

MINUTES OF MEETING AUGUST 19, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of August 2008, the Commissioners' Court convened the Voting Session at 9:16 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 12:00 PM.

The Commissioners Court, meeting as the Travis County Bee Caves Road District #1 (Galleria), convened at 1:34 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 2:11 PM.

The Commissioners Court reconvened the Voting Session at 3:05 PM.

The Commissioners Court adjourned the Voting Session at 3:06 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS ON THE FOLLOWING: (9:17 AM)
 - A. TOTAL CANCELATION OF WINDY WALK ESTATES SUBDIVISION (A 15 LOT RESIDENTIAL SUBDIVISION AND WINDY WALK COVE PUBLICLY DEDICATED RIGHT OF WAY); AND
 - B. REPLAT OF WINDY WALK ESTATES SUBDIVISION (16 TOTAL LOTS), IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (ACTION ITEM #10)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 10 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: 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 yes
 Precinct 3, Commissioner Gerald Daugherty yes
 Precinct 4, Commissioner Margaret J. Gómez yes

CITIZENS COMMUNICATION

Members of the Court heard from: Jimmy Castro, Travis County Resident; Gus Peña, Travis County Resident; Margaret Sammis, Travis County Resident; Karen Renick, Founder, VoteRescue; Vickie Karp, Director, Public Relations, VoteRescue; David Kobierowski, Travis County Resident; and Jennifer Gale, Travis County Resident. (9:18 AM)

Clerk's Note: The Court observed a moment of silence in memory of Mae Marion.

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C3 and Items 3.A&B, 4, 5, 6, 7, 8, 9, 10.A&B, 12, 13, 14.A&B, 15, 16.A&B, 17, 18, 19, 22, 23, and 27.A-C. (9:42 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 SETTING A PUBLIC HEARING DATE ON SEPTEMBER 9, 2008 TO RECEIVE COMMENTS ON JACOBSON ESTATES RESUBDIVISION OF LOT 7, BLOCK A, A SUBDIVISION IN PRECINCT FOUR. (COMMISSIONER GÓMEZ)

- C3. APPROVE SETTING A PUBLIC HEARING DATE ON SEPTEMBER 23, 2008 TO RECEIVE COMMENTS ON A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 2, BLOCK F, RESUBDIVISION OF BEBY'S RANCH SUBDIVISION NO. 1, BLOCK F (4 TOTAL LOTS). (COMMISSIONER DAUGHERTY)

SPECIAL ITEMS

2. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:44 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 2 to be reposted on August 26, 2008.

PURCHASING OFFICE ITEMS

3. APPROVE TWELVE-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR MINOR CONSTRUCTION AND RENOVATION SERVICES: (9:42 AM)
 - A. NO. 07K00307RV, ARCHITECTURAL HABITAT OF AUSTIN, INC.; AND
 - B. NO. 07K00308RV, TRIMBUILT CONSTRUCTION, INC. (COUNTYWIDE)

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

4. APPROVE NEW CONTRACT NO. PS970029VR WITH AUSTIN CHILD GUIDANCE CENTER FOR PROVISION OF INTENSIVE MULTI-FAMILY COUNSELING SERVICES. (JUVENILE PROBATION) (9:42 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. APPROVE NEW CONTRACT NO. PS960295VR WITH AUSTIN CHILD GUIDANCE CENTER FOR MENTAL HEALTH TREATMENT AND CONSULTATION SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (9:42 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 MODIFICATION NO. 13 TO CONTRACT NO. PS960075JW, AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION, FOR FAMILY PRESERVATION PROGRAM SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (9:42 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. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. MA070380LC, HAMER ENTERPRISES, FOR A LICENSE AND MAINTENANCE AGREEMENT FOR EJUSTICE SOFTWARE SYSTEM. (TAX OFFICE/INFORMATION AND TELECOMMUNICATIONS SYSTEMS) (9:42 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 MODIFICATION NO. 1 TO CONTRACT NO. PS050249ML, D. LADD PATILLO, FOR FINANCIAL ADVISORY SERVICES. (COMMISSIONERS COURT) (9:42 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 INTERLOCAL AGREEMENT NO. IL080292RE, TEXAS AGRILIFE EXTENSION, FOR WILDLIFE SERVICES. (HEALTH AND HUMAN SERVICES AND VETERANS SERVICE) (9:42 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

10. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:42 AM)
- A. TOTAL CANCELATION OF WINDY WALK ESTATES SUBDIVISION (A 15 LOT RESIDENTIAL SUBDIVISION AND WINDY WALK COVE PUBLICLY DEDICATED RIGHT OF WAY); AND
 - B. REPLAT OF WINDY WALK ESTATES SUBDIVISION (16 TOTAL LOTS), IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)

Clerk's Note: Items 10.A&B are the action items for the public hearing on Agenda Item 1.

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

11. CONSIDER AND TAKE APPROPRIATE ACTION ON NOTICE OF CHAPTER 11 BANKRUPTCY BY SEMMATERIALS, LP AND RESULTING IMPACT ON COUNTY ROAD MAINTENANCE OPERATIONS. (2:09 PM)

Members of the Court heard from: Don Ward, Manager, Road and Bridge Division, TNR.

Discussion only. No formal action taken.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT FOUR: BERDOLL COMMERCIAL SUBDIVISION (10 TOTAL LOTS), AND A CASH SECURITY AGREEMENT WITH REEVES DEVELOPMENT, LLC. (COMMISSIONER GÓMEZ) (9:42 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.

13. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: THE RESERVE AT LAKE TRAVIS, FINAL PLAT (129 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (9:42 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:42 AM)
- A. REQUEST TO TERMINATE THE INTERLOCAL AGREEMENTS WITH LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT AND LEANDER INDEPENDENT SCHOOL DISTRICT PERTAINING TO SCHOOL CROSSING GUARD SUPPLEMENTAL PAY; AND
 - B. REQUEST THAT \$11,670 BE ADDED TO THE TRANSPORTATION AND NATURAL RESOURCES FISCAL YEAR 2009 OPERATING BUDGET FOR THE SALARY INCREASE FOR TRAVIS COUNTY SCHOOL CROSSING GUARDS LOCATED IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT AND LEANDER INDEPENDENT SCHOOL DISTRICT.

Clerk's Note: Items 14.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

15. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:42 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:42 AM)
- A. GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE HEALTH AND HUMAN SERVICES DEPARTMENT TO PROVIDE HOUSEHOLD HEATING AND COOLING ENERGY ASSISTANCE TO HELP LOW INCOME FAMILIES OR INDIVIDUALS BECOME ENERGY SELF-SUFFICIENT; AND
 - B. PERMISSION TO CONTINUE THE CIVIL COURTS FAMILY DRUG TREATMENT COURT TO CONTINUE THE PAYROLL DURING THE MONTH OF SEPTEMBER, 2008.

Clerk's Note: Items 16.A&B 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

17. 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 \$567,156.23 FOR THE PERIOD OF AUGUST 1 TO AUGUST 7, 2008. (9:42 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.

18. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:42 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 TREE OF LIFE CHURCH TO FILM IN THE "OLD COUNTY JAIL" PROPERTY FOR A VIDEO PRODUCTION IN CONNECTION WITH CHURCH-BASED EDUCATIONAL ACTIVITIES ON AUGUST 22, 2008. (9:42 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.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:58 AM) (2:11 PM) (3:05 PM)
- A. RECOMMENDATION OF DEFERRED COMPENSATION PLAN OVERSIGHT COMMITTEE FOR THIRD PARTY ADMINISTRATOR OF DEFERRED COMPENSATION PLAN; AND
 - B. AUTHORIZE DEFERRED COMPENSATION PLAN OVERSIGHT COMMITTEE, DEFERRED COMPENSATION CONSULTANT AND COUNTY ATTORNEY TO BEGIN SPECIFIC CONTRACT DEVELOPMENT WITH GREAT WEST RETIREMENT SERVICES FOR PLAN ADMINISTRATION SERVICES FOR THE TRAVIS COUNTY DEFERRED COMPENSATION 457(B) PLAN, INCLUDING GUARANTEES RELATED TO PROVIDING PRODUCTS AND SERVICES AS PROPOSED. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

Clerk's Note: Items 20.A&B are associated with one another and were called for concurrent discussion.

Clerk's Note: Judge Biscoe announced that Items 20.A&B would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Clerk's Note: The Court directed Staff to educate all Travis County Employees regarding the proposed move from Nationwide Retirement Services to Great West Retirement Services between today, August 19, 2008 and August 26, 2008, with a view to receiving feedback by using the Intranet, email, public announcements, setting meetings at various County offices, sending out a prepared fact sheet, and including contact numbers for any questions.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Norman McRee, Financial Analyst, Lead, Human Resources Management Department (HRMD); Al DiCristifaro, President, The Retirement Store; Mary Mayes, Investment Manager, Cash/Investment Management, Member, Deferred Compensation Plan Oversight Committee; Greg Jacobs, Travis County Auditor's Office, Member, Deferred Compensation Plan Oversight Committee; Vicki Skinner, Director, District Attorney's Office, Member, Deferred Compensation Plan Oversight Committee; Michelle Brinkman, Chief Deputy, Travis County District Clerk's Office, Member, Deferred Compensation Plan Oversight Committee; Elliot Beck, Assistant County Attorney; Barbara Wilson, Assistant County Attorney, Member, Deferred Compensation Plan Oversight Committee; Kim Wilder, Deferred Compensation, Nationwide Retirement Solutions; and Amy Draper, Travis County Employee.

ITEM 20 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Davis that we authorize the Committee to take any and all steps to notify all of the County workforce of the change that the Commissioners Court is considering, and that we follow all of the methods that we discussed previously, and any others that we conjure up that make sense and are doable between now and next Tuesday, August 26, 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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Items 20.A&B to be reposted on August 26, 2008.

Clerk's Note: The Court agreed without objection to authorize Staff to;

- 1) Put together a simple side-by-side comparison for County employees to look at; and,
- 2) Do what is appropriate to notify all County employees of the issues that we will be looking at next Tuesday, August 26, 2008.

21. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SPACE OPTIONS FOR 910 LAVACA AND RELATED SPACE IMPACTS. (1:45 PM)

Item 21 postponed until August 26, 2008.

OTHER ITEMS

22. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:42 AM)

Clerk's Note: Item 22 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

23. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JULY, 2008. (9:42 AM)

Clerk's Note: Item 23 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(1:42 PM)

A. ORDER TO AMEND TRAVIS COUNTY CODE CHAPTERS 17, 27, 31, 33 AND 69, AS REQUIRED TO REFLECT THE ADOPTION OF THE PROVISIONS OF GOVERNMENT CODE CHAPTER 2264 (HOUSE BILL 2365) FOR THE ACCOUNTING AND REPORTING STANDARDS BY TRAVIS COUNTY; AND

B. ORDER INTERPRETING SECTION 23.050, QUARTERLY PERFORMANCE ANALYSIS AND REPORTING, TRAVIS COUNTY CODE CHAPTER 23, INVESTMENT POLICY AND PROCEDURES MANUAL, AS A RESULT OF HOUSE BILL 2365. (COUNTY AUDITOR)

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

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 Judge Biscoe **and seconded by** Commissioner Eckhardt to approve Item 24.B.

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

25. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR ADDITIONAL RESOURCES FOR THE NOVEMBER 4, 2008 PRESIDENTIAL ELECTION, INCLUDING THE NEED FOR ADDITIONAL TEMPORARY PERSONNEL AND ELECTION EQUIPMENT. (COUNTY CLERK) (1:51 PM)

Clerk's Note: The County Clerk asked the Court for permission for:

- 1) Facilities Management to supply a generator for the early voting location at 5501 Airport Boulevard; and,
- 2) Information and Telecommunications Systems (ITS) to supply their training rooms and phone lines for a call center;

Both departments can accommodate these requests within their current budgets.

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Judge Biscoe and seconded by Commissioner Gómez for the departments to proceed – ITS with the extra telephone lines, Facilities Management with the generator. Both of these requests will be from existing budgets.

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

26. RECEIVE AND DISCUSS THE PROPOSED BUDGET OF THE TRAVIS COUNTY HEALTHCARE DISTRICT FOR FISCAL YEAR 2009 AND THE ASSOCIATED TAX RATE. (9:45 AM)

Members of the Court heard from: Trish Young, President and Chief Executive Officer, Travis County Healthcare District; Carolyn Konecny, Chief Financial Officer, Travis County Healthcare District; Stacy Wilson, Assistant County Attorney; Christine Garbe, Chief Communications Officer, Travis County Healthcare District; Jimmy Castro, Travis County Resident; Margaret Sammis, Travis County Resident; and Jennifer Gales, Travis County Resident.

Discussion only. No formal action taken.

Item 26 to be reposted on September 16, 2008.

- 27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING CONTRACTS: (9:42 AM)
 - A. DEFENSIVE DRIVING COURSE PUBLIC SUB-AGENCY TRAINING AGREEMENT;
 - B. COLORADO STATE PATROL FAMILY FOUNDATION ALIVE@25 DVD LEASE; AND
 - C. COLORADO STATE PATROL FAMILY FOUNDATION ALIVE@25 WEBSITE LICENSE AGREEMENT.

Clerk's Note: Items 27.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 28. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM THE TRAVIS COUNTY SHERIFF'S OFFICE TO USE FISCAL YEAR 2008 PERFORMANCE BASED PAY MONIES FOR ONE-TIME LUMP SUM PAYMENTS TO CIVILIAN, NON-SUPERVISORY EMPLOYEES WITHIN THE SHERIFF'S OFFICE. (10:10 AM)

Members of the Court heard from: Debbie Rich, Human Resources Coordinator, Travis County Sheriff's Office (TCSO); and Charles Vaughan, Chief Assistant County Auditor, Travis County Auditor's Office.

Motion by Commissioner Daugherty **and seconded by** Commissioner Eckhardt to approve Item 28.

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

- 29. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON THE TRAVIS COUNTY SHERIFF'S OFFICE'S DRIVING DISTANCE ANALYSIS FOR TAKE HOME VEHICLES AND APPROPRIATE POLICY CHANGES. (10:22 AM)

Members of the Court heard from: Mike Hemby, Senior Planner, TCSO; and Scott Burroughs, Major, TCSO.

Discussion only. No formal action taken.

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.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ISSUES RELATED TO CONTRACT BETWEEN TRAVIS COUNTY AND AUSTIN TRAVIS COUNTY LIVESTOCK SHOW AND CLAIMS RESULTING FROM THE 2008 STAR OF TEXAS FAIR AND RODEO. ¹
(9:16 AM)

Clerk's Note: Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 30 postponed until August 26, 2008.

31. RECEIVE LEGAL BRIEFING REGARDING BUDGET AND COMPENSATION FUNDING FOR DEPARTMENTS HEADED BY CERTAIN APPOINTED OFFICIALS. ¹ (9:17 AM)

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.

Item 31 postponed until August 26, 2008.

32. RECEIVE BRIEFING FROM THE 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 (2:11 PM) (3:05 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.

Discussion only. No formal action taken.

Item 32 to be reposted on August 26, 2008.

33. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED FIRST AMENDMENT TO CONTRACT FOR THE EXISTING IMPROVED PROPERTY COMMERCIAL CONTRACT BETWEEN TRAVIS COUNTY AND BALCONES RESOURCES, INC. FOR THE SALE OF PROPERTY LOCATED ON JOHNNY MORRIS ROAD, IN PRECINCT ONE. ^{1 AND 2} (2:11 PM) (3:06 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 and Gov't. Code Ann. 551.072, Real Property.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez that we allow Balcones Resources Inc. until October 6, 2008 to allow them to do the necessary due diligence, and also, if necessary, allow our County Staff, the County Attorney's Office, and anybody else that may be necessary to allow for the assistance if needed.

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

ADDED ITEMS

- A1. RECEIVE REVISED FISCAL YEAR 2009 BUDGET AGENDA WORKSHEET THAT INCLUDES TOPICS DISCUSSED DURING BUDGET HEARINGS AND THAT SERVES TO IDENTIFY POTENTIAL TOPICS TO BE ADDRESSED DURING THE FISCAL YEAR 2009 BUDGET MARK-UP SCHEDULED FOR SEPTEMBER 3, 4 AND 5, 2008. (1:45 PM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, Planning and Budget Office (PBO); and Chris Broussard, Business System Consultant, PBO

Discussion only. No formal action taken.

A2. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM FAMILY CONNECTIONS TO USE COUNTY OWNED PARKING LOT AT CHAIR KING PROPERTY LOCATED AT 5335 AIRPORT BOULEVARD. (1:44 PM)

Item A2 postponed until August 26, 2008.

Clerk's Note: The County Judge directed the Constable not to write any more tickets until the Commissioners Court has had a chance to address this.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (3:06 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	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – AUGUST 19, 2008

TRAVIS COUNTY BEE CAVES ROAD DISTRICT NO. 1

On Tuesday, the 19th day of August, 2008, the Commissioners' Court, meeting as the Travis County Bee Caves Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 1:34 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 Two Commissioner Sarah Eckhardt was not present during the Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Travis County Bee Caves Road District No. 1 (Galleria) at 1:42 PM.

1. CONSIDER AND TAKE ACTION ON AN ORDER AUTHORIZING THE ISSUANCE AND SALE OF TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 UNLIMITED TAX ROAD BONDS, SERIES 2008; LEVYING A TAX AND PROVIDING FOR THE SECURITY AND PAYMENT THEREOF; APPROVING THE OFFICIAL STATEMENT AND PURCHASE CONTRACT; AND ENACTING OTHER PROVISIONS RELATING THERETO. (1:34 PM)

Members of the Court heard from: Ladd Pattillo, Travis County Financial Adviser; Cheryl Allen, Southwest Securities; and Glenn Opel, Bond Counsel, Vinson and Elkins.

Clerk's Note: Glenn Opel, Bond Counsel, Vinson and Elkins noted that by approving Item 1 the Court would be adopting the order to authorize the issuance of the \$14,725,000.00 Travis County Bee Cave Road District No.1 unlimited tax road bonds, series 2008.

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

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

