TO MANATRON, INC. (COUNTY CLERK) (9:56 AM)

**Clerk's Note:** Item 41 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

42. APPROVE MODIFICATION NO. 3, AN ASSIGNMENT OF CONTRACT NO. 06C00340LC FROM HART INTERCIVIC TO MANATRON, INC. (COUNTY CLERK) (9:56 AM)

**Clerk's Note:** Item 42 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

43. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. PS070215RE, WORKSOURCE-GREATER AUSTIN AREA WORKFORCE BOARD, FOR CHILD CARE MENTORING COLLABORATIVE. (HHS & VS) ((:56 AM)

**Clerk's Note:** Item 43 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

44. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 256 AND 257, TRAVIS SETTLEMENT, SECTION FOUR (2 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (9:42 AM)

**Clerk's Note:** Item 44 is the action item for the public hearing on Agenda Item 2.

Item 44 postponed until October 9, 2007.

45. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 2, 3, 4, 5, 6 AND 7, AND THE PARTIAL CANCELLATION OF PART OF MOON DANCE DRIVE, SIESTA SHORES, SECTION 1 SUBDIVISION (2 LOTS TOTAL). (COMMISSIONER DAUGHERTY) (10:35 AM)

**Members of the Court heard from:** Anna Bowlin, Program Manager, Planning and Engineering, TNR; Renee White, Siesta Shores Resident; Rex Rivers, applicant; John Hille, Assistant County Attorney; and Nash Gonzales, Development Consultant for Rex Rivers.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to take the Staff recommendations and move forward.

**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

46. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO USE ALTERNATIVE FISCAL AND A CASH SECURITY AGREEMENT FOR THE COMMONS AT ROWE LANE PHASE II, A SUBDIVISION IN PRECINCT TWO. (COMMISSIONER ECKHARDT) (9:56 AM)

**Clerk’s Note:** Item 46 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

47. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE A LICENSE AGREEMENT FOR A PORTION OF AN EXISTING ONSITE SEPTIC DRAINAGE FIELD AT 1150 RANDY ROAD WITHIN THE RIGHT OF WAY OF ANDERSON MILL ROAD. (COMMISSIONER DAUGHERTY) (9:56 AM)

**Clerk’s Note:** Item 47 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

48. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE PAVEMENT DESIGN AND STANDARDIZATION INITIATIVE WITH THE CAPITAL AREA PAVEMENT ENGINEERS COUNCIL. (9:56 AM)

**Clerk's Note:** Item 48 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

49. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REGARDING WINDY WALK ESTATES SUBDIVISION: (9:56 AM)
- A. A PLAT FOR RECORDING IN PRECINCT THREE (15 TOTAL LOTS);
  - B. A CONSTRUCTION AGREEMENT; AND
  - C. A CASH SECURITY AGREEMENT FOR FULL CONSTRUCTION FISCAL.

**Clerk's Note:** Items 49.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

50. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REGARDING CYPRESS CANYON SECTION 5 FINAL PLAT: (9:56 AM)
- A. A PLAT FOR RECORDING IN PRECINCT THREE (82 TOTAL LOTS);
  - B. A CONSTRUCTION AGREEMENT. (COMMISSIONER DAUGHERTY)

**Clerk's Note:** Items 50.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

51. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH SOUTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 1 FOR IMPROVEMENTS TO BARTON CREEK BOULEVARD AND TRAVIS COOK ROAD, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (11:03 AM)

**Clerk's Note:** Items 51 and 52 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Steve Manilla, Director, Public Works, Transportation and Natural Resources TNR.

**Motion by** Commissioner Daugherty **and seconded by** Judge Biscoe to approve Item 51 and 52.

**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

52. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A ROAD CONSTRUCTION AGREEMENT WITH STRATUS PROPERTIES, INC. TO COMPLETE ROADWAY SAFETY IMPROVEMENTS TO A SECTION OF BARTON CREEK BOULEVARD AND TRAVIS COOK ROAD, IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (11:03 AM)

**Clerk's Note:** Items 51 and 52 are associated with one another and were called for concurrent discussion. Please refer to Item 51 for a summary of the action taken by the Court.

53. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR ALTERNATIVE FUNDING FOR EAST SERVICE CENTER. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (11:37 AM) (1:52 PM) (3:34 PM)

**Clerk's Note:** Judge Biscoe announced that Item 53 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Clerk's Note:** The Court discussed a request from the Planning and Budget Office (PBO) for the funding of the Eastside Center:

- 1) The automatic budget adjustment of \$1,065,502.00 from the FY '07 Allocated Reserve into the General Fund, and then to be placed into the appropriate line item in the TNR budget; and,
- 2) The reclassification of FY '07 CO's, the General Fund, and the TNR Road and Bridge fund.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Jessica Rio, Budget Analyst, PBO; Christian Smith, Executive Manager, PBO; Leroy Nellis, Budget Manager, PBO; Susan Spataro, Travis County Auditor; Don Ward, Manager, Road and Bridge Division, TNR; John Hille, Assistant County Attorney; and Cynthia McDonald, Financial Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the request.

<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	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.

- 59. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOURTH AMENDMENT TO LEASE BETWEEN TRAVIS COUNTY, TEXAS AND HARRY M. WHITTINGTON, D/B/A TRAVIS PROPERTIES. <sup>1 AND 2</sup> (1:52 PM) (3:34 PM)

**Clerk's Note:** Judge Biscoe announced that Item 59 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 approve the proposed lease agreement with Mr. Whittington, and it does provide a small increase, and that we express our appreciation to Mr. Whittington for working with us.

**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

- 60. RECEIVE LEGAL BRIEFING REGARDING LEGAL ANALYSIS OF RESPONSES RECEIVED ON DRAFT AGREEMENT WITH BFI WASTE SYSTEMS OF NORTH AMERICA, INC. AND GILES HOLDINGS, L.P. (BRIEFING ONLY, NO ACTION TO BE TAKEN) <sup>1</sup> (1:52 PM) (3:35 PM)

**Clerk's Note:** Judge Biscoe announced that Item 60 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 60 to be reposted October 9, 2007.







68. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND THE FIRE MARSHAL REGARDING 21018 STATE HIGHWAY 71 WEST, SPICEWOOD, TEXAS AND NON-COMPLIANCE WITH TRAVIS COUNTY FIRE CODE AND ORDERS OF THE FIRE MARSHAL AND TAKE APPROPRIATE ACTION. <sup>1</sup> (1:53 PM)

**Clerk's Note:** Judge Biscoe announced that Item 68 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 68 pulled from the Agenda.

69. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON A CONSTRUCTION RELATED EROSION EVENT IN HAYS COUNTY, ASSOCIATED WATER QUALITY AND ENVIRONMENTAL IMPACTS ON HAMILTON POOL AND OTHER NATURAL RESOURCES IN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (1:53 PM)

**Clerk's Note:** Judge Biscoe announced that Item 69 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 69 postponed until October 9, 2007.



**MINUTES OF MEETING – SEPTEMBER 25, 2007**

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

On Tuesday, the 25<sup>th</sup> day of September 2007, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:42 PM in the Commissioners' Courtroom, 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.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 1:44 PM.

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

No action necessary on Item 1.

2. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ADOPT ORDER SETTING THE ROAD DISTRICT TAX RATE FOR THE YEAR BEGINNING JANUARY 1, 2007. (1:42 PM)

**Clerk's Note:** The Court discussed setting the Road District Tax Rate at \$0.11 per \$100.00 of value, to pay debt service and provide sinking funds.S

**Members of the Court heard from:** Christian Smith, Executive Manager, Planning and Budget Office (PBO).

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve 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





**MINUTES – SEPTEMBER 25, 2007**

**SOUTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 1**

On Tuesday, the 25<sup>th</sup> day of September, 2007, the Commissioners' Court meeting as the Road District Board of Directors, convened the Southwest Travis County Road District No. 1 Voting Session at 1:44 PM in the Commissioners' Courtroom, 1st Floor of the Ned Granger County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Road District Board of Directors adjourned the Southwest Travis County Road District No. 1 at 1:45 PM.

1. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH TRAVIS COUNTY FOR IMPROVEMENTS TO BARTON CREEK BOULEVARD AND TRAVIS COOK ROAD, IN PRECINCT THREE. (1:44 PM)

**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 approve 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

