

MINUTES OF MEETING MAY 6, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 6th day of May 2008, 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 Four Commissioner Margaret Gómez was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:06 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:43 PM and adjourned at 1:44 PM.

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

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:44 PM and adjourned at 1:45 PM.

The Commissioners Court reconvened the Voting Session at 1:45 PM.

The Commissioners Court retired to Executive Session at 2:34 PM.

The Commissioners Court reconvened the Voting Session at 3:47 PM.

The Commissioners Court adjourned the Voting Session at 3:51 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS REGARDING THE FOLLOWING: (9:18 AM)
 - A. REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 25 FOOT WIDE DRAINAGE EASEMENT CENTERED ALONG THE COMMON LOT LINE OF LOTS 1 AND 2 OF THE RESUBDIVISION OF LOTS 260, 261, 262, 263, 264, 265, 266 AND 267 OF TRAVIS SETTLEMENT, SECTION FOUR; AND
 - B. A PLAT FOR RECORDING IN PRECINCT THREE: THE VILLAS ON BLACKSMITH COVE, THE REVISED PLAT OF LOTS 1 AND 2 OF THE RESUBDIVISION OF LOTS 260, 261, 262, 263, 264, 265, 266 AND 267, TRAVIS SETTLEMENT, SECTION FOUR (5 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (ACTION ITEM #17)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 17 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	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR); Debbie Norman, Travis Settlement Resident; and Ross Frie, President, Frie Planning and Development Concepts LLC.

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	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

CITIZENS COMMUNICATION

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Rodney Rhoades, Executive Manager, PBO; Jimmy Castro, Travis County Resident; Gus Peña, Travis County Resident; Vickie Karp, Director, Public Relations, VoteRescue; Larry Nelson, VoteRescue; Karen Renick, Founder, VoteRescue; Hector Del Toro, VoteRescue; Lee LeTeff, VoteRescue; Linda Greene, VoteRescue; Paul Davis, VoteRescue; Nancy Robbins, VoteRescue; Karen Kreps, VoteRescue; Melissa Gonzales, VoteRescue; Jim Stutsman, VoteRescue; Katie Brewer, VoteRescue; John Hille, Assistant County Attorney; Jennifer Gale, Travis County Resident; and Mary Krenek, VoteRescue. (9:36 AM)

CONSENT ITEMS

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C3 and Items 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 20, 21, and 24. (10:50 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	absent

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. REAPPOINT NIKKI C. SIMMS TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD EFFECTIVE IMMEDIATELY THROUGH MAY 2011. (COMMISSIONER DAVIS)
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF APRIL 22, 2008.

RESOLUTIONS AND PROCLAMATIONS

2. APPROVE RESOLUTION RECOGNIZING THE MONTH OF MAY 2008 AS “MENTAL HEALTH MONTH” AND MAY 8, 2008 AS “CHILDREN’S MENTAL HEALTH AWARENESS DAY” IN TRAVIS COUNTY. (10:33 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); Pamela Thomas, Office of Children Services, Travis County Health and Human Services (TCHHS); Christina Kuehn, The Children’s Partnership; Princess Katana, Project Director, The Children’s Partnership; Gail Penney-Chapmond, Juvenile Probation; Linda Dukes, Social Services Program Coordinator, Juvenile Probation; Gloria Peterson, Office of Children Services, TCHHS; and Vena Wedge, The Children’s Partnership.

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	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

3. A. DECLARE TUESDAY, MAY 6, 2008 AS “TRAVIS COUNTY EMPLOYEE RECOGNITION DAY”; AND
- B. PRESENT CERTIFICATES OF RECOGNITION TO EMPLOYEES WHO COMPLETED 20, 25 AND 30 YEARS OF SERVICE DURING 2007.
(10:37 AM)

Members of the Court heard from: Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Karen Steitle, Human Resources Specialist Senior, HRMD.

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

Motion carried:

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

ITEM 3 CONTINUED

Clerk's Note: The Court handed out Certificates of Recognition and pins to employees completing 20, 25 and 30 years of service.

Clerk's Note: Item 3.A was further discussed at 10:39 AM with a request by Commissioner Eckhardt that the Commissioners' Court record reflect a Corrected Vote on Item 3.A. Judge Biscoe instructed that the record show Commissioner Eckhardt voting yes on the Motion on Item 3.A. The Commissioners' Court record does reflect the Corrected Vote.

Corrected 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	absent

PLANNING AND BUDGET DEPT. ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:50 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(11:55 AM)
 - A. GRANT CONTRACT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR TRANSPORTATION AND NATURAL RESOURCES TO SUBMIT SPECIFIC PROJECT PROPOSALS RELATED TO AIR QUALITY IMPROVEMENTS;
 - B. GRANT CONTRACT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR TRANSPORTATION AND NATURAL RESOURCES TO ADMINISTER THE LOW INCOME REPAIR ASSISTANCE, RETROFIT, AND ACCELERATED VEHICLE RETIREMENT PROGRAM (LIRAP) TO REDUCE HARMFUL VEHICLE AIR EMISSIONS AND COMPLY WITH THE FEDERAL CLEAN AIR ACT;
 - C. GRANT CONTRACT WITH THE EMERGENCY FOOD AND SHELTER BOARD FOR HEALTH AND HUMAN SERVICES AND VETERAN SERVICES TO CONTINUE THE EMERGENCY UTILITY ASSISTANCE PROGRAM;
 - D. GRANT CONTRACT WITH THE RETIRED SENIORS VOLUNTEER PROGRAM ADVISORY COUNCIL FOR HEALTH AND HUMAN SERVICES AND VETERAN SERVICES TO PARTIALLY FUND THE COST OF A PART TIME STAFF POSITION TO WORK WITH THE SENIOR VOLUNTEER CHILDREN IMMUNIZATION PROGRAM; AND
 - E. GRANT CONTRACT WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR HEALTH AND HUMAN SERVICES AND VETERAN SERVICES TO SUPPORT THE RETIRED SENIORS VOLUNTEER PROGRAM.

Clerk's Note: Items 5.A-E are associated with one another and were called for concurrent discussion.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Items 5.A-E.

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	absent

ADMINISTRATIVE OPERATIONS ITEMS

6. 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 \$358,491.96 FOR THE PERIOD OF APRIL 18 TO APRIL 24, 2008. (10:50 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 ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (10:50 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.

PURCHASING OFFICE ITEMS

8. DISCUSS AND TAKE APPROPRIATE ACTION ON REQUEST FOR SERVICES (RFS) SOLICITATION FOR LEGISLATIVE SERVICES AND AUTHORIZE PURCHASING AGENT TO ISSUE RFS. (1:45 PM)

Discussion only. No formal action taken.

Item 8 to be reposted on May 13, 2008.

9. APPROVE CONTRACT AWARD FOR EROSION CONTROL SERVICES, IFB NO. B080185DR, TO THE LOW BIDDER, BPI ENVIRONMENTAL SERVICES, INC. (TRANSPORTATION AND NATURAL RESOURCES) (10:50 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. APPROVE SOLE SOURCE EXEMPTION AND CONTRACT AWARD WITH AUSTIN AMERICAN STATESMAN FOR NEWSPAPER ADVERTISING SERVICES. (PURCHASING OFFICE) (10:50 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. 2 TO CONTRACT NO. PS040259JW, MAXIMUS, INC., FOR INDIRECT COST ALLOCATION SERVICES. (PLANNING AND BUDGET OFFICE) (10:50 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.

Clerk's Note: The Court noted that modification No.2 to Contract PS040259JW would extend the contract until September 30, 2013.

12. APPROVE MODIFICATION NO. 1 TO INTERLOCAL NO. IL080041RE, AUSTIN COMMUNITY COLLEGE, FOR TRAINING SERVICES. (HEALTH, HUMAN SERVICES AND VETERANS' SERVICES) (10:50 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.

Clerk's Note: The Court noted that modification No.1 to Interlocal IL080041RE would decrease the contract from \$15,000.00 to \$5,000.00.

13. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. PS000183KW, YOUTH AND FAMILY ALLIANCE D/B/A LIFEWORKS, FOR RESIDENTIAL TREATMENT SERVICES. (JUVENILE PROBATION) (10:50 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. 13 TO CONTRACT NO. CM040145LC, VISTA SOLUTIONS GROUP, FOR THE DOCUMENT IMAGING SYSTEM FOR THE COUNTY CLERK AND DISTRICT CLERK. (INFORMATION AND TELECOMMUNICATIONS SYSTEMS/DISTRICT CLERK/COUNTY CLERK) (10:50 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 CONTRACT AWARD FOR INTERACTIVE PRESENTATION SYSTEMS, RFP NO. P080080VC, TO THE HIGHEST QUALIFIED RESPONDENT, BEST BUY GOV, LLC. (HUMAN RESOURCES MANAGEMENT DEPARTMENT) (10:50 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 RECOMMENDATION FOR CONTRACT AWARD FOR THIRD PARTY COLLECTIONS OF FINES AND FEES, RFS NO. S070312ML, TO THE TWO HIGHEST RANKED PROPOSERS, LINEBARGER AND MSB. (TAX OFFICE) (11:56 AM)

Members of the Court heard from: Barbara Wilson, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to approve Item 16.

Motion carried:

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

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING: (9:33 AM)
 - A. REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 25 FOOT WIDE DRAINAGE EASEMENT CENTERED ALONG THE COMMON LOT LINE OF LOTS 1 AND 2 OF THE RESUBDIVISION OF LOTS 260, 261, 262, 263, 264, 265, 266 AND 267 OF TRAVIS SETTLEMENT, SECTION FOUR; AND
 - B. A PLAT FOR RECORDING IN PRECINCT THREE: THE VILLAS ON BLACKSMITH COVE, THE REVISED PLAT OF LOTS 1 AND 2 OF THE RESUBDIVISION OF LOTS 260, 261, 262, 263, 264, 265, 266 AND 267, TRAVIS SETTLEMENT, SECTION FOUR (5 TOTAL LOTS). (COMMISSIONER DAUGHERTY)

Clerk's Note: Item 17 is the action item for the public hearing on Agenda Item 1.

Item 17 postponed until May 13, 2008.

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:55 AM)

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 18.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; Jennifer Groody, Watershed Protection, City of Austin; Jim Sipowicz, Northwest Hills Ranch Resident; Chris Blackburn, Waterloo Development Inc.; Oguzhan Bayrak, Travis County Resident; James W. Collins, Executive Assistant, Travis County Attorney’s Office; Tricia Sullivan, Northwest Hills Ranch Resident; and Katherine Bevins, Northwest Hills Ranch Resident.

Motion by Commissioner Daugherty **and seconded by** Judge Biscoe to approve Items 18.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	absent

19. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN INTERLOCAL AGREEMENT BETWEEN TEXAS PARKS AND WILDLIFE DEPARTMENT AND TRAVIS COUNTY. (COMMISSIONER DAVIS) (10:53 AM)

Clerk's Note: The County Judge read the following announcement from the Travis County Auditor: "We request that the Court expressly state that the agreement was negotiated as an exception to the Purchasing Policy prior to its decision on approving the Interlocal Agreement". The Court was then handed a copy of the Travis County Purchasing Policy, which they were asked to waive by Susan Spataro, Travis County Auditor in order to make payment on the Interlocal Agreement.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty that we acknowledge, that we waive the policy, and that we approve Item 19.

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	absent

Clerk's Note: The County Judge directed that all County managers follow Travis County Policies.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: THE OVERLOOK AT PAWNEE PASS FINAL PLAT (3 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (10:50 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A CASH SECURITY AGREEMENT WITH MERITAGE HOMES CORPORATION FOR SIDEWALK FISCAL FOR STEINER RANCH PHASE 1, SECTION 9, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (10:50 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.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

22. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON A REPORT FROM HEALTH AND HUMAN SERVICES AND VETERANS SERVICE ON THE NATIONAL ASSOCIATION OF COUNTIES' (NACO) PRESCRIPTION DISCOUNT CARD PROGRAM. (2:18 PM)

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; and Ana Almaguel, Planner, TCHHS&VS.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we authorize Staff to take the next steps to find out exactly what is expected of Travis County to participate, and what the restrictions are, if any.

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	absent

Item 22 to be reposted on May 13, 2008.

23. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO THE 2009-2011 URBAN COUNTY RENEWAL FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS RECEIVED FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (1:50 PM)

- A. WHETHER NON-PARTICIPATING, NON-METROPOLITAN CITIES WILL BE REQUESTED TO JOIN;
- B. CRITERIA FOR POTENTIAL PARTICIPATION;
- C. CORRESPONDENCE INFORMING CITIES AND VILLAGES ABOUT TRAVIS COUNTY’S PARTICIPATION IN THE URBAN COUNTY ENTITLEMENT PROGRAM; AND
- D. OTHER RELATED ISSUES.

Clerk’s Note: Items 23.A-D are associated with one another and were called for concurrent discussion.

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

Clerk’s Note: The Court discussed the following changes to a letter to be sent to non-participating, non-metropolitan cities explaining why Travis County will not be asking them to join the Travis County Urban Re-qualification for Community Development Block Grant (CDBG);

- 1) That the County would be looking at re-evaluating the program over the next three years, and looking into building relationships with the municipalities during that time to facilitate inclusion; and ,
- 2) To explain that if the municipalities did join Travis County they would be cut off from applying for up to \$250,000.00 from the CDBG program, and by keeping the status quo there will be more money coming into the region.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 23.A, with all those changes we referred to.

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	absent

ITEM 23 CONTINUED

Clerk's Note: The Court discussed the following criteria for potential participation of non-metropolitan cities: "Travis County will not include additional non-metropolitan cities or villages in its urban county status as designated by U.S. Department of Housing and Urban Development (HUD) until such time as HUD requires it due to population numbers, or by action of the Travis County Commissioners Court", and to spend the next three years working on more specific criteria.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 23.B.

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	absent

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 23.C, and to have Sherri Fleming, Executive Manager, TCHHS&VS sign the letter in Item 23.C, and indicate that the Court discussed and approved the correspondence.

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	absent

Clerk's Note: Item 23.D was not discussed.

OTHER ITEMS

24. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:50 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST FROM THE TEXAS DEPARTMENT OF TRANSPORTATION TO APPOINT A MEMBER TO THE I-35 SEGMENT CORRIDOR COMMITTEE. (1:47 PM)

Discussion only. No formal action taken.

Item 8 to be reposted on May 13, 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.

26. RECEIVE BRIEFING ON APPOINTMENT OF TRAVIS COUNTY FIRE MARSHAL. ³ (2:34 PM) (3:47 PM)

Clerk's Note: Judge Biscoe announced that Item 26 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

Discussion only. No formal action taken.

Item 26 to be reposted on May 13, 2008.

27. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING THE PENDING LITIGATION IN TRAVIS COUNTY, TEXAS AND STATE OF TEXAS VS. COLDWATER DEVELOPMENT LTD. AND RODMAN EXCAVATION, INC., ET AL. ¹ (2:34 PM) (3:48 PM)

Clerk's Note: Judge Biscoe announced that Item 27 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 direct the County Attorney to get with our consultant and put together an open court discussion, and that we target next Tuesday, May 13, 2008, subject to the availability of the consultant, and that after our discussion next week we be prepared to take appropriate follow-up action and so the item will be posted to allow us to consider and take appropriate action.

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	absent

28. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY REGARDING APPLICABILITY OF CITY PARKING ORDINANCES AND TAKE APPROPRIATE ACTION. ¹ (2:34 PM) (3:48 PM)

Clerk's Note: Judge Biscoe announced that Item 28 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 Davis that we request Joe Gieselman, Executive Manager, TNR to have a follow up discussion with the appropriate person at the City of Austin, to see what understanding, if any, exists today and whether that can be expanded to other County vehicles; further, that we give thought to the various appropriate elements of an appropriate policy regarding parking in the downtown area; to create a subcommittee to put a draft policy together made up of four individuals: John Hille, Assistant County Attorney, and any other Assistant City Managers that he deems appropriate, Cyd Grimes, Travis County Purchasing Agent, Joe Gieselman, Executive Manager, TNR, and Alicia Perez, Executive Manager, Administrative Operations.

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	absent

ADDED ITEM

- A1. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION TO ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND REGARDING NICOLE LEE. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (2:34 PM) (3:50 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we counter the counter in the amount of \$2,000.00, and ask legal to communicate that to the other side.

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 absent

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (3:51 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS’ COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – MAY 6, 2008

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 6th day of May 2008, the Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:43 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 Road District Board of Directors record notes that Precinct 4 Commissioner Margaret Gómez was not present during the Voting Session.

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

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:43 PM)

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to approve the investments in 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	absent

ADJOURNMENT

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (1:44 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 absent

MINUTES APPROVED BY THE ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge