

MINUTES OF MEETING APRIL 22, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 22nd day of April 2008, 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 11:59 AM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:43 PM and adjourned at 1:44 PM.

The Commissioners Court retired to Executive Session at 4:06 PM.

The Commissioners Court reconvened the Voting Session at 5:03 PM.

The Commissioners Court adjourned the Voting Session at 5:08 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS REGARDING THE FOLLOWING REQUESTS TO AUTHORIZE THE FILING OF INSTRUMENTS TO: (9:15 AM)
 - A. REJECT THE DEDICATION AND QUITCLAIM DEED FOR A PORTION OF RIGHT OF WAY KNOWN AS PRESA ABAJO WITHIN THE WERKENTHIN SECTION ONE SUBDIVISION; AND
 - B. VACATE TWO TEN FOOT PUBLIC UTILITY EASEMENTS, ONE BEING ON LOT 3, BLOCK A WITHIN THE WERKENTHIN SECTION ONE SUBDIVISION WITH THE OTHER BEING ON LOT 1 WITHIN THE AMENDED PLAT OF LOTS 1 AND 2, BLOCK C OF WERKENTHIN, SECTION ONE. (COMMISSIONER DAUGHERTY) (ACTION ITEM #12)

Clerk’s Note: Items 1.A&B are associated with one another and were called for concurrent discussion.

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 12 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 SUGGESTIONS FOR NAMING THE COUNTY BUILDING AT 8656-B STATE HIGHWAY 71. (COMMISSIONER DAUGHERTY) (ACTION ITEM #23) (9:17 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 23 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: Shawn Malone, Research Analyst, Administrative Operations; Forrest Preece, Travis County Resident; and Vicky Shepherd, widow of Officer George Shepherd.

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

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; John Brady, Risk and Safety Specialist, Risk Management, Human Resources Management Department (HRMD); Gloria Souhami, Travis County Underage Drinking Prevention Program; and Jennifer Gale, Travis County Resident. (9:25 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C2 and Items 3, 5, 6, 7, 8, 9.A&B, 10, 12.A&B, 14, 15, 16, 18, 19, 21, 22.A&B, 26, 27, 28, 29, and 30. (9:35 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. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSIONS OF APRIL 1 AND 8, 2008.

JUSTICE AND PUBLIC SAFETY ITEMS

- 3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE TRAVIS COUNTY MEDICAL EXAMINERS OFFICE FOR A FORM AGREEMENT FOR AUTOPSY AND RELATED SERVICES BETWEEN OTHER COUNTIES AND TRAVIS COUNTY. (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REPORT MADE BY THE AUSTIN/TRAVIS COUNTY REENTRY ROUNDTABLE CONCERNING EMPLOYMENT OF EX-OFFENDERS: (10:43 AM)
- A. AUSTIN/TRAVIS COUNTY REENTRY ROUNDTABLE REPORT;
- B. GUIDELINES FOR HIRING EX-OFFENDERS; AND
- C. REVISION TO TRAVIS COUNTY EMPLOYMENT APPLICATION TO REMOVE QUESTIONS RELATED TO AN APPLICANT'S CRIMINAL HISTORY.

Clerk's Note: Items 4.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Roger Jefferies, Executive Manager, Justice and Public Safety (JPS); Penny Rayfield, Chair, Reentry Roundtable Planning Council; Ronald Earle, Travis County District Attorney; Linda Moore Smith, Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; and Latreese Cook, Executive Director, Minorities for Equality in Employment, Education, Liberty and Justice (MEEELJ).

Motion by Judge Biscoe and seconded by Commissioner Davis to receive the report, to accept the recommendations from HRMD with the understanding that some of these are specific projects that we will need to address in greater detail in the future.

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

Motion by Commissioner Gómez and seconded by Commissioner Davis to approve the policy guidelines.

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 4 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 4.C, which is to revise our application, to remove the question, and what that mean is that appropriate questions can be asked later in the hiring process.

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

- 5. APPROVE CONTRACT AWARD FOR MAINTENANCE OF MICROFILM EQUIPMENT, IFB NO. B080175DR, TO THE LOW BIDDER, HOV SERVICES. (RECORDS MANAGEMENT AND COMMUNICATIONS RESOURCES) (9:35 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. APPROVE CONTRACT AWARD FOR HVAC UNITS AND WATER SOURCE HEAT PUMPS, IFB NO. B080144NB, TO THE LOW BIDDER, HEAT TRANSFER SOLUTIONS. (FACILITIES MANAGEMENT) (9:35 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 TO REMOVE TWO CAPITAL ASSET ITEMS, ASSET #47686, RECONDITIONED CHANNEL EXTENDER AND ASSET #36422, INTERCOM CONTROL PANEL FROM THE SHERIFF’S OFFICE INVENTORY. (SHERIFF’S OFFICE) (9:35 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. APPROVE SOLE SOURCE EXEMPTION (MODIFICATION NO. 3 TO CM050179LC) WITH AMT SOLUTIONS, INC. D/B/A E-MDS, INC. FOR ADDITIONAL LICENSES AND SUPPORT SERVICES. (HUMAN RESOURCES MANAGEMENT DEPARTMENT) (9:35 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. A. APPROVE DECLARATION OF ELIGIBILITY AND SELECTION OF GROUP PURCHASING ORGANIZATION FOR: (9:35 AM)
 1. SANOFI-AVENTIS; AND
 2. MONARCH PHARMACEUTICALS.
- B. AUTHORIZE DIANA C. GONZALEZ, DIRECTOR OF TRAVIS COUNTY JAIL SYSTEM PHARMACY, TO SIGN DECLARATION OF ELIGIBILITY AND SELECTION OF PREMIER PURCHASING PARTNERS, INC. AS GROUP PURCHASING ORGANIZATION FOR ASTRA ZENECA, ELI LILLY AND COMPANY, ELAN PHARMACEUTICALS, SANOFI PASTEUR, WYETH, FOREST PHARMACEUTICALS, GLAXOSMITHKLINE AND ANY OTHER PHARMACEUTICAL MANUFACTURER THAT MAY BECOME AVAILABLE.

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

10. APPROVE MODIFICATION NO. 2, AN ASSIGNMENT OF CONTRACT NO. PS070076RE FROM LITERACY AUSTIN TO YOUTH AND FAMILY ALLIANCE FOR SOCIAL SERVICES. (HEALTH, HUMAN SERVICES AND VETERANS' SERVICES) (9:35 AM)

Clerk's Note: Item 10 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

11. APPROVE MODIFICATION NO. 13 TO CONTRACT NO. MA960322, EASY ACCESS, INC., FOR TAX OFFICE COMPUTER SYSTEM. (TAX OFFICE/COUNTY CLERK) (9:14 AM)

Item 11 postponed.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

12. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING REQUESTS TO AUTHORIZE THE FILING OF INSTRUMENTS TO: (9:35 AM)
 - A. REJECT THE DEDICATION AND QUITCLAIM DEED FOR A PORTION OF RIGHT OF WAY KNOWN AS PRESA ABAJO WITHIN THE WERKENTHIN SECTION ONE SUBDIVISION; AND
 - B. VACATE TWO TEN FOOT PUBLIC UTILITY EASEMENTS, ONE BEING ON LOT 3, BLOCK A WITHIN THE WERKENTHIN SECTION ONE SUBDIVISION WITH THE OTHER BEING ON LOT 1 WITHIN THE AMENDED PLAT OF LOTS 1 AND 2, BLOCK C OF WERKENTHIN, SECTION ONE. (COMMISSIONER DAUGHERTY)

Clerk's Note: Items 12.A&B are the action items for the public hearing on Agenda Item 1.

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 THE FOLLOWING:
(9:38 AM) (4:06 PM) (5:03 PM)
- A. A PLAT FOR RECORDING IN PRECINCT THREE: RESERVE AT WESTHILL PHASE I, A RESUBDIVISION OF LOT B2 (REMAINDER), NORTHWEST HILLS RANCH (5 TOTAL LOTS);
 - B. RESERVE AT WESTHILL SUBDIVISION PRELIMINARY PLAN (13 TOTAL LOTS); AND
 - C. A PLAT FOR RECORDING IN PRECINCT THREE: RESERVE AT WESTHILL PHASE II FINAL PLAT (13 TOTAL LOTS). (COMMISSIONER DAUGHERTY)

Clerk's Note: Items 13.A-C are associated with one another and were called for concurrent discussion.

Clerk's Note: Judge Biscoe announced that Items 13.A-C would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, TNR; Sylvia Limon, Watershed Protection, City of Austin; Christopher Gilmore, Assistant County Attorney; Craig Diehl, Travis County Resident; Chris Blackburn, Waterloo Development Inc; Richard Hirsch, Travis County Resident; Richard Thomas, President, Laurel Oaks Neighborhood Association; Rob Sobczak, Travis County Resident; and Stephen Delgado, Engineer, C Faulkner Engineering.

Discussion only. No formal action taken.

Items 13.A-C to be reposted on April 29, 2008.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON A PRELIMINARY PLAN REVISION IN PRECINCT THREE: PARKE NORTH PRELIMINARY PLAN, REVISION #1 (6 TOTAL LOTS). (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENT WITH HARRIS COUNTY FLOOD CONTROL DISTRICT AUTHORIZING TRAVIS COUNTY THE RIGHT TO USE CUSTOM SOFTWARE DEVELOPED TO MANAGE GRANTS AND ACQUISITIONS FOR FLOODPLAIN BUYOUT PROJECTS. (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: WATERFORD ON LAKE TRAVIS, SECTION 4A, FINAL PLAT (69 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REGARDING TIERRA VISTA SUBDIVISION: (1:45 PM)
 - A. A PLAT FOR RECORDING IN PRECINCT THREE: TIERRA VISTA (42 TOTAL LOTS);
 - B. A SUBDIVISION CONSTRUCTION AGREEMENT WITH WN DEVELOPMENT, L.P.; AND
 - C. A CASH SECURITY AGREEMENT FOR FULL CONSTRUCTION FISCAL. (COMMISSIONER DAUGHERTY)

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

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

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Items 17.A-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

PLANNING AND BUDGET DEPT. ITEMS

18. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:35 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 GRANT CONTRACT WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR HEALTH AND HUMAN SERVICES TO RECEIVE FUNDS TO SUPPORT THE GENERAL OPERATING EXPENSES OF THE RETIRED AND SENIORS VOLUNTEER PROGRAM. (9:35 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.

Clerk's Note: The Court noted that the grant contract would be for the amount of \$23,800.00.

20. RECEIVE MID-YEAR REPORT ON STATUS OF CAPITAL ACQUISITION RESOURCES ACCOUNT (CAR) AND CERTIFICATES OF OBLIGATION (CO) PROJECTS REBUDGETED INTO FY '08. (3:26 PM)

Members of the Court heard from: Diana Ramirez, Budget Analyst, Planning and Budget Office (PBO).

Discussion only. No formal action taken.

ADMINISTRATIVE OPERATIONS ITEMS

21. 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 \$481,899.94 FOR THE PERIOD OF APRIL 4 TO APRIL 10, 2008. (9:35 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:
(9:35 AM)

A. ROUTINE PERSONNEL AMENDMENTS; AND

B. NON-ROUTINE PERSONNEL ACTIONS – SHERIFF’S OFFICE - PEACE OFFICER PAY SCALE POLICY - TRAVIS COUNTY CODE SECTION 10.0295(D)(3).

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 SUGGESTIONS RECEIVED FOR NAMING THE COUNTY BUILDING AT 8656-B STATE HIGHWAY 71. (COMMISSIONER DAUGHERTY) (4:05 PM)

Clerk’s Note: Item 23 is the action item for the public hearing on Agenda Item 2.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations.

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis that we send all of the names that were submitted to us to the Historical Commission, and have them send them back.

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

24. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:30 AM)

- A. TRAVIS COUNTY 457 DEFERRED COMPENSATION PLAN INVESTMENT POLICY;
- B. PROPOSED REQUEST FOR PROPOSAL (RFP); AND
- C. PROPOSED TIMELINE FOR RFP ISSUANCE, PROPOSAL REVIEW AND CONTRACT AWARD.

Clerk’s Note: Items 24.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Al DiCristifaro, President, The Retirement Store; Cyd Grimes, Travis County Purchasing Agent; Barbara Wilson, Assistant County Attorney; and Norman McRee, Financial Analyst, Lead, HRMD.

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

Motion by Commissioner Daugherty **and seconded by** Commissioner Eckhardt to approve Item 24.B, and to authorize the Purchasing Agent to issue the RFP without bringing it back to the Commissioners Court.

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	abstain

ITEM 24 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Daugherty to approve the original timeline that we had before us last week, April 15, 2008, Item 21.D.

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	abstain

- 25. RECEIVE PRESENTATION ON RECORDS MANAGEMENT AND COMMUNICATION RESOURCES DEPARTMENT FY 2008 WORK PLAN AND UPDATE. (3:29 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Steven Broberg, Director, Records Management and Communication Resources; Al Jackson, Manager, Travis County Television (TCTV), Records Management and Communication Resources; Lisa Rush, Manager, Law Library, Records Management and Communication Resources; Keven Norris, Manager, Imaging Division, Records Management and Communication Resources; and Tom Ashburn, Manager, Support Services, Records Management and Communication Resources.

Discussion only. No formal action taken.

- 26. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE LEASED PARKING SPACES FOR THE MEDICAL EXAMINER'S OFFICE. (9:35 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.

Clerk's Note: The Court noted that there would be 18 spaces for the cost of \$4,500.00. The contract would run from May, 2008 through September, 2008. Five of the spaces will come from Seton-Brackenridge and the remaining 13 spaces from Texas Motor Transportation Association. The funds would come from the Facilities lease line item.

OTHER ITEMS

27. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:35 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, 2008. (COUNTY AUDITOR) (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ACCEPT A DONATION OF \$10,000 FROM THE DOWNTOWN AUSTIN ALLIANCE FOR THE DISTRICT ATTORNEY'S OFFICE. (9:35 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.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPOINT DEPUTY CONSTABLES FOR PRECINCT FIVE FOR 2008. (CONSTABLE PRECINCT FIVE) (9:35 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. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING TRAVIS COUNTY CENTRAL GOVERNMENT CAMPUS AND RELATED ISSUES. (2:18 PM)

Members of the Court heard from: Belinda Powell, Capital Planning Coordinator, PBO; Leslie Stricklan, Project Manager, Facilities Management; Roger El Khoury, Director, Facilities Management; The Honorable John K. Dietz, Judge, 250th District Court; Susan Spataro, Travis County Auditor; Alicia Perez, Executive Manager, Administrative Operations; Leroy Nellis, Budget Manager, PBO; and The Honorable Eric Shepperd, Judge, County Court at Law Number Two.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Davis that we establish a single Project Director for steps 1 through 6 of the planning phase of the needs analysis portion of the development plan.

Motion carried:

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

32. CONSIDER AND TAKE APPROPRIATE ACTION ON WHETHER TO TESTIFY, SUBMIT COMMENTS OR OTHERWISE PARTICIPATE IN UPCOMING HEARINGS BEFORE THE SENATE COMMITTEE ON TRANSPORTATION AND HOMELAND SECURITY. (1:48 PM)

Clerk’s Note: The Court discussed adding further suggestions to the five recommendations Staff provided to the Court:

- 1) For the federal government to stop the rescissions and increase the federal allocations to transportation projects; and,
- 2) To identify and appropriate resources to the rail relocation fund.

Members of the Court heard from: Carol Joseph, Assistant Director, TNR.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to approve the five bullets in the back up, and the sixth one recommended by our County Judge, to stop the rescissions and increase the federal allocation to transportation projects

A Division of the Vote was requested by Commissioner Davis.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to approve the five bullets set forth in the back up.

First Division of the Vote:

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve bullet number 6 urging the Federal government to stop the rescissions and diversions, and to increase federal allocation for transportation projects.

Second Division of the Vote:

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 Court noted that Precinct Two Commissioner Sarah Eckhardt will represent Travis County at the Senate hearing on April 23, 2008.

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

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.

- 33. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. BONNIE ELIZABETH WARD (CNE REAL PROPERTY, LLC RESALE DEED). ¹ (4:06 PM) (5:04 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.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we authorize the County Judge to execute the proposed tax resale deed to CNE Real Property LLC., which has paid Travis County the sum of \$3,650.01 in cash.

Motion carried:

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

- 34. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. JAMES EDWARD HENDRIX (CNE REAL PROPERTY, LLC RESALE DEED). ¹ (4:06 PM)
(5:05 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 Gómez that we authorize the County Judge to sign the proposed tax resale deed. This is the second one to CNE Real Property, LLC., and this case involves the defendant James Edward Hendrix. For this deed, the company has paid Travis County the sum of \$2,629.98 in cash, and this is lot 10221.

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

- 35. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. CRECENCIO AND NICHOLAS PENALOZA (VIRGINIA VARGAS REBOLLAR RESALE DEED). ¹
(4:06 PM) (5:05 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.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we authorize the County Judge to sign the proposed tax resale deed to Virginia Vargas Rebollar. This was the case involving Crecencio and Nicholas Penaloza, and in this case Virginia Vargas Rebollar has paid Travis County the sum of \$18,800.00 in cash

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

36. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION TO ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND REGARDING NICOLE LEE. ¹ (4:06 PM) (5:06 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 authorize settlement of this case for the sum of \$1,500.00.

Motion carried:

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

37. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON OPTIONS TO PROCURE CONSULTANT LEGISLATIVE SERVICES. ¹ (4:06 PM) (5:06 PM)

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

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we start working on an appropriate request for proposals (RFP) from consultants; and that we aim to have an approved RFP three weeks from today, May 12, 2008, that we have it on the Court’s Agenda in draft form in two weeks, May 5, 2008, that we make any necessary changes and give ourselves one more week to put it in final shape; and we would work with our Purchasing Office and try to get proposals back for our review at least one month before expiration of the current contract, and that would be late August, 2008 because the current contract expires September 30, 2008.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (5:08 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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge