

## **MINUTES OF MEETING MARCH 16, 2010**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 16<sup>th</sup> day of March, 2010, the Commissioners' Court convened the Voting Session at 9:10 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 record notes that Precinct Two Commissioner Sarah Eckhardt was not present during this Voting Session.

The Commissioners Court retired to Executive Session at 9:25 AM.

The Commissioners Court reconvened the Voting Session at 10:59 AM.

The Commissioners Court adjourned the Voting Session at 12:06 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 12:06 PM and adjourned at 12:07 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 12:07 PM and adjourned at 12:07 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 12:07 PM and adjourned at 12:08 PM.

**PUBLIC HEARINGS**

- 1. RECEIVE COMMENTS REGARDING A REQUEST TO TEMPORARILY CLOSE OASIS BLUFF DRIVE TO THROUGH TRAFFIC FROM COMANCHE TRAIL TO BULLICK HOLLOW ROAD IN PRECINCT THREE FOR THE "2010 ISSA TEXAS SIZZLER" SLALOM SKATEBOARD RACES TO BE HELD ON MARCH 27 AND 28, 2010 FROM 8:00 A.M. TO 5:00 P.M. (COMMISSIONER HUBER) (ACTION ITEM #17) (9:10 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to Agenda Item 7 for a summary of the action item.

**Motion by** Commissioner Huber **and seconded by** Commissioner Davis to open the public hearing.

**Motion carried:**

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

**Members of the Court heard from:** David Greear, Traffic Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Huber **and seconded by** Commissioner Davis to close the public hearing.

**Motion carried:**

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

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Kenneth Snyder, Northridge Acres; Maurice Priest, Travis County Resident; and Gus Peña, Travis County Resident. (9:12 AM)

**CONSENT ITEMS**

**Members of the Court heard from:** Mike Wichern, Chief Assistant County Auditor, Travis County Auditor’s Office.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C7 and 9, 10, 11, 12, 13, 14.A&B, 15, 16, 17, 19.A-C, 21, 22, 23, 24.A.1-4&B, 25, 26.A-D, 27, 28, 29, 30.A-C, 32, and A1. (9:22 AM)

**Motion carried:**

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE REAPPOINTMENT OF LONNIE MOORE TO THE EMERGENCY SERVICES DISTRICT NO. 14 BOARD OF COMMISSIONERS, EFFECTIVE IMMEDIATELY TO DECEMBER 31, 2011. (COMMISSIONER HUBER)
- C4. APPROVE REAPPOINTMENT OF SUELLEN JORDAN TO THE EMERGENCY SERVICES DISTRICT NO. 14 BOARD OF COMMISSIONERS, EFFECTIVE IMMEDIATELY TO DECEMBER 31, 2011. (COMMISSIONER HUBER)
- C5. APPROVE REAPPOINTMENT OF AL BLUNT TO THE EMERGENCY SERVICES DISTRICT NO. 14 BOARD OF COMMISSIONERS, EFFECTIVE IMMEDIATELY TO DECEMBER 31, 2011. (COMMISSIONER HUBER)
- C6. APPROVE SETTING A PUBLIC HEARING ON APRIL 6, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 22 AND 23, BLOCK W OF APACHE SHORES, SECTION 6 SUBDIVISION. (COMMISSIONER HUBER)
- C7. APPROVE MINUTES FOR VOTING SESSION OF MARCH 2, 2010.

**EXECUTIVE SESSION ITEMS**

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

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.

- 2. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUESTED DEBT ISSUANCE SCHEDULE AND FUNDING FOR FISCAL YEAR 2010 CAPITAL PROJECTS. <sup>1 AND 2</sup> (9:25 AM) (11:01 AM)

**Clerk's Note:** Judge Biscoe announced that Item 2 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.

**Clerk's Note:** The Court discussed the issuance of Certificates of Obligation (CO) regarding FY 2010 Capital Projects.

**Members of the Court heard from:** Rodney Rhoades, Executive Manager, Planning and Budget Office (PBO); and Joe Gieselman, Executive Manager, TNR.

**Clerk's Note:** The Court discussed a request for an additional \$12M for Open Space Projects in Precinct One.

**Motion by** Commissioner Davis **and seconded by** Commissioner Huber to approve \$12M for the open space area within Precinct One along Gilleland Creek.

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

ITEM 2 CONTINUED

**Clerk’s Note:** The Court discussed the possible purchase of real estate in Central Austin for \$13.M.

**Motion by** Commissioner Gómez **and seconded by** Judge Biscoe that we include \$13M in the CO issue to purchase land for and/or construct a Civil Courts building.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we approve the other items on the list that has been provided us.

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

- 3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSAL FOR DOWNTOWN OFFICE BUILDING BY D2000, A TURN KEY DEVELOPMENT COMPANY. <sup>1 AND 2</sup> (9:25 AM) (11:25 AM)

**Clerk’s Note:** Judge Biscoe announced that Item 3 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.

**Members of the Court heard from:** James W. Collins, Executive Assistant, Travis County Attorney’s Office; and Jerry Reed, Jerry Reed Development 2000, Inc.

Discussion only. No formal action taken.

Item 3 to be reposted on March 23, 2010.

4. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SEISMIC PERMIT COVERING 338.167 ACRES OF TRAVIS COUNTY SCHOOL LAND IN THROCKMORTON COUNTY. <sup>1</sup> (9:25 AM) (11:21 AM)

**Clerk's Note:** Judge Biscoe announced that Item 4 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 Huber that we approve the requested seismic permit, to expire April 30, 2010.

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

5. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING SETTLEMENT OFFERS REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO THE FOLLOWING PERSONS: (9:25 AM) (11:22 AM)

- A. ELLIOT MARTINEZ;
- B. AUBREE LEDBETTER; AND
- C. KATHY KUECKER. <sup>1</sup>

**Clerk’s Note:** Judge Biscoe announced that Items 5.A-C would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

**Members of the Court heard from:** James W. Collins, Executive Assistant, Travis County Attorney’s Office.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we reject the offer in Item 5.A.

**Motion carried:**

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

**Motion by Judge Biscoe and seconded by Commissioner Huber** that we reject the offer but counter in the amount of one-half of what is owed payable at \$600.00 per month on Item 5.B.

**Motion carried:**

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we take no action today on Item 5.C.

**Motion carried:**

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

- 6. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. MH STAFFORD AND JOANN STAFFORD (DAVID L. DAY RESALE DEED). <sup>1</sup> (9:25 AM) (11:24 AM)

**Clerk’s Note:** Judge Biscoe announced that Item 6 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

**Motion by** Commissioner Huber **and seconded by** Commissioner Gómez that we reject the offer.

**Motion carried:**

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

- 7. CONSIDER AND TAKE APPROPRIATE ACTION ON BROKERAGE SERVICES AGREEMENT WITH UGL EQUIS CORPORATION. <sup>1</sup> (9:25 AM) (11:01 AM)

**Clerk’s Note:** Judge Biscoe announced that Item 7 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Item 7 was not discussed.

Item 7 to be reposted on March 23, 2010.

- 8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING CONTRACT WITH THE AUSTIN TURFCATS INDOOR FOOTBALL TEAM TO USE TRAVIS COUNTY EXPOSITION CENTER. <sup>1 & 2</sup> (9:25 AM) (11:24 AM)

**Clerk’s Note:** Judge Biscoe announced that Item 8 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 Davis that we approve their request to amend the contract, and give the Turfcats the parking revenue whenever they charge for parking and collect it.

**Motion carried:**

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



**PURCHASING OFFICE ITEMS**

9. APPROVE MODIFICATION NO. 2, AN ASSIGNMENT OF CONTRACT NO. 09T00216NB FROM TEXANA MACHINERY CORPORATION TO ASSOCIATED SUPPLY COMPANY INC. (9:22 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. REJECT ALL BIDS RECEIVED FOR IFB NO. B100054-DR, AIR FILTER REPLACEMENT SERVICES, AND REBID. (9:22 AM)

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

11. APPROVE MODIFICATION NO. 8 TO CONTRACT NO. PS990080TS, CAP SYSTEMS, INC., FOR A CASE MANAGEMENT AND CLIENT FINANCIAL ASSISTANCE SYSTEM. (9:22 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.

12. APPROVE MODIFICATION NO. 4 TO INTERLOCAL AGREEMENT NO. IL080012RE, TEXAS DEPARTMENT OF ASSISTIVE AND REHABILITATIVE SERVICES, FOR DEAF INTERPRETER SERVICES. (9:22 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. 12 TO CONTRACT NO. PS000307JJ, FLOOD PLAIN REAL ESTATE BUYOUT CONTRACT, JEFFREY S. WARD AND ASSOCIATES. (9:22 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. APPROVE CONTRACT AWARDS FOR JANITORIAL SERVICES FOR WEST RURAL COMMUNITY CENTER/CLINIC, PRECINCT THREE OFFICE BUILDING, AND NORTH RURAL COMMUNITY CENTER/CLINIC, IFB NO. B100111-LD, TO THE LOWEST, RESPONSIVE BIDDERS: (9:22 AM)
- A. GROUP A, ALL ITEMS, WEST RURAL COMMUNITY CENTER, WEST RURAL CLINIC, AND PRECINCT THREE OFFICE BUILDING TO INTERNATIONAL BUSINESS SERVICES; AND
- B. GROUP B, ALL ITEMS, NORTH RURAL COMMUNITY CENTER AND NORTH RURAL CLINIC TO CHOE ENTERPRISES.

**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.

15. APPROVE MODIFICATION NO. 19 TO CONTRACT NO. MA960322, EASY ACCESS, INC., FOR TAX OFFICE COMPUTER SYSTEM. (9:22 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. APPROVE INTERLOCAL AGREEMENT WITH UNIVERSITY OF TEXAS TO USE THE AT&T EXECUTIVE EDUCATION AND CONFERENCE CENTER. (9:22 AM)

**Clerk's Note:** Item 16 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

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO TEMPORARILY CLOSE OASIS BLUFF DRIVE TO THROUGH TRAFFIC FROM COMANCHE TRAIL TO BULLICK HOLLOW ROAD IN PRECINCT THREE FOR THE "2010 ISSA TEXAS SIZZLER" SLALOM SKATEBOARD RACES TO BE HELD ON MARCH 27 AND 28, 2010 FROM 8:00 A.M. TO 5:00 P.M. (COMMISSIONER HUBER) (9:22 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 REGARDING TRAVIS COUNTY'S STORM WATER MANAGEMENT PROGRAM AND DEVELOPMENT REVIEW PROGRAM, INCLUDING: (11:36 AM)
  - A. ADOPTION OF PROPOSED AMENDMENTS TO TRAVIS COUNTY CODE, CHAPTERS 64 AND 82, TO IMPLEMENT WATER QUALITY PROTECTION REQUIREMENTS IN THE LAKE TRAVIS WATERSHED AND TO REVISE GROUNDWATER AVAILABILITY REQUIREMENTS APPLICABLE TO SUBDIVISION PROPOSALS IN UNINCORPORATED AREAS OF TRAVIS COUNTY; AND
  - B. ADOPTION OF A REVISED INTERLOCAL AGREEMENT WITH THE LOWER COLORADO RIVER AUTHORITY RELATING TO IMPLEMENTATION OF THE TRAVIS COUNTY STORM WATER MANAGEMENT PROGRAM.

**Clerk's Note:** Items 18.A&B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Tom Weber, Environmental Quality Program Manager, TNR; Julie Joe, Assistant County Attorney; and Anna Bowlin, Division Director, Engineering Services, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Items 18.A&B.

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

- 19. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENTS WITH THREE MUNICIPALITIES, ALLOWING THEM TO SHARE COSTS AND PARTICIPATE IN AN UPDATE TO TRAVIS COUNTY'S HAZARD MITIGATION PLAN: (9:22 AM)
  - A. CITY OF PFLUGERVILLE;
  - B. CITY OF SUNSET VALLEY; AND
  - C. VILLAGE OF THE HILLS.

**Clerk's Note:** Items 19.A-C 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 REGARDING PROPOSED COMMENTS TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ON PROPOSED SURFACE WATER QUALITY STANDARDS AND RELATED IMPLEMENTATION PROCEDURES. (11:51 AM)

**Members of the Court heard from:** Tom Weber, Environmental Quality Program Manager, TNR; and Jon White, Natural Resources Program Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 20. That motion also includes the County Judge signing those comments and sending them to the Texas Commission on Environmental Quality (TCEQ).

**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

- 21. CONSIDER AND TAKE APPROPRIATE ACTION TO CANCEL AN ALTERNATIVE FISCAL AGREEMENT FOR COOPERS MEADOW, SECTION ONE SUBDIVISION. (COMMISSIONER GÓMEZ) (9:22 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 A REQUEST TO USE ALTERNATIVE FISCAL AND A CASH SECURITY AGREEMENT WITH COMMONS AT ROWE LANE, LP FOR THE COMMONS AT ROWE LANE, PHASE IIIA SUBDIVISION. (COMMISSIONER ECKHARDT) (9:22 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST FOR A VARIANCE TO TITLE 30 TEXAS ADMINISTRATIVE CODE CHAPTER, 285.91, TO ALLOW A SEPTIC DRAIN FIELD TO BE LOCATED CLOSER THAN TEN FEET TO DRAINAGE EASEMENTS AT 9411 CARACAS DRIVE. (COMMISSIONER HUBER) (9:22 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. A. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PROPOSALS TO REUSE THE PRECINCT FOUR ROAD AND BRIDGE OFFICE: (9:22 AM)
1. AN ONION CREEK GREENWAY TRAILHEAD;
  2. AN EMERGENCY MEDICAL SERVICES STATION;
  3. FARMERS MARKET; AND
  4. CITY/COUNTY PARK MAINTENANCE FACILITIES.
- B. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONCEPT PLAN OF THE ONION CREEK GREENWAY AND PHASE 1 MASTER PROJECT PLAN.

**Clerk's Note:** Items 24.A.1-4&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**

25. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:22 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.

**Clerk's Note:** The County Judge noted that by approving Item 25 the Court has granted the County Auditor a new Full Time Employee (FTE) to support the increased workload for the Weatherization Grant from the American Recovery and Reinvestment Act (ARRA).

26. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:  
(9:22 AM)
- A. ANNUAL APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION TO CONTINUE THE FAMILY DRUG TREATMENT COURT GRANT PROGRAM IN THE CIVIL COURTS;
  - B. ANNUAL APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION TO CONTINUE THE DRUG DIVERSION COURT GRANT PROGRAM IN THE CRIMINAL COURTS;
  - C. AMENDMENT TO THE GRANT CONTRACT WITH THE SUPREME COURT OF TEXAS, PERMANENT JUDICIAL COMMISSION FOR CHILDREN, YOUTH AND FAMILIES TO USE UNSPENT FISCAL YEAR 2009 GRANT FUNDS IN THE FISCAL YEAR 2010 GRANT BUDGET FOR THE OFFICE OF CHILD REPRESENTATION, MANAGED BY CRIMINAL JUSTICE PLANNING; AND
  - D. AMENDMENT TO THE GRANT CONTRACT WITH THE SUPREME COURT OF TEXAS, PERMANENT JUDICIAL COMMISSION FOR CHILDREN, YOUTH AND FAMILIES TO USE UNSPENT FISCAL YEAR 2009 GRANT FUNDS IN THE FISCAL YEAR 2010 GRANT BUDGET FOR THE OFFICE OF PARENT REPRESENTATION, MANAGED BY CRIMINAL JUSTICE PLANNING.

**Clerk's Note:** Items 26.A-D 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**

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 \$908,089.12 FOR THE PERIOD OF FEBRUARY 26 TO MARCH 4, 2010. (9:22 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. (9:22 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 REQUEST FOR A LICENSE AGREEMENT WITH IRREGULAR MEDIA, A TEXAS SOLE PROPRIETORSHIP, TO SHOOT A FILM AT THE OLD JAIL AT THE UPPER FLOORS OF THE HEMAN MARION SWEATT COURTHOUSE ON OR ABOUT MARCH 21, 2010. (9:22 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING LIABILITY CLAIM RECOMMENDATIONS: (9:22 AM) (11:00 AM)
  - A. GABRIEL GUTIERREZ - SETTLE;
  - B. TRAVELERS INSURANCE AS SUBROGEE OF LOUIS SEDILLO - SETTLE; AND
  - C. CECILIA SEDILLO (BODILY INJURY) - SETTLE.

**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.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we call Item 30.C back up for discussion.

**Motion carried:**

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

**Clerk’s Note:** The Court noted that additional information had been provided on Item 30.C regarding an increase in the claims amount from \$4,000.00 to \$4,500.00 due to an EMS bill for \$500.00.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we approve the claim of \$4,500.00 to Ms. Sedillo as set forth in Item 30.C, and as given to us by Risk Management Department.

**Motion carried:**

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



- 31. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FIRST AMENDMENT TO THE AGREEMENT OF PURCHASE OF SALE OF REAL ESTATE LOCATED ALONG AIRPORT BOULEVARD. (12:04 PM) (11:00 AM)

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management.

**Motion by** Commissioner Huber **and seconded by** Commissioner Gómez to approve Item 31.

**Motion carried:**

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

### OTHER ITEMS

- 32. RECEIVE STATE REQUIRED RACIAL PROFILING REPORT FOR CALENDAR YEAR 2009 FROM TRAVIS COUNTY CONSTABLE PRECINCT TWO. (9:22 AM)

**Clerk’s Note:** Item 32 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 33. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM SOUL TREE COLLECTIVE (AUSTIN URBAN MUSIC FEST) FOR ASSISTANCE WITH SECURITY DURING THIS YEAR’S EVENT. (12:04 PM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 33.

**Motion carried:**

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

**ADDED ITEMS**

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON THE CREATION OF A SPECIAL PROJECT EMPLOYEE SLOT FOR THE OFFICE OF COMMISSIONER PRECINCT ONE, RON DAVIS, WHILE A PERMANENT EMPLOYEE IS ON FAMILY MEDICAL LEAVE (FMLA). (9:22 AM)

**Clerk's Note:** Item A1 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

**ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (12:06 PM)

**Motion carried:**

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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**

MINUTES OF MEETING – MARCH 16, 2010

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 16<sup>th</sup> day of March 2010, the Commissioners’ Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 12:06 PM 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 record notes that Precinct Two Commissioner Sarah Eckhardt was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 12:07 PM.

- 1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (12:06 PM)

Item 1 not needed.

- 2. APPROVE N.W.T.C.R.D.#3 MINUTES FOR THE VOTING SESSIONS OF FEBRUARY 26, 2010 AND MARCH 2, 2010. (12:06 PM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Huber to approve Item 2.

**Motion carried:**

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





