

MINUTES OF MEETING NOVEMBER 3, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 3rd day of November 2009, 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 record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:13 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:41 PM and adjourned at 1:44 PM.

The Commissioners Court reconvened the Voting Session at 1:44 PM.

The Commissioners Court retired to Executive Session at 2:03 PM.

The Commissioners Court reconvened the Voting Session at 3:45 PM.

The Commissioners Court adjourned the Voting Session at 3:50 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; Ronnie Gjemre, Travis County Resident; Jennifer Devening, Travis County Resident; Jennifer Stanovich, Travis County Resident; Kris Nilsen, Human Resources Specialist, Human Resources Management Department (HRMD); Ben Adkins, Adkins and Associates; Richard Besson, Travis County Resident; Christy May, Owner, Lone Star Stables; Denise Bell Travis County Resident; and Christina Schier, Travis County Resident. (9:15 AM)

CONSENT ITEMS

Members of the Court heard from: Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve the following Consent Items: C1-C3 and Items 3, 4, 5, 6, 7, 8, 9.A-C, 13, 15, 18, 21, and 26. (9:33 AM)

Motion carried:

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSIONS OF AUGUST 25, SEPTEMBER 1, OCTOBER 6, AND 20, 2009.
- C3. APPROVE SETTING A PUBLIC HEARING DATE ON NOVEMBER 24, 2009 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT FOUR: RESUBDIVISION OF LOT 9-B, PARTITION OF IDA MAE BURCH SUBDIVISION (4 TOTAL LOTS). (COMMISSIONER GÓMEZ)

SPECIAL ITEMS

- 1. RECEIVE NOTICE FROM THE CHAMPIONS FOR INCLUSIVE COMMUNITIES AND THE MATERNAL AND CHILD HEALTH BUREAU OF RECOGNITION OF TRAVIS COUNTY AS A STAR COMMUNITY FOR THE WORK OF THE CHILDREN’S PARTNERSHIP/SYSTEM OF CARE PROJECT IN THE HEALTH AND HUMAN SERVICES AND VETERANS SERVICE DEPARTMENT.
(9:35 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); Princess Katana, Project Director, The Children’s Partnership; Sherry Hammack, Board Member, The Children’s Partnership; David Evan, Executive Director, Austin/Travis County Integral Care; Pamela Thomas, Parent Liaison, The Children’s Partnership; Christiana Hale, Parent Liaison, The Children’s Partnership; Tony Larkin, Care Coordinator, Pflugerville Independent School District (PISD); Vena Wedge, Parent Liaison, The Children’s Partnership, Naomi Tafoya, Behavior Specialist, Austin Independent School District (AISD); Tina Ryan, Arc of the Capital Area; Ana Aguallo, AIDS Care Coordinator, AISD; Christy Kuehn, Quality Assurance Coordinator, The Children’s Partnership; and Laura Peveto, Office of Children’s Services, Travis County Health and Human Services (TCHHS).

Discussion only. No formal action taken.

RESOLUTIONS AND PROCLAMATIONS

- 2. APPROVE PROCLAMATION DECLARING THE MONTH OF NOVEMBER, 2009 AS “PULMONARY HYPERTENSION AWARENESS MONTH” IN TRAVIS COUNTY. (JUDGE BISCOE) (9:44 AM)

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Danny Hobby, Executive Manager, Travis County Emergency Services.

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

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes

Precinct 4, Commissioner Margaret J. Gómez yes

PURCHASING OFFICE ITEMS

3. APPROVE MEMORANDUM OF AGREEMENT BETWEEN TRAVIS COUNTY AND TEXAS ASSOCIATION OF COMMUNITY ACTION AGENCIES, INC. AND HUDSON'S SAUSAGE COMPANY AND CARITAS OF AUSTIN RELATING TO PARTICIPATION IN THE HUNTERS FOR THE HUNGRY PROGRAM 2009-2010 SEASON. (9:33 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. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:33 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

5. CONSIDER AND TAKE APPROPRIATE ACTION ON A LICENSE AGREEMENT WITH PREDATOR PLANET FILMS, INC. TO AUTHORIZE THE USE OF HAMILTON POOL PRESERVE FOR THE PURPOSE OF FILMING. (COMMISSIONER HUBER) (9:33 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 A PRELIMINARY PLAN IN PRECINCT FOUR: WANDERING CREEK PHASE II SUBDIVISION AND A PHASING AGREEMENT WITH VCTMJ, L.P. FOR WANDERING CREEK PHASE II SUBDIVISION. (COMMISSIONER GÓMEZ) (9:33 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 A FINAL PLAT FOR RECORDING IN PRECINCT TWO: AVALON, PHASE 7A SUBDIVISION (25 TOTAL LOTS), AND A SUBDIVISION CONSTRUCTION AGREEMENT WITH KM AVALON, LTD. (COMMISSIONER ECKHARDT) (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A LICENSE AGREEMENT WITH TEAM ATT-BRAIN AND SPINE CYCLING TO HOLD A BIKE RACE AT RICHARD MOYA PARK. (COMMISSIONER GÓMEZ) (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:33 AM)
 - A. SUN CHASE, PHASE 1 SUBDIVISION PRELIMINARY PLAN (788 TOTAL LOTS);
 - B. SUN CHASE SOUTH SUBDIVISION PRELIMINARY PLAN (499 TOTAL LOTS); AND
 - C. PHASING AGREEMENT WITH QUALICO CR, LP FOR SUN CHASE SOUTH AND SUN CHASE PHASE 1 PRELIMINARY PLANS.
(COMMISSIONER GÓMEZ)

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

- 10. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST BY THE EXECUTIVE MANAGER OF TRANSPORTATION AND NATURAL RESOURCES FOR MILEAGE REIMBURSEMENT. (9:54 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Susan Spataro, Travis County Auditor; and Jose Palacios, Chief Assistant County Auditor, Travis County Auditor’s Office.

Motion by Judge Biscoe **and seconded by** Commissioner Huber to approve Item 10.

Motion carried:

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

- 11. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE SCOPE, PROCESS AND SCHEDULE FOR THE DEVELOPMENT OF A COMPREHENSIVE PLAN FOR THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:01 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Ronnie Gjemre, Travis County Resident.

Discussion only. No formal action taken.

Item 11 to be reposted on November 17, 2009.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 12. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON HEALTH AND HUMAN SERVICES RECOMMENDATION TO IMPLEMENT A PHARMACEUTICAL SAVINGS PROGRAM FOR COUNTY RESIDENTS. (9:14 AM)

Item 12 was postponed until November 10, 2009.

PLANNING AND BUDGET DEPT. ITEMS

- 13. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:33 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:50 AM)
 - A. GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION TO CONTINUE THE DWI COURT PROGRAM IN THE ADULT PROBATION DEPARTMENT; AND
 - B. GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR'S CRIMINAL JUSTICE DIVISION FOR CONTINUATION OF THE FAMILY DRUG TREATMENT COURT PROGRAM IN THE CIVIL COURTS.

Clerk's Note: Items 14.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve Items 14.A&B.

Motion carried:

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

ADMINISTRATIVE OPERATIONS ITEMS

- 15. 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 \$388,581.81 FOR THE PERIOD OF OCTOBER 16 TO 22, 2009. (9:33 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (1:44 PM)

Clerk’s Note: The County Judge noted that there had been a request to take a separate vote on Slot 18, Special Assistant to Commissioners Court, General Administration.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt that we approve the other routine Personnel Amendments.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Eckhardt that we approve Slot 18 in General Administration.

Motion carried:

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

- 17. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RECOMMENDATIONS: (10:47 AM)
 - A. CHANGES TO THE REQUIREMENTS AND PROCESS USED TO ENROLL DOMESTIC PARTNERS, CHILD OF A DOMESTIC PARTNER, SPOUSES AND CHILDREN;
 - B. AMENDMENTS TO ELIGIBILITY SECTIONS OF HEALTH, DENTAL AND LIFE PLAN DOCUMENTS, AS NEEDED, TO REFLECT CHANGES IN ENROLLMENT REQUIREMENTS;
 - C. MAKE EFFECTIVE UPON APPROVAL OF SUCH CHANGES BY THE COMMISSIONERS COURT; AND
 - D. CONDUCT FULL ELIGIBILITY AUDIT OF THE EMPLOYEE HEALTH PLAN IN FISCAL YEAR 2010.

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

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, HRMD; Cindy Purinton, Benefit Administrator, HRMD; and Jim Collins, Executive Assistant County Attorney.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve Items 17.A&B.

Motion carried:

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

Items 17.C&D were discussion only. No formal action taken.

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON A LICENSE AGREEMENT BETWEEN TRAVIS COUNTY AND THE PULMONARY HYPERTENSION ASSOCIATION, A MARYLAND ASSOCIATION, FOR USE OF THE COUNTY FACILITY AT 5335 AIRPORT BOULEVARD. (9:33 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 REQUEST TO USE COUNTY BUILDING AT 5335 AIRPORT BOULEVARD FOR THE TRAVIS COUNTY COMBINED CHARITIES FALL FESTIVAL IN THE EVENT OF INCLEMENT WEATHER. (9:14 AM)

Item 19 pulled from the Agenda.

JUSTICE AND PUBLIC SAFETY ITEMS

20. RECEIVE UPDATE ON JAIL POPULATION MANAGEMENT INITIATIVE WITH URBAN INSTITUTE. (10:35 AM)

Members of the Court heard from: David Escamilla, Travis County Attorney; Roger Jefferies, Executive Manager, Justice and Public Safety (JPS); and Greg Hamilton, Travis County Sheriff.

Discussion only. No formal action taken.

OTHER ITEMS

21. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:33 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 REQUEST TO PAY MEMBERSHIP INVOICE FROM THE NATIONAL ASSOCIATION OF COUNTIES (NACO). (1:45 PM)

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer; and Dolores Ortega-Carter, Travis County Treasurer.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve Item 22.

Motion carried:

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

- 23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE RECODIFICATION AND INTERNET PUBLISHING OF THE TRAVIS COUNTY CODE: (1:51 PM)

A. APPOINTMENT OF A TASK FORCE; AND

B. CHARGE FOR TASK FORCE. (COMMISSIONER ECKHARDT)

Clerk's Note: Items 23.A&B are associated with one another and were called for concurrent discussion.

Motion by Commissioner Eckhardt **and seconded by** Judge Biscoe to approve Items 23.A&B.

Motion carried:

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

- 24. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON REGIONAL INTERGOVERNMENTAL COLLABORATION ON AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA), INCLUDING: (1:58 PM)
 - A. RECEIVE REPORT FROM INTERGOVERNMENTAL PARTNERS ON STATUS OF ONGOING EFFORTS TO COLLABORATE ON ARRA FUNDING; AND
 - B. ADOPT RESOLUTION OF SUPPORT FOR INTERGOVERNMENTAL EFFORTS TO SECURE MORE ARRA FUNDING THROUGH INNOVATIVE PARTNERSHIPS.

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

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve the Resolution in Item 24.B.

Motion carried:

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

Item 24.A discussion only. No formal action taken.

25. **POSTPONED UNTIL NOVEMBER 10, 2009. THIS ITEM WILL NOT BE DISCUSSED ON NOVEMBER 3, 2009.** CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES REGARDING THE HUMAN RESOURCES MANAGEMENT DEPARTMENT (HRMD) AND COUNTY ORGANIZATIONAL DESIGN INCLUDING: (9:15 AM)
- A. DIRECTOR OF HRMD;
 - B. STRATEGY TO ADDRESS ORGANIZATIONAL ISSUES;
 - C. ROLE OF CURRENT EXECUTIVE MANAGERS;
 - D. CONFIRMATION OF COURT SUBCOMMITTEE TO WORK WITH HRMD ISSUES DURING THE INTERIM; AND
 - E. APPOINTMENT OF SUBCOMMITTEE TO WORK WITH APPROPRIATE PERSONS REGARDING COUNTY ORGANIZATIONAL ISSUES.

Items 25.A-E postponed until November 10, 2009.

26. CONSIDER AND TAKE APPROPRIATE ACTION ON THE APPOINTMENT OF AL BLUNT TO EMERGENCY SERVICES BOARD NO. 14, EFFECTIVE IMMEDIATELY TO DECEMBER 31, 2009. (COMMISSIONER HUBER) (9:33 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.

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.

- 27. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE COMPROMISE AND SETTLEMENT AGREEMENT PERTAINING TO THE SETTLEMENT OF TRAVIS COUNTY'S WORKERS COMPENSATION LIEN ON THE CLAIMS OF BENJAMIN MALDONADO; SUBROGATION. ¹ (2:03 PM) (3:46 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 Gómez that we execute the prepared settlement and release document.

Motion carried:

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

- 28. RECEIVE BRIEFING ON REQUEST OF PFLUGERVILLE COMMUNITY DEVELOPMENT CORPORATION TO ACCESS THE PARK ROAD TO NORTHEAST METRO PARK. ^{1 AND 2} (2:03 PM) (3:47 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 and Gov't. Code Ann. 551.072, Real Property.

No action required on Item 28.

Item 28 to be reposted at the appropriate time in future.

- 29. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING CLAIMS BY ALICIA PEREZ. ¹ (2:03 PM) (3:48 PM)

Clerk's Note: Judge Biscoe announced that Item 29 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 reject the offer to settle this matter for \$563,880.00.

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

- 30. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING CLAIM BY LINDA MOORE SMITH. ¹ (2:03 PM) (3:47 PM)

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.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt that we approve the settlement offer to Linda Moore Smith in the amount of \$40,000.00; that the settlement document contain a provision in which Ms. Smith agrees, basically, to assist us with any legal matters that involved her during her time of employment here at Travis County.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis absent
 Precinct 2, Commissioner Sarah Eckhardt yes
 Precinct 3, Commissioner Karen Huber yes
 Precinct 4, Commissioner Margaret J. Gómez no

31. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING LICENSE AGREEMENT WITH G & M ENTERPRISES FOR USE OF THE TRAVIS COUNTY EXPOSITION CENTER. ¹ (11:05 AM) (2:03 PM) (3:48 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.

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; Michael Norton, Director, Travis County Exposition Center; Jennifer Riggs, Partner, Rigs, Aleshire & Ray, PC, representing Beverly Manroe, G&M Enterprises; Beverly Manroe, G&M Enterprises; Kalli Smith, Board Member, Centex Hunter Jumper Association, and Head Trainer, Lone Star Stables; Christy Boyd, Travis County Resident; Anna Beeson, Past President, Central Texas Hunter Jumper Association; Christina Schier, Travis County Resident; and Polly Mortimer, Travis County Resident.

Motion by Commissioner Eckhardt **and seconded by** Judge Biscoe that we authorize Michael Norton, Director, Travis County Exposition Center to enter into contracts for the two November, 2009 events only, for the following amenities and services at half rate: Tables, chairs, electrical connection, water connection, and dragging equipment and services. All other amenities and services are at full rate according to our posted rate schedule; and the estimated rent for amenities and services based on Ms. Manroe’s representations today are that for the November 14, 2009 event, the full rate service and amenities will be \$1,100.00, and the half rate amenities and services will be \$650.00, for a total of \$1,750.00 estimated charge; and for the November 21 to 22, 2009, two-day event, the full rate services and amenities will be \$5,950.00, and the half rate amenities and services will be \$1,300.00, for an estimated full charge of \$7,250.00. Anything above Ms. Manroe's representations today that are not included in the half rate amenities and services detailed today will be at the full rate.

Motion carried:

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

- 32. CONSIDER AND TAKE APPROPRIATE ACTION ON ACQUISITION OF APPROXIMATELY 260.4 ACRES OF LAND OWNED BY NEW LIFE INTERNATIONAL IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN. ^{1 AND 2} (2:03 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 and Gov’t. Code Ann. 551.072, Real Property.

Item 32 postponed until November 10, 2009.

ADDED ITEM

- A1. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT EMPLOYEE, SLOT NO. 9. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV’T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY, AND GOV’T CODE ANN. 551.074, PERSONNEL MATTERS) (2:03 PM) (3:46 PM)

Clerk’s Note: Judge Biscoe announced that Item A1 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.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we authorize an additional five days of leave with pay.

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to adjourn the Voting Session. (3:50 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge