

MINUTES OF MEETING JULY 22, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 22nd day of July 2008, the Commissioners' Court convened the Voting Session at 9:12 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct Two Commissioner Sarah Eckhardt was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:04 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:42 PM and adjourned at 1:52 PM

The Commissioners Court reconvened the Voting Session at 1:52 PM.

The Commissioners Court retired to Executive Session at 1:54 PM.

The Commissioners Court reconvened the Voting Session at 3:07 PM.

The Commissioners Court adjourned the Voting Session at 3:09 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 13 AND 14, BLOCK B, PALEFACE RANCH SECTION 2A (1 TOTAL LOT). (COMMISSIONER DAUGHERTY) (ACTION ITEM #17) (9:13 AM)

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

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, 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	absent
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1 and Items 4, 5, 6, 7, 8, 12.A&B, 13.A-D, 14, 15, 17, 21, 24, 25.A&B, 27, 28, 29, and 30. (9:21 AM)

Motion carried:

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

C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

SPECIAL ITEM

3. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:23 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services.

Clerk's Note: The Court noted that by taking no action the prohibition against outdoor burning stays in place.

Item 3 to be reposted on July 29, 2008.

ADMINISTRATIVE OPERATIONS ITEMS

4. 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 \$721,511.63 FOR THE PERIOD OF JULY 4 TO JULY 10, 2008. (9:21 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:21 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. CONSIDER AND TAKE APPROPRIATE ACTION ON SETTING HEARING DATE ON AUGUST 14, 2008 AT 9:00 A.M. REGARDING APPEAL FROM APRIL 18, 2008 TRAVIS COUNTY GRIEVANCE PANEL DECISION REGARDING TRAVIS COUNTY HUMAN RESOURCES MANAGEMENT DEPARTMENT EMPLOYEE SLOT NO. 7, PURSUANT TO TRAVIS COUNTY CODE SECTION 9.257(K). (9:21 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.

PURCHASING OFFICE ITEMS

7. APPROVE ISSUANCE OF JOB ORDER NO. 21, MINOR CONSTRUCTION AND RENOVATION SERVICES, CONTRACT NO. 07K00307RV, ARCHITECTURAL HABITAT OF AUSTIN, INC. (TRANSPORTATION AND NATURAL RESOURCES) (9:21 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 MEMORANDUM OF AGREEMENT WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR THE TEXAS HIV MEDICATION PROGRAM. (SHERIFF'S OFFICE) (9:21 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. APPROVE CONTRACT AWARD FOR LONG DISTANCE TELECOMMUNICATION SERVICES, FOR VOICE & DATA AND ANY ASSOCIATED TELECOMMUNICATIONS SERVICES INCLUDING LOCAL DIAL TONE FOR VOICE AND DATA, RFP NO. P080189BF, TO THE MOST QUALIFIED RESPONDENT, TW TELECOM HOLDINGS, INC. (INFORMATION AND TELECOMMUNICATIONS SYSTEMS) (9:12 AM)

Item 9 was postponed.

10. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS070316LC, BURTON GROUP, FOR THE PURCHASE OF CONSULTING, RESEARCH AND ADVISORY SERVICES. (INFORMATION AND TELECOMMUNICATIONS SYSTEMS/COUNTY AUDITOR) (9:12 AM)

Item 10 was postponed.

11. APPROVE ISSUANCE OF JOB ORDER NO. 4, MINOR CONSTRUCTION AND RENOVATION SERVICES, CONTRACT NO. 07K00308RV, TRIMBUILT CONSTRUCTION, INC. (FACILITIES MANAGEMENT) (9:13 AM)

Item 11 was pulled from the Agenda.

12. APPROVE CONTRACT AWARD FOR BREAD AND ROLLS, IFB NO. B080240NB, TO THE FOLLOWING QUALIFIED BIDDERS: (9:21 AM)
 - A. SARA LEE FOOD AND BEVERAGE CO. - ITEMS: 2, 3, 6, 11, 12; AND
 - B. FLOWERS BAKING COMPANY - ITEMS: 1, 7, 8, 9, 10, 13. (SHERIFF'S OFFICE)

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. APPROVE CONTRACT AWARD FOR MISCELLANEOUS GROCERIES, IFB NO. B080239NB, TO THE FOLLOWING LOW BIDDERS: (9:21 AM)
- A. LABATT FOOD SERVICE - ITEMS: 7, 16, 19, 20, 21, 22, 23, 26, 31, 34, 36, 44, 47, 48, 51, 52, 53, 54, 58, 59, 64, 67, 72, 74, 81, 82, 90, 91, 92, 93, 95, 98, 99, 100, 101, 102, 103, 104, 105, 106, 111, 114, 119, 120, 121, 124, 128, 130, 136, 138, 140, 141, 142, 148, 149, 150;
 - B. SHAVER FOODS - ITEMS: 13, 14, 17, 24, 27, 28, 29, 33, 42, 49, 55, 56, 61, 65, 66, 80, 94, 96, 97, 107, 108, 109, 110, 112, 116, 117, 122, 123, 125, 126, 127, 131, 132, 133, 134, 135, 137, 139, 144, 145, 146, 147;
 - C. WHOLESALE LIQUIDATIONS - ITEMS: 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 15, 18, 30, 32, 37, 38, 39, 40, 41, 43, 45, 46, 50, 113; AND
 - D. GOOD SOURCE - ITEMS: 71, 85. (SHERIFF'S OFFICE)

Clerk's Note: Items 13.A-D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

14. APPROVE ORDER EXEMPTING THE PURCHASE OF UNIFORMS FOR STAR FLIGHT FROM GIBSON AND BARNES FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(2) OF THE COUNTY PURCHASING ACT. (STAR FLIGHT) (9:21 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. 7 TO CONTRACT NO. 07K00254RV, STEWART BUILDERS, LTD., FOR CONSTRUCTION OF NEW BUILDINGS FOR THE TRANSPORTATION AND NATURAL RESOURCES EASTSIDE SERVICE CENTER. (FACILITIES MANAGEMENT) (9:21 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. AUTHORIZE THE PURCHASING AGENT TO COMMENCE NEGOTIATIONS WITH THE MOST QUALIFIED FIRM FOR REAL ESTATE BROKERAGE SERVICES FOR THE COUNTY CENTRAL CAMPUS. (10:18 AM)

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

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

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	yes

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

- 17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 13 AND 14, BLOCK B, PALEFACE RANCH SECTION 2A (1 TOTAL LOT). (COMMISSIONER DAUGHERTY) (9:21 AM)

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

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.

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON WANDERING CREEK PRELIMINARY PLAN AND A PHASING AGREEMENT WITH WANDERING CREEK INVESTMENTS L.P., A SUBDIVISION IN PRECINCT FOUR. (COMMISSIONER GÓMEZ) (10:20 AM)

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, TNR; Stacey Scheffel, Flood Plain Manager, TNR; Teresa Calkins, Engineer, TNR; Bill Hilgers, Travis County Resident; Christopher Gilmore, Assistant County Attorney; Clem Veters, Board Member, Elroy Preservation Association; Cathy Olive, President, Elroy Preservation Association; Tom Lincoln, Travis County Resident; David Heine, Travis County Resident; Dr. Ken Manning, Environmental Specialist; Henry Gilmore, Attorney representing the developer; Jud Wellman, Engineer, Jacobs Carter Burgess; John Hille, Assistant County Attorney; and Kip Kronenburg, Developer, Wandering Creek Investments L.P.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe that we approve this Phasing Agreement and we move forward with all of the understandings that have been expressed here today.

A Clarification of the previous Motion was made by Judge Biscoe that the Standing Motion includes the approval of the Preliminary Plan.

A Substitute Motion was made by Commissioner Davis asking for a delay until October 10, 2008, and at that time we will take action on this Preliminary Plan.

Clerk’s Note: The Substitute Motion died for lack of a Second.

Clerk’s Note: The Court Voted on the Standing Motion at this time.

Motion carried:

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

- 19. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO REVISE TRAVIS COUNTY CODE SECTION 10.0535, ON-SITE RESIDENCE FOR PARK STAFF AND THE RANGER RESIDENCE POLICY. (COMMISSIONER DAUGHERTY) (9:13 AM)

Item 19 was postponed.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO USE ALTERNATIVE FISCAL FOR SWEETWATER SECTION 1, VILLAGE G-1 AND VILLAGE G-2, TWO SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (10:15 AM)

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 Item 20.

Motion carried:

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

21. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST FOR VARIANCE FROM TITLE 30-3-191, SIDEWALK INSTALLATION IN SUBDIVISIONS, REQUIRES NEW SUBDIVISIONS TO CONSTRUCT SIDEWALKS, FOR MILLER SUBDIVISION, RESUBDIVISION OF PORTION OF LOT 43, LAKE SIDE ADDITION, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:21 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:
(10:13 AM)

A. INDEMNIFICATION AGREEMENT WITH PALISADES WEST, L.P. TO FUND THE PERMANENT TRAFFIC IMPROVEMENTS ON RM 2244 AT LOOP 360; AND

B. ADVANCED FUNDING AGREEMENT FOR VOLUNTARY TRANSPORTATION IMPROVEMENT PROJECTS WITH THE STATE OF TEXAS AND TRAVIS COUNTY FOR THE PERMANENT TRAFFIC IMPROVEMENTS ON RM 2244 AT LOOP 360, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)

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 22.A&B.

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	yes

23. CONSIDER AND TAKE APPROPRIATE ACTION ON LICENSE AGREEMENT WITH TEXAS DISPOSAL SYSTEM FOR USE OF COUNTY LAND ON RANCH TO MARKET ROAD 620 (FORMER COUNTY SOLID WASTE TRANSFER STATION). (COMMISSIONER DAUGHERTY) (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (1:53 PM) (1:54 PM) (3:07 PM)

Clerk's Note: Judge Biscoe announced that Item 23 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 23 to be reposted on August 5, 2008.

PLANNING AND BUDGET DEPT. ITEMS

24. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:21 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:21 AM)

A. RATIFY RE-APPLICATION FOR FAMILY DRUG TREATMENT COURT WITH CRIMINAL JUSTICE DIVISION'S DRUG COURT PROGRAM TO CHANGE FUNDING SOURCE OF THE ORIGINAL APPLICATION FROM STATE FUNDS TO FEDERAL FUNDS FOR THE REMAINDER OF THE GRANT PERIOD; AND

B. PERMISSION TO CONTINUE AMERICORPS GRANT PROGRAM THROUGH THE HEALTH AND HUMAN SERVICES DEPARTMENT UNTIL THE FY '09 GRANT CONTRACT IS EXECUTED.

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

26. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FROM THE EFFICIENCY COMMITTEE REGARDING FUEL COST AND CONSUMPTION REDUCTIONS AND OTHER COST SAVING MEASURES. (9:28 AM)

Clerk’s Note: The Court discussed the Efficiency Committee’s recommendations regarding fuel consumption reduction:

- 1) Requiring each department to cover the \$475,000.00 shortfall using available funds in each department based on a percentage of actual FY '07 consumption (see Table D);
- 2) Increase the per hour rate of off duty deputies vehicle usage charge from \$15 to \$20. This will be assessed through the Sheriff’s Office and provided as a “Donation” to the County General Fund;
- 3) Implementation of the Sheriff’s Office “One Gallon per Day” initiative;
- 4) Departments to be asked to review internal processes to determine sustainable cost saving measures for fuel consumption. Each department will be asked to submit a plan and progress reports;
- 5) Each department will be allocated fuel in the FY '09 budget at 10% to 20% below FY '08 budget allocations. The allocations will be reviewed monthly to monitor consumption by vehicle or department.

Members of the Court heard from: Rodney Rhoades, Executive Manager, Planning and Budget Office (PBO); Joe Gieselman, Executive Manager, TNR; Jeffrey Anderson, Sergeant, Travis County Sheriff’s Office (TCSO); Darla Fuller, Travis County Enforcement Association; Susan Spataro, Travis County Auditor; Scott Burroughs, Major, TCSO; Cyd Grimes, Travis County Purchasing Agent; Jessica Rio, Assistant Budget Manager, PBO; and Alicia Perez, Executive Manager, Administrative Operations.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we accept the departmental recommendations contained in Table D; and that we figure out another way to creatively cover the shortfall of \$31,398.00, if my math is correct; and that we notify the departments that we have accepted their offer.

A Correction to the Previous Motion was made by Judge Biscoe that the shortfall was \$231,398.00.

Motion carried:

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

ITEM 26 CONTINUED

Clerk’s Note: The Court heard the following Staff recommendation that each department will be allocated fuel based on historic fuel usage.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we authorize Transportation and Natural Resources (TNR) to put together a written proposal that contains Item No. 2, which basically was to allocate fuel to departments based on current use. If there are new factors that we need to take into account, for example, additional personnel, additional vehicles, we may as well go ahead and try to factor that in, but I think it needs to be in writing so we can get departmental input.

An Addition to the Previous Motion was made by Judge Biscoe that Travis County will continue to budget the fuel in a central line item, but will allocate the fuel by department, generate monthly reports, share those with the departments and the Commissioners Court so we can monitor use monthly throughout the year.

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	yes

Item 26 to be reposted July 29, 2008 and August 12, 2008.

OTHER ITEMS

27. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:21 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 JUNE, 2008. (COUNTY AUDITOR) (9:21 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 INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE MANOR INDEPENDENT SCHOOL DISTRICT FOR 2008-2009 FOR LAW ENFORCEMENT SERVICES TO BE PROVIDED BY THE TRAVIS COUNTY SHERIFF'S OFFICE. (SHERIFF'S OFFICE) (9:21 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. APPROVE CEREMONY ON AUGUST 1, 2008 DEDICATING THE COUNTY BUILDING AT 8656-B HIGHWAY 71 WEST AS THE TOWER HEROES BUILDING. (9:21 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.

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.

31. CONSIDER AND TAKE APPROPRIATE ACTION ON PURCHASE OF LAND FROM THE COMANCHE TRAIL CONSERVATION FUND AND JOSEPH F. LUCAS IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN. ² (1:54 PM) (3:07 PM)

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

Discussion only. No formal action taken.

Item 31 to be reposted when ready.

- 32. RECEIVE LEGAL BRIEFING ON COUNTY AUTHORITY TO APPROVE THE TRAVIS COUNTY HEALTHCARE DISTRICT'S BUDGET AND RELATED ISSUES, INCLUDING REAL PROPERTY ACQUISITION. ¹ (1:54 PM) (3:07 PM)

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

No action required on Item 32.

- 33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION AND/OR CONSIDER SETTLEMENT OFFER REGARDING GREGORY EALEY, FILE NUMBER 245.806, (REQUESTED BY PLAINTIFF). ¹ (1:54 PM) (3:08 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.

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we reject the offer, but to counter in the amount of \$10,000.00, with the understanding that that would cover personal injuries, medical expenses and claims associated with the dog bite, but not the property claim, which another governmental entity should be consulted about.

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	yes

Clerk's Note: The County Judge noted that the Court will also issue an appropriate letter of apology in addition to the financial counter-offer.

ADDED ITEMS

- A1. DRAW NAMES FROM GRAND JURY POOL FOR ELECTED OFFICIALS SALARY GRIEVANCE COMMITTEE FOR 2008, AS REQUIRED BY SECTION 152.015 OF THE LOCAL GOVERNMENT CODE. (COUNTY CLERK) (9:24 AM)

Members of the Court heard from: David Ferris, Division Manager, Civil/Probate Division, Travis County Clerk’s Office.

Clerk’s Note: The members of the Commissioners Court chose the following names from the Grand Jury pool to be candidates for the Salary Grievance Committee for 2008: Stacia DeBill; Terri Rangel; Alden B. Smith; Ralph Eckwall; Richard Harris; Barbara Wilson; Keith Braithwaite; Miguel R. Garcia; Chris Crow; Rosalinda Forsythe; Charles Crenshaw; Dorothy Madison; Victoria Williams; Mary A. Guerrero; and A. E. “Ed” Gardner.

Discussion only. No formal action taken.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (3:09 PM)

Motion carried:

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

MINUTES APPROVED BY THE COMMISSIONERS’ COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge