# **MINUTES OF MEETING NOVEMBER 7, 2008**

# TRAVIS COUNTY COMMISSIONERS' COURT

On Friday, the 7<sup>th</sup> day of November 2008, the Commissioners' Court convened the Voting Session at 9:12 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court retired to Executive Session at 9:29 AM.

The Commissioners Court reconvened the Voting Session at 10:35 AM.

The Commissioners Court adjourned the Voting Session at 10:36 AM.

## CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident. (9:12 AM)

#### **CONSENT ITEMS**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C2 and Items 2, 3, 4, 5.A-K, 7, 8, 9, 11.A&B, 12, 13, 14, and 15. (9:16 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 OCTOBER 21 AND 30, 2008.

#### RESOLUTIONS AND PROCLAMATIONS

1. APPROVE RESOLUTION RECOGNIZING NOVEMBER 11, 2008 AS "VETERANS' DAY" IN TRAVIS COUNTY. (9:18 AM)

**Members of the Court heard from:** Olie Pope, Director, Veterans' Services, Travis County Health and Human Services (TCHHS); Dawn Crane, US Army, Travis County Parade Committee's Women Veterans Coordinator; Renea Cotton, Veteran, United States Air Force; and Barbara Guerra, Staff Sergeant, National Guard.

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

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

#### ADMINISTRATIVE OPERATIONS ITEMS

2. 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 \$889,154.23 FOR THE PERIOD OF OCTOBER 24 TO OCTOBER 30, 2008. (9:16 AM)

**Clerk's Note:** Item 2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

3. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:16 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 NEW FISCAL YEAR 2009 STAR FLIGHT POSITIONS FOR SUPPLEMENTAL AVIATION PAY EFFECTIVE NOVEMBER 1, 2008, WHICH INCLUDE DIVISION COMMANDER, DISTRICT COMMANDER, FLIGHT NURSE RN AND FLIGHT PARAMEDIC JOB TITLES. (9:16 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.

#### **PURCHASING OFFICE ITEMS**

- 5. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SEXUAL ASSAULT NURSE EXAMINER CONTRACT SERVICES: (9:16 AM)
  - A. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. PS070028JT, AUSTIN TRAVIS COUNTY SANE, INC.;
  - B. APPROVE MODIFICATION NO. 2 (TERMINATION NOTICE) TO CONTRACT NO. PS070034JT, LADONNA K. SHIRLEY;
  - C. APPROVE MODIFICATION NO.1 (TERMINATION NOTICE) TO CONTRACT NO. PS080187VR, SUSAN HARRIS;
  - D. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS070029JT, CAROLYN DALE;
  - E. APPROVE MODIFICATION NO.2 TO CONTRACT NO. PS070030JT, CHRISTIE KREMER;
  - F. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS070031JT, JULIE GIBBS;
  - G. APPROVE MODIFICATION NO.2 TO CONTRACT NO. PS070033JT, LINDA SIFUENTES;
  - H. APPROVED MODIFICATION NO. 2 TO CONTRACT NO. PS070176JT, ANNE MARTIN;
  - I. APPROVED MODIFICATION NO. 2 TO CONTRACT NO. PS070177JT, RACHAEL HERRERA;
  - J. APPROVED MODIFICATION NO. 1 TO CONTRACT NO. PS070334VR, JENNY BLACK; AND
  - K. APPROVED MODIFICATION NO. 1 TO CONTRACT NO. PS070335VR, KATHLEEN GANN. (SHERIFF'S OFFICE)

**Clerk's Note:** Items 5.A-K 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. 5 TO INTERLOCAL AGREEMENT NO. IL060341RE, TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION, FOR SUBSTANCE ABUSE SERVICES. (HEALTH AND HUMAN SERVICES AND VETERANS SERVICE) (9:17 AM)

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Davis to approve Item 6.

Motion carried: County Judge Samuel T. Biscoe abstain 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

7. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 8) TO CONTRACT NO. 03T00058OJ, ALLIANCE WORK PARTNERS, FOR THE EMPLOYEE ASSISTANCE PROGRAM FOR TRAVIS COUNTY EMPLOYEES. (HUMAN RESOURCES MANAGEMENT DEPARTMENT) (9:16 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 CONTRACT NO. PS090061VR, MARIANNE METZNER, LPC, TO PROVIDE PROFESSIONAL VISITATION SERVICES FOR THE DOMESTIC RELATIONS OFFICE. (JUVENILE PROBATION) (9:16 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 MODIFICATION NO. 9 TO CONTRACT NO. 07K00254RV, STEWART BUILDERS, LTD., FOR CONSTRUCTION OF NEW BUILDINGS FOR THE TRANSPORTATION AND NATURAL RESOURCES EASTSIDE SERVICE CENTER. (FACILITIES MANAGEMENT) (9:16 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.

#### PLANNING AND BUDGET DEPT. ITEMS

10. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:12 AM)

Item 10 not needed.

- 11. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:16 AM)
  - A. GRANT APPLICATION WITH THE TEXAS WATER DEVELOPMENT BOARD FOR A FLOOD MITIGATION ASSISTANCE PLANNING GRANT FOR TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT TO UPDATE TRAVIS COUNTY'S HAZARD MITIGATION ACTION PLAN; AND
  - B. GRANT CONTRACT TO THE OFFICE OF GOVERNOR OF TEXAS, CRIMINAL JUSTICE DIVISION FOR AN INTERNAL AFFAIRS SOFTWARE UPGRADE GRANT FOR THE SHERIFF'S OFFICE TO REPLACE THEIR EXISTING OFFICE OF INTERNAL AFFAIRS DATABASES.

**Clerk's Note:** Items 11.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

#### OTHER ITEMS

12. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:16 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. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF SEPTEMBER, 2008. (9:16 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 REQUEST FOR TRAVIS COUNTY SHERIFF'S OFFICE DETECTIVES TO TAKE AN ASSIGNED COUNTY VEHICLE TO SHREVEPORT, LOUISIANA FOR CRUELTY TO ANIMALS TRAINING. (9:16 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 ELECTED OFFICIAL BOND FOR CARLOS HUMBERTO BARRERA, JUDGE OF COUNTY COURT AT LAW NO. 8. (9:16 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.

### **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.

16. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR JUVENILE PROBATION EMPLOYEE, SLOT #486313. 1 AND 3 (9:29 AM) (10:35 AM)

**Clerk's Note:** Judge Biscoe announced that Item 16 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

Discussion only. No formal action taken.

Item 16 to be reposted on November 18, 2008.

17. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR JUVENILE PROBATION EMPLOYEE, SLOT #141078. 1 AND 3 (9:29 AM) (10:35 AM)

**Clerk's Note:** Judge Biscoe announced that Item 17 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

Discussion only. No formal action taken.

Item 17 to be reposted on November 18, 2008.

18. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSAL TO ACQUIRE OPEN SPACE PARKLAND ALONG ONION CREEK NEAR STATE HIGHWAY 71 EAST WITH 2005 AUTHORIZED BOND FUNDS, IN PRECINCT FOUR. 1 AND 2 (9:29 AM) (10:35 AM)

**Clerk's Note:** Judge Biscoe announced that Item 18 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 18 to be reposted on November 18, 2008.

19. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE SELECTION OF PERSON TO FILL INTERGOVERNMENTAL RELATIONS COORDINATOR POSITION. <sup>3</sup> (9:29 AM) (10:35 AM)

**Clerk's Note:** Judge Biscoe announced that Item 19 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that we offer the position to Deece Eckstein, and that the County Judge be authorized to negotiate salary and other benefits with him, and report back to the Commissioners Court, hopefully on November 18, 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

Item 19 to be reposted on November 18, 2008.

### **ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (10:36 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

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval
Samuel T. Biscoe, Travis County Judge