

MINUTES OF MEETING DECEMBER 15, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 15th day of December 2009, 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 recessed the Voting Session at 1:20 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 2:10 PM and adjourned at 2:14PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 2:14 PM and adjourned at 2:14 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 2:14 PM and adjourned at 2:14 PM.

The Commissioners Court reconvened the Voting Session at 2:15 PM.

The Commissioners Court retired to Executive Session at 2:24 PM.

The Commissioners Court reconvened the Voting Session at 3:12 PM.

The Commissioners Court adjourned the Voting Session at 4:58 PM.

2. RECEIVE COMMENTS REGARDING DETENTION BASIN AND WATER QUALITY CONTROL INSPECTION AND MAINTENANCE AMENDMENTS TO TRAVIS COUNTY CODE CHAPTER/TITLE 30, JOINT TRAVIS COUNTY/CITY OF AUSTIN SUBDIVISION CODE FOR THE EXTRATERRITORIAL JURISDICTION. (ACTION ITEM #20) (9:18 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 20 for a summary of the action item.

Motion by Commissioner Gómez **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 Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, TNR.

Motion by Commissioner Davis **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 Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

CITIZENS COMMUNICATION

Members of the Court heard from: Harold Davis, Travis County Resident; Gus Peña, Travis County Resident; Ronnie Gjemre, Travis County Resident; and Maurice Priest, Travis County Resident. (9:20 AM)

CONSENT ITEMS

Members of the Court heard from: Travis Gatlin, Budget Analyst, Planning and Budget Office (PBO); and Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve the following Consent Items: C1-C3 and Items 8, 9, 11, 12, 13, 16.A&B, 17, 18, 19, 20, 23, 25.A-C, 27, 28, 29.A-E, 30, 31.A&B, 32.A&B, and 33. (9:35 AM)

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
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 MINUTES FOR VOTING SESSION OF NOVEMBER 24, 2009.
- C3. APPROVE MINUTES FOR VOTING SESSION OF DECEMBER 1, 2009.

RESOLUTIONS AND PROCLAMATIONS

- 3. APPROVE PROCLAMATION HONORING CECELIA BURKE FOR HER MANY YEARS OF SERVICE TO TRAVIS COUNTY. (COMMISSIONER GÓMEZ)
(9:39 AM)

Members of the Court heard from: Estella Medina, Chief Juvenile Probation Officer; Gus Peña, Travis County Resident; Bruce Elfant, Constable, Precinct 5; and Cecelia Burke, Director, Domestic Relations Office (DRO).

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the Proclamation in Item 3.

Motion carried:

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

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 4. RECEIVE BRIEFING FROM HEALTH AND HUMAN SERVICES AND VETERANS SERVICE DEPARTMENT ON THE IMPACT OF THE ECONOMIC DOWNTURN ON EMERGENCY ASSISTANCE PROGRAMS AND TAKE APPROPRIATE ACTION. (9:52 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Andrea Colunga Bussey, Division Director, Family Support Services, TCHHS&VS; and Jane Prince-Maclean, Case Management Coordinator, Family Support Services Division, TCHHS&VS.

Discussion only. No formal action taken.

- 5. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:46 AM)
 - A. ACCEPT COMMENTS RECEIVED DURING THE 30-DAY PUBLIC COMMENT PERIOD ON THE PROPOSED SUBSTANTIAL AMENDMENTS TO THE PROGRAM YEARS 2006-2009 ACTION PLANS; AND
 - B. APPROVE THE FINAL DRAFT OF TRAVIS COUNTY SUBSTANTIAL AMENDMENTS TO THE PROGRAM YEARS 2006-2009 ACTION PLANS.

Clerk's Note: Items 5.A&B 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).

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve that comment, and then I guess the final draft of the Substantial Amendments.

Motion carried:

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

6. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR ASSISTANCE FROM FOUNDATION COMMUNITIES FOR THE OPERATION OF ITS TAX PREPARATION ASSISTANCE PROGRAM DURING THE 2010 TAX SEASON TO PROVIDE FREE INCOME TAX FILING ASSISTANCE TO ELIGIBLE RESIDENTS: (10:49 AM)

A. AGREEMENT FOR THE PROVISION OF SPACE AT TRAVIS COUNTY'S SOUTH RURAL COMMUNITY CENTER IN DEL VALLE FOR THE OPERATION OF TAX PREPARATION ASSISTANCE PROGRAM DURING THE 2010 TAX SEASON;

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; and Ronnie Gjemre, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 6.A.

Motion carried:

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

ITEM 6 CONTINUED

6. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR ASSISTANCE FROM FOUNDATION COMMUNITIES FOR THE OPERATION OF ITS TAX PREPARATION ASSISTANCE PROGRAM DURING THE 2010 TAX SEASON TO PROVIDE FREE INCOME TAX FILING ASSISTANCE TO ELIGIBLE RESIDENTS: (10:50 AM)

B. IN-KIND SUPPORT TO FOUNDATION COMMUNITIES' TAX PREPARATION ASSISTANCE PROGRAM IN THE FORM OF PRINTING BROCHURES, FLIERS, FORMS AND OTHER PROMOTIONAL MATERIALS FOR THE 2010 TAX SEASON; AND

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 6.B.

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

6. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR ASSISTANCE FROM FOUNDATION COMMUNITIES FOR THE OPERATION OF ITS TAX PREPARATION ASSISTANCE PROGRAM DURING THE 2010 TAX SEASON TO PROVIDE FREE INCOME TAX FILING ASSISTANCE TO ELIGIBLE RESIDENTS: (10:52 AM)

C. IN-KIND SUPPORT TO FOUNDATION COMMUNITIES' TAX PREPARATION ASSISTANCE PROGRAM IN THE FORM OF DEAF INTERPRETERS SERVICES FOR THE 2010 TAX SEASON.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 6.C.

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

PURCHASING OFFICE ITEMS

- 7. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. PS040161JW, NORA DEL BOSQUE, TO PROVIDE PROFESSIONAL LEGISLATIVE ADVOCACY SERVICES FOR COUNTY AUDITOR. (10:53 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Deece Eckstein, Intergovernmental Relations Officer; Susan Spataro, Travis County Auditor; and John Hille, Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 7.

Motion carried:

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

- 8. APPROVE MODIFICATION NO. 8 TO CONTRACT NO. 07T00270RG, INFORMATION MANAGEMENT SOLUTIONS, FOR PRINTING AND MAILING SERVICES. (9:35 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 TWELVE-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. PS090134RE WITH WORKFORCE SOLUTIONS-CAPITAL AREA WORKFORCE BOARD. (9:35 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 MODIFICATION NO. 3 TO CONTRACT NO. PS070382VR, THE SPANGENBERG GROUP, FOR EVALUATION PROGRAM SERVICES. (9:17 AM)

Item 10 postponed.

11. APPROVE CONTRACT AWARD WITH THE MOBILE FILM SCHOOL, INC. FOR PROFESSIONAL FILM AND CULINARY ARTS TRAINING SERVICES FOR COURT-INVOLVED YOUTH. (9:35 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 this is an art program for youth in Juvenile Probation.

12. APPROVE TWELVE-MONTH EXTENSION TO 43 CONTRACTS WITH VARIOUS CONTRACTORS FOR SOCIAL SERVICES AND AUTHORIZE COUNTY PURCHASING AGENT TO SIGN ALL CONTRACTS ON THE COURT'S BEHALF. (SEE ATTACHMENT "A" TO THIS AGENDA) (9:35 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. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS070371JW, ESPEY CONSULTANTS, INC., CONSULTING SERVICES FOR HAMILTON CREEK AND POOL CLEANUP. (9:35 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 REGARDING CONTRACT NO. PS100076RE FOR EMPLOYMENT SERVICES OF AN INTERIM HUMAN RESOURCES DIRECTOR. (9:17 AM)

Item 14 postponed.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS**THIS ITEM TAKEN UP AT 11:00 A.M.**

15. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:12 AM) (2:24 PM) (3:12 PM)

A. APPLICATIONS FOR SITE DEVELOPMENT PERMITS FOR TXI HORNSBY BEND EAST AND TXI HORNSBY BEND WEST MINING SITES (PERMIT APPLICATION NOS. 08-2430 AND 08-2431, RESPECTIVELY); AND

B. ROADWAY IMPROVEMENT AGREEMENT WITH TXI OPERATIONS, L.P. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY)

Clerk's Note: Items 15.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, TNR; Teresa Calkins, Engineer, TNR; David Greear, Traffic Manager, TNR; Tom Weber, Environmental Quality Program Manager, TNR; Christopher Gilmore, Assistant County Attorney; Jon White, Natural Resources Program Manager, TNR; Henry Gilmore, Partner, DuBois, Bryant, and Campbell, LLP, Representing TXI Operations, LP; David Perkins, Director, Communications and Government Affairs, TXI Operations, LP; Darrell Peckham, Hydrogeologist, Thornhill Group, Inc.; Jim Skeith, Murphy Engineering; Maurice Osborn, Manager of Communication and Government Affairs, TXI Operations, LP; Jeff Roessler, General Manager, Operations, Sandy Gravel Sites, TXI Operations, LP; Maurice Priest, Travis County Resident; Jeanette Kincaid, Travis County Resident; Vera Mesaro, Qualico AC, LP; Judy Holden, Travis County Resident; Dr. Elizabeth Jones, Travis County Resident; Richard McDonald, Travis County Resident; Ronnie Gjemre, Travis County Resident; Kenneth Koym, Imperial Valley Homeowners Association; W. Ryan Metz, Travis County Resident; and Dr. Don Holden, Travis County Resident.

Discussion only. No formal action taken.

Item 15.A was revisited at 2:24 PM.

Clerk's Note: Judge Biscoe announced that Item 15.A would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 15.A was not discussed in Executive Session.

Items 15.A&B to be reposted December 22, 2009.

16. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING REQUESTS: (9:35 AM)
- A. AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE FOUR PUBLIC UTILITY EASEMENTS LOCATED ON LOT K OF MCDETT ESTATE, THE RESUBDIVISION OF LOT 6 AND 7, BLOCK C OF AQUA VERDE SUBDIVISION; AND
 - B. AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE ALL PUBLIC UTILITY EASEMENTS LOCATED ON LOTS 5, 6 AND 7, BLOCK C OF AQUA VERDE SUBDIVISION. (COMMISSIONER HUBER)

Clerk's Note: Items 16.A&B are the action items for the public hearing on Agenda Item 1.

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.

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REQUEST TO SET A PUBLIC HEARING ON JANUARY 12, 2010 TO RECEIVE PUBLIC COMMENTS REGARDING PROPOSED REVISIONS TO TRAVIS COUNTY CODE CHAPTERS 64 AND 82 RELATING TO STORM WATER MANAGEMENT REQUIREMENTS ON THE LAKE TRAVIS WATERSHED AND OTHER UNINCORPORATED AREAS OF TRAVIS COUNTY. (COMMISSIONER HUBER) (9:35 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 A REQUEST TO USE SAVINGS FROM THE PRECINCT ONE 1997 BOND PROGRAM TO FUND ADDITIONAL DESIGN SERVICES RELATED TO THE 2005 BOND PROGRAM KIMBRO-PARSONS BRIDGE IMPROVEMENT PROJECT IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:35 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 A PRELIMINARY PLAN IN PRECINCT FOUR: SOUTHVIEW HILLS ESTATES SUBDIVISION (22 TOTAL LOTS). (COMMISSIONER GÓMEZ) (9:35 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.

Clerk’s Note: The Court thanked residents for working with County Staff to resolve all the issues and enable the preliminary plan to be approved.

- 20. CONSIDER AND TAKE APPROPRIATE ACTION ON DETENTION BASIN AND WATER QUALITY CONTROL INSPECTION AND MAINTENANCE AMENDMENTS TO TRAVIS COUNTY CODE CHAPTER/TITLE 30, JOINT TRAVIS COUNTY/CITY OF AUSTIN SUBDIVISION CODE FOR THE EXTRATERRITORIAL JURISDICTION. (9:35 AM)

Clerk’s Note: Item 20 is the action item for the public hearing on Agenda Item 2.

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 REGARDING WHISPER VALLEY VARIANCE REQUESTS. (COMMISSIONER DAVIS) (10:31 AM)

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, TNR; Steve Manilla, Director, Public Works, TNR; and John Williams, President, Park Springs Neighborhood Association.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Item 21.

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

22. CONSIDER AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY POSITION ON TEXAS DEPARTMENT OF TRANSPORTATION PLANS REGARDING PROPOSED IMPROVEMENTS TO FM 1626 FROM FM 967 IN HAYS COUNTY TO BRODIE LANE IN TRAVIS COUNTY. (2:15 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber 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

PLANNING AND BUDGET DEPT. ITEMS

23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING TWO REIMBURSEMENT RESOLUTIONS TO PERMIT THE PURCHASE OF COUNTY COMPUTER EQUIPMENT AND PROFESSIONAL SERVICES AND THE ACQUISITION, DESIGN, CONSTRUCTION, RENOVATION OR EQUIPPING OF TWO PROPERTIES TO PROCEED TO BE REIMBURSED BY FISCAL YEAR 2010 CERTIFICATES OF OBLIGATION. (9:35 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 BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:38 AM)

Members of the Court heard from: Jessica Rio, Assistant Budget Manager, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 24.

Motion carried:

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

- 25. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:35 AM)

- A. GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, STOP VIOLENCE AGAINST WOMEN GRANT PROGRAM FOR THE SHERIFF'S OFFICE TO PURCHASE LAPTOPS FOR TCSO VICTIM SERVICES PERSONNEL;
- B. GRANT CONTRACT WITH THE U.S. DEPARTMENT OF JUSTICE – BUREAU OF JUSTICE ASSISTANCE FOR THE SHERIFF'S OFFICE TO RECEIVE PARTIAL REIMBURSEMENT FOR HOUSING INMATES ELIGIBLE UNDER THE IMMIGRATION AND NATURALIZATION ACT OF 1990; AND
- C. GRANT CONTRACT WITH THE U.S. DEPARTMENT OF JUSTICE – BUREAU OF JUSTICE ASSISTANCE FOR THE SHERIFF'S OFFICE TO RECEIVE FUNDS FOR OVERTIME RELATED TO PARTICIPATION OF STAFF IN THE HUMAN TRAFFICKING LAW ENFORCEMENT TASK FORCE.

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

26. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY DEBT MODEL OBLIGATIONS, IMPACT ON DEBT CAPACITY AND FUTURE CASH-FLOW ASSUMPTIONS. (2:19 PM) (2:23 PM)

Item 26 postponed until December 22, 2009.

ADMINISTRATIVE OPERATIONS ITEMS

27. 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 \$715,804.02 FOR THE PERIOD OF NOVEMBER 27 TO DECEMBER 3, 2009. (9:35 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:35 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 REGARDING THE FOLLOWING LIABILITY CLAIM RECOMMENDATIONS: (9:35 AM)
- A. GREATER AUSTIN AREA TELECOMMUNICATIONS NETWORK - SETTLE;
 - B. UTILITY DAMAGE CLAIM SERVICES, INC. (TIME WARNER) - SETTLE;
 - C. CITY OF AUSTIN - SETTLE;
 - D. TRAVIS COUNTY INFORMATION AND TELECOMMUNICATIONS SYSTEMS - SETTLE; AND
 - E. CITY OF AUSTIN COMMUNICATIONS AND TECHNICAL DEPARTMENT - SETTLE.

Clerk's Note: Items 29.A-E approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON AGREEMENT BETWEEN TRAVIS COUNTY AND FARMHOUSE DELIVERY IN CONNECTION WITH IMPLEMENTATION AND MANAGEMENT OF HEALTHY WORKPLACE PROGRAM. (9:35 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.

JUSTICE AND PUBLIC SAFETY ITEMS

31. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND THE FOLLOWING EMERGENCY SERVICES DISTRICTS WITHIN TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES: (9:35 AM)
- A. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 5; AND
 - B. BASTROP-TRAVIS COUNTIES EMERGENCY SERVICES DISTRICT NO. 1.

Clerk's Note: Items 31.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND THE FOLLOWING SMALL CITIES WHOLLY WITHIN TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES: (9:35 AM)
- A. CITY OF JONESTOWN; AND
 - B. CITY OF PFLUGERVILLE.

Clerk's Note: Items 32.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

33. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:35 AM)

Clerk's Note: Item 33 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

THIS ITEM WILL BE CALLED UP FOR CONSIDERATION AND ACTION EARLY IN THE MORNING. INTERVIEWS WILL BE CONDUCTED AT 2:00 P.M.

34. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE TRAVIS COUNTY APPOINTMENT TO THE CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY BOARD OF DIRECTORS: (11:03 AM) (2:21 PM) (3:19 PM)

A. DETERMINE SHORT-LIST OF CANDIDATES TO BE INTERVIEWED BY THE COURT;

B. ADOPT LIST OF QUESTIONS TO BE ASKED DURING INTERVIEWS;

Clerk's Note: Items 34.A&B are associated with one another and were called for concurrent discussion.

Clerk's Note: The Court discussed which candidates they would interview based on a scoring system and referred to the candidates by their score.

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we interview the top two; that would be 11 and 6 scores.

Withdrawal of the Previous Motion and second was made by Judge Biscoe and Commissioner Gómez.

ITEM 34 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to interview the top three, 11, 6 and the 5; and that starting at 2:00 PM we schedule the appointments at 45 minutes apart; and we schedule Ms. Silas last.

Motion carried:

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

Clerk's Note: The Court agreed without objection to review the proposed list of questions during the lunch break.

Item 34.B was revisited at 2:21 PM

Clerk's Note: The Court discussed the list of 10 proposed questions.

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

Motion by Judge Biscoe and seconded by Commissioner Davis that we use these during the interviews today.

Motion carried:

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

ITEM 34 CONTINUED

34. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE TRAVIS COUNTY APPOINTMENT TO THE CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY BOARD OF DIRECTORS: (11:03 AM) (2:21 PM) (3:19 PM)

C. INTERVIEW CANDIDATES; AND

D. SELECT ONE CANDIDATE TO SERVE ON BOARD.

Clerk's Note: Items 34.C&D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Sandra L. Baldrige, applicant; Kenny Taylor, applicant; and Beverly Silas, applicant.

Items 34.C&D were discussion only. No formal action taken.

Item 34.D to be reposted on December 22, 2009.

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.

- 35. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN AREA. ¹
^{AND 2} (2:24 PM) (3:12 PM)

Clerk's Note: Judge Biscoe announced that Item 35 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 Judge Biscoe **and seconded by** Commissioner Gómez that we authorize our broker UGL Equis to deliver a non-binding letter of intent to purchase real property to a certain owner of property in central Austin.

Motion carried:

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

ADDED ITEMS

- A1. RECEIVE UPDATE ON THE 2009 TRAVIS COUNTY COMBINED CHARITIES CAMPAIGN. (10:22 AM)

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

Discussion only. No formal action taken.

A2. DECLARE CERTAIN NARCOTICS CANINES AS SURPLUS PROPERTY AND AUTHORIZE SAME AS TRADE-IN ON A NEW CANINE, PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE. (10:22 AM)

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item A2.

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

ADJOURNMENT

Motion by Judge Biscoe **and seconded by** Commissioner Davis to adjourn the Voting Session. (4:58 PM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
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

MINUTES OF MEETING –DECEMBER 15, 2009**TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1**

On Tuesday, the 15th day of December, 2009, the Commissioners' Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 2:14 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 Commissioners Court record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 2:14 PM.

1. AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS.
(2:14 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to pay the claims in Item 1.

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 of the Travis County Bee Cave Road District No. 1. (2:14 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 ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge