

MINUTES OF MEETING FEBRUARY 12, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 12th day of February 2008, the Commissioners' Court convened the Voting Session at 9:18 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 One Commissioner Ron Davis was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 11:42 AM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:40 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:41 PM and adjourned at 1:42 PM

The Commissioners Court reconvened the Voting Session at 1:42 PM.

The Commissioners Court retired to Executive Session at 4:48 PM.

The Commissioners Court reconvened the Voting Session at 5:45 PM.

The Commissioners Court adjourned the Voting Session at 5:46 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; Estella Medina, Chief Juvenile Probation Officer; and Jesse Murillo, Juvenile Probation.
(9:18 AM)

RESOLUTIONS & PROCLAMATIONS

- 1. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION TO PROCLAIM WEDNESDAY, FEBRUARY 13, 2008 GREATER AUSTIN CONTRACTORS AND ENGINEERS ASSOCIATION DAY IN TRAVIS COUNTY. (COMMISSIONER DAUGHERTY) (9:27 AM)

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve the Resolution in Item 1.

Motion carried:

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

Clerk’s Note: The Court thanked the contractors and engineers for voluntarily building the pier at South East Metro Park.

- 2. APPROVE PROCLAMATION RECOGNIZING FEBRUARY 14, 2008 AS “TAKE HEART AUSTIN DAY” IN THE AUSTIN-TRAVIS COUNTY COMMUNITY. (JUDGE BISCOE) (9:28 AM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services.

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

Motion carried:

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

- 3. APPROVE RESOLUTION RECOGNIZING DAN SMITH, EXECUTIVE ASSISTANT IN THE COUNTY JUDGE’S OFFICE, FOR HIS MANY YEARS OF DEDICATION AND SERVICE TO TRAVIS COUNTY. (JUDGE BISCOE) (9:31 AM)

Members of the Court heard from: Cheryl Brown, Executive Assistant, County Judge’s Office; Bob Vann, Constable Precinct Two; Susan Spataro, Travis County Auditor; Joel Bennett, Travis County Resident; Melissa Velasquez, Executive Assistant, County Judge’s Office; Judy Pittsford, Project Manager, Information and Telecommunications Systems (ITS); Nettie Brown, President, Northridge Acres Homeowners Association; Kenneth Snyder, Northridge Acres Resident; Dan Smith, Executive Assistant, County Judge’s Office; Stacy Suits, Chief Deputy, Constable Precinct 3; Tamara Armstrong, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; and Brennan Donohue, Travis County Resident.

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

Motion carried:

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

SPECIAL ITEM

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:00 AM)

Members of the Court heard from: Brad Beauchamp, Travis County Fire Marshal.

Discussion Only. No formal action taken.

Item 4 to be reposted on February 19, 2007.

Clerk’s Note: Judge Biscoe announced that by taking no action the prohibition against outdoor burning stays in place. The Order is effective until March 6, 2008.

INTRODUCTIONS

- 5. INTRODUCTION OF ROGER JEFFERIES, EXECUTIVE MANAGER OF JUSTICE AND PUBLIC SAFETY, TO THE COMMISSIONERS COURT AND TRAVIS COUNTY. (10:01 AM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES); and Roger Jefferies, Executive Manager, Justice and Public Safety (JPS).

Discussion only. No formal action taken.

PLANNING AND BUDGET OFFICE ITEMS

- 6. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:05 AM)

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the budget amendment in Item 6.A1.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the rest of the budget amendments and transfers.

Motion carried:

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

7. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:25 AM)
 - A. GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF VIOLENCE AGAINST WOMEN FOR THE FY '08 SAFE HAVEN PROGRAM IN COUNSELING AND EDUCATION SERVICES DEPARTMENT;
 - B. GRANT APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION TO CONTINUE UNDERAGE DRINKING PREVENTION PROGRAM IN THE COUNTY ATTORNEY'S OFFICE; AND
 - C. GRANT APPLICATION FOR AWARD FOR EQUIPMENT FROM THE OFFICE OF ATTORNEY GENERAL FOR THE PROJECT SAFE NEIGHBORHOODS PROGRAM IN THE DISTRICT ATTORNEY'S OFFICE.

Clerk's Note: Items 7.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

8. 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 \$576,121.69 FOR THE PERIOD OF JANUARY 25 TO JANUARY 31, 2008. (9:25 AM)

Clerk's Note: Item 8 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:25 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.

- 10. CONSIDER AND TAKE APPROPRIATE ACTION ON REPEALING CHAPTER 38 OF THE TRAVIS COUNTY CODE, COPIER MANAGEMENT POLICY AND ADOPTING A NEW CHAPTER 38, LAW LIBRARY POLICY. (11:33 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Tenley Aldredge, Assistant County Attorney; and Steven Broberg, Director, Records Management and Communication Resources.

Motion by Judge Biscoe and seconded by Commissioner Gómez to repeal the current Travis County Code Chapter 38.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve adoption of the proposed Law Library Policy.

Motion carried:

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

Clerk’s Note: By approving the proposed Law Library Policy the Court adopted the new Chapter 38 of the Travis County Code.

JUSTICE & PUBLIC SAFETY ITEMS

- 11. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AMEND CONTRACT NO. IL050135OJ, INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR EMERGENCY MEDICAL SERVICES. (9:25 AM)

Clerk’s Note: Item 11 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AMEND CONTRACT NO. IL050134OJ, INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR USE AND MANAGEMENT OF STAR FLIGHT. (9:25 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.

PURCHASING OFFICE ITEMS

13. APPROVE MODIFICATION NO.5 TO CONTRACT NO. 05AE0298RV, HARUTUNIAN ENGINEERING, INC., TO PROVIDE MECHANICAL AND ELECTRICAL ENGINEERING SERVICES FOR THE HEMAN MARION SWEATT COURTHOUSE. (FACILITIES MANAGEMENT) (9:25 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. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. 04T00301OJ, UNUM LIFE INSURANCE COMPANY, FOR OPTIONAL LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, SHORT TERM DISABILITY, LONG TERM DISABILITY FOR TRAVIS COUNTY EMPLOYEES AND RETIREES. (HUMAN RESOURCES MANAGEMENT DEPARTMENT) (9:25 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 MODIFICATION NO. 5 TO CONTRACT NO. 06K00259LP, CASH CONSTRUCTION, INC., FOR ANDERSON MILL ROAD IMPROVEMENTS. (TRANSPORTATION AND NATURAL RESOURCES) (9:25 AM)

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

- 16. APPROVE MODIFICATION NO. 2 TO INTERLOCAL AGREEMENT NO. IL070209VR, ENVISION CENTRAL TEXAS, FOR REGIONAL PLANNING STUDY. (TRANSPORTATION AND NATURAL RESOURCES) (10:07 AM)

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

Motion carried:

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

- 17. APPROVE CONTRACT AWARD FOR PROFESSIONAL SURVEYING SERVICES, PARCEL NO. 0151470017, CONTRACT NO. PS080125DG, TO LANDMARK SURVEYING, LP. (TRANSPORTATION AND NATURAL RESOURCES) (9:25 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT TWO: PARK AT BLACKHAWK II, PHASE 2B FINAL PLAT (92 TOTAL LOTS), AND A SUBDIVISION CONSTRUCTION AGREEMENT WITH GEHAN HOMES, LTD. AND ROWE LANE DEVELOPMENT, LTD. (COMMISSIONER ECKHARDT) (9:25 AM)

Clerk’s Note: Item 18 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 19. CONSIDER AND TAKE APPROPRIATE ACTION ON LICENSE AGREEMENT WITH SAN JOSE RACING, LLC FOR A BIKE RACE AT PACE BEND PARK. (COMMISSIONER DAUGHERTY) (9:25 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.

THIS ITEM WILL BE DISCUSSED AT 10:00 A.M.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO SPONSOR AN UPDATE TO THE FUTURE CAMPO MOBILITY 2035 PLAN TO REDUCE THE CROSS SECTION OF THE COUNTY-MAINTAINED SECTION OF HAMILTON POOL ROAD (BLANCO COUNTY LINE TO RANCH TO MARKET ROAD 12) FROM A FOUR-LANE DIVIDED ARTERIAL TO A TWO-LANE UNDIVIDED ARTERIAL (HILL COUNTRY ARTERIAL STANDARD). (10:07 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Steve Manilla, Director, Public Works, TNR; Charlie Watts, Senior Planner, TNR; Maureen McCoy, Interim Executive Director, Capital Area Metropolitan Planning Organization (CAMPO); Gene Lowenthal, President, Hamilton Pool Scenic Corridor Coalition; Pam Reece, Travis County Resident; Annie Borden, Travis County Resident; Ric Sternberg, Travis County Resident; Nell Penridge, Hill Country Alliance; Hugh Winkler, Travis County Resident; Mara Urick, Travis County Resident; and Cyd Grimes, Travis County Purchasing Agent.

Discussion only. No formal action taken.

Item 20 to be reposted when ready.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

21. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE HOUSE BILL 1196 AGREEMENT FORM FOR THE 2008 PROGRAM YEAR OF THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM AND WEATHERIZATION ASSISTANCE DEPARTMENT OF ENERGY AND LOW INCOME HEATING ASSISTANCE PROGRAM GRANTS FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS. (9:25 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 TO AMEND TITLE IV HUMAN SERVICES, CHAPTER 72, EMERGENCY ASSISTANCE PROGRAM, OF THE TRAVIS COUNTY CODE. (9:25 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.

OTHER ITEMS

23. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:25 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.

THIS ITEM WILL BE DISCUSSED AT 1:45 P.M.

24. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REQUEST TO MODIFY COUNTY POLICY OR PRACTICE TO FACILITATE THE BUREAU OF IMMIGRATION AND CUSTOMS ENFORCEMENT (ICE) REVIEW OF LEGAL STATUS OF CERTAIN INMATES. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (1:42 PM) (4:48 PM) (5:45 PM)

Clerk's Note: Judge Biscoe announced that Item 24 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Greg Hamilton, Travis County Sheriff; Major David Balagia, Corrections Division, Travis County Sheriff's Office (TCSO); Major Darren Long, Jail Administrator, TCSO; Tania Mills, Research and Planning, TCSO; Jim Sylvester, Chief Deputy, TCSO; Jeff Peeke, Immigration Attorney; Omar Angel, Workers Defense Project; Alberto Garcia, Travis County Resident; Brent Munhofen, Travis County Resident; Nicole True, Travis County Resident; Thomas Esparza, Travis County Resident; Joe Lopez, Member, Austin Interfaith; Ofelia Zapata, Executive Committee Member, Austin Interfaith; Jim Harrington, Director, Texas Civil Rights Project; Faye Kolly, Attorney, Tindall and Foster PC; Rebecca Forest, Immigration Reform Coalition of Texas; Dr. Sylvia Herrera, Health Coordinator, People Organized in the Defense of Earth and her Resources (PODER); Martha Menchaca Ph.D, Department of Anthropology, University of Texas at Austin; Ana Yañez-Correa, Executive Director, Texas Criminal Justice Coalition; Deanna Casteñera, Vice President, Diversity and Anti-Racism for Austin Now and Co-Chair, Women of Color; Paul Glenser, Travis County Resident; Virginia Raymond, Travis County Resident; Marcelo Tafoya, Deputy State Director, League of United Latin American Citizens (LULAC); Craig Adair, Volunteer, American Civil Liberties Union of Texas; Brett Spicer, TCSO; and Rita Gonzalez-Garza, Co-Director, LULAC, District 7.

MINUTES OF MEETING – FEBRUARY 12, 2008

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 12th day of February 2008, the Commissioners’ Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:40 PM in the Commissioners’ Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 1:41 PM.

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:40 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to make the investments in Item 1.

Motion carried:

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

2. APPROVE CORRECTED N.W.T.C.R.D.#3 MINUTES FOR VOTING SESSIONS OF JANUARY 8 AND 15, 2008. (1:41 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve Item 2.

Motion carried:

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

