

MINUTES OF MEETING MARCH 30, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 30th day of March 2010, the Commissioners' Court convened the Voting Session at 9:12 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 12:13 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; the Travis County Cultural Education Facilities Finance Corporation; the Travis County Development Authority; and the Capital Health Facilities Development Corporation, convened at 1:51 PM and adjourned at 1:52 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:52 PM and adjourned at 1:52 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:52 PM and adjourned at 1:53 PM.

The Commissioners Court reconvened the Voting Session at 1:53 PM.

The Commissioners Court retired to Executive Session at 3:00 PM.

The Commissioners Court reconvened the Voting Session at 5:50 PM.

The Commissioners Court adjourned the Voting Session at 5:56 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Northridge Acres Resident; Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD); Mishon Lecheler, Intern, HRMD; Maurice Priest, Travis County Resident; Scott Johnson, Project Manager, Central Texas Electric Lawn Mower Program; Deece Eckstein, Intergovernmental Relations Officer; and Bruce Elfant, Constable, Precinct 5. (9:13 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve the following Consent Items: C1-C3 and Items 3.A-F, 5, 6.A&B, 7, 8, 11, 13, 14, 16, 19, 24, 25 and 26. (9:31 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 PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF FEBRUARY, 2010.
- C4. APPROVE MINUTES FOR VOTING SESSION OF MARCH 16, 2010. (9:33 AM)

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item C4.

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

RESOLUTIONS AND PROCLAMATIONS

1. APPROVE PROCLAMATION DECLARING THE MONTH OF APRIL, 2010 AS "LIGHT OF HOPE - NATIONAL CHILD ABUSE AWARENESS MONTH" IN TRAVIS COUNTY. (JUDGE BISCOE) (9:35 AM)

Members of the Court heard from: Deputy Derek Taylor, Travis County Sheriff's Office (TCSO); and Janice Gernert, Austin Children's Shelter.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the Proclamation in Item 1.

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| 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 |

PLANNING AND BUDGET DEPT. ITEMS

2. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (3:01 PM)

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

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| 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 |

3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:31 AM)
 - A. YEAR TWO DISCRETIONARY GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, TO PROVIDE FULL YEAR FUNDING IN FISCAL YEAR 2011 FOR THE VETERAN'S COURT PROGRAM THAT WILL PROVIDE SPECIALIZED SERVICES FOR VETERANS WHO ARE NON-VIOLENT MISDEMEANOR DEFENDANTS IN THE CRIMINAL COURTS;
 - B. ANNUAL APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, TO CONTINUE THE DWI COURT PROGRAM IN THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT;
 - C. ANNUAL CONTRACT WITH THE UNIVERSITY OF NORTH TEXAS FOR THE HEALTH AND HUMAN SERVICES DEPARTMENT TO CONTINUE THE SENIORS AND VOLUNTEERS FOR CHILDHOOD IMMUNIZATION PROJECT;
 - D. ANNUAL MEMORANDUM OF UNDERSTANDING WITH CASEY FAMILY PROGRAMS AND THE TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES FOR HEALTH AND HUMAN SERVICES (HHS) TO CONTINUE THE COMMUNITY AND FAMILY REINTEGRATION PROJECT. CASEY FAMILY PROGRAMS UNDER THE AGREEMENT PROVIDES HHS WITH PERSONNEL AND OPERATING RESOURCES TO SUPPORT THE PROGRAM;
 - E. AMENDMENT TO THE CURRENT GRANT CONTRACT WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE TO INCREASE THE GRANT AWARD FOR THE EXISTING RETIRED SENIOR VOLUNTEER PROGRAM IN HEALTH AND HUMAN SERVICES; AND
 - F. AMENDMENT TO THE 2007 LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM GRANT WITH THE OFFICE OF THE GOVERNOR, OFFICE OF EMERGENCY MANAGEMENT DIVISION TO DEOBLIGATE UNSPENT GRANT FUNDS IN ORDER TO CLOSE OUT THE GRANT PERIOD.

Clerk's Note: Items 3.A-F 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 ADOPTION OF AN ORDER AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATIONS. (1:53 PM) (5:55 PM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, Planning and Budget Office (PBO); Ladd Pattillo, Travis County Financial Adviser; and Glenn Opel, Bond Counsel, Vinson and Elkins.

Item 4 was revisited at 5:55 PM.

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve the proposed order.

Motion carried:

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| 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 |

ADMINISTRATIVE OPERATIONS ITEMS

5. 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 \$993,708.79 FOR THE PERIOD OF MARCH 12 TO 18, 2010. (9:31 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 THE FOLLOWING:
(9:31 AM)

- A. PROPOSED ROUTINE PERSONNEL AMENDMENTS; AND
- B. NON-ROUTINE REQUEST FROM THE MEDICAL EXAMINERS OFFICE FOR A VARIANCE TO TRAVIS COUNTY CODE CHAPTER 10.03002, GENERAL OVERVIEW FOR DETERMINING PAY POLICY.

Clerk's Note: Items 6.A&B 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 REGARDING RECOMMENDATION TO SETTLE LIABILITY CLAIM OF EMERGENCY MEDICAL SERVICES/CITY OF AUSTIN. (9:31 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.

JUSTICE AND PUBLIC SAFETY ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION ON THE 2010 NATIONAL INCIDENT MANAGEMENT SYSTEM COMPLIANCE ASSISTANCE SUPPORT TOOL (NIMSCAST) AND TEXAS REGIONAL RESPONSE NETWORK CERTIFICATION LETTER. (9:31 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.

Clerk's Note: The County Judge noted that by approving Item 8 the Commissioners Court are authorizing the County Judge to sign letter in their behalf.

9. RECEIVE BRIEFING ON ACTIVITIES OF THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER (TRAVIS STATE JAIL) ADVISORY COMMITTEE. (10:45 AM)

Members of the Court heard from: Roger Jefferies, Executive Manager, Justice and Public Safety (JPS); Alonzo Bradley, Chair, Community Justice Center Advisory Committee (CJCAC); Deacon Doots Dufour, CJCAC; Gerald Cunningham, CJCAC; Jeri Houchins, Administrative Director, Austin/Travis County Reentry Roundtable, Board Member, CJCAC; Terra James, CJCAC; Dr. Joan Burnham, CJCAC; Frank Ringer, Jr., CJCAC; Captain Ashley Anderson, Texas Department of Criminal Justice; Thomas Cruz, CJCAC; and Vennie Davis, Budget Analyst, CJP.

Discussion only. No formal action taken.

10. CONSIDER PRESENTATIONS AND TAKE APPROPRIATE ACTION REGARDING HOSPITAL PROPOSALS FOR HOUSING OF AVAILABLE STAR FLIGHT AIRCRAFT AT THEIR LOCATIONS: (11:29 AM) (3:00 PM) (5:50 PM)

A. SETON FAMILY OF HOSPITALS; AND

B. ST. DAVID'S HEALTHCARE AND ST. DAVID'S FOUNDATION.

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Casey Ping, Program Manager, STAR Flight; Cyd Grimes, Travis County Purchasing Agent; Mark Clayton, Senior Vice President, St. David's Healthcare; and Greg Hartman, President and CEO, Seton Family of Hospitals.

Clerk's Note: Judge Biscoe announced that Items 10.A&B would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Items 10.A&B to be reposted April 13, 2010.

PURCHASING OFFICE ITEMS

11. REJECT PROPOSAL RECEIVED FOR RFS NO. S100096-RG, PARK CONCESSION OPERATIONS. (9:31 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. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:12 AM)

Item 12 postponed.

- 13. APPROVE CONTRACT AWARD FOR FIRE EXTINGUISHER/SPRINKLER SYSTEM SERVICES, IFB NO. B1000105-RG, TO THE QUALIFIED LOW BIDDER, AAA FIRE AND SAFETY EQUIPMENT. (9:31 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 MODIFICATION NO. 4 TO CONTRACT NO. 07C00166OJ, FROST INSURANCE AGENCY, INC., FOR BENEFITS REVIEW SERVICES FOR TRAVIS COUNTY. (9:31 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 TWELVE MONTH EXTENSION (MODIFICATION NO. 5) TO INTERLOCAL AGREEMENT NO. IL070171RE, WITH AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION, FOR MENTAL HEALTH SERVICES. (9:33 AM)

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney.

Motion Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 15.

Motion carried:

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| County Judge Samuel T. Biscoe | abstain |
| 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 noted that Item 15 was an amendment for an additional \$25,000.00 of funding on Interlocal Agreement 07C00166OJ, not an extension.

- 16. APPROVE CONTRACT AWARD FOR INSTALLATION OF A TOUCH SCREEN SECURITY SYSTEM FOR TRAVIS COUNTY CORRECTIONAL COMPLEX BUILDING 2 AND 3, IFB NO. B100088DG, TO THE LOW BIDDER SECURE CONTROL SYSTEMS, LLC. (9:31 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 ON PROPOSED CORRECTIONS TO TRAVIS COUNTY CODE CHAPTER 64, TRAVIS COUNTY REGULATIONS FOR FLOODPLAIN MANAGEMENT AND GUIDELINES AND PROCEDURES FOR DEVELOPMENT PERMITS REGARDING LAND USE. (COMMISSIONER DAVIS) (1:57 PM)

Members of the Court heard from: Stacey Scheffel, Flood Plain Manager, Transportation and Natural Resources (TNR).

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 17.

Motion carried:

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| 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 |

18. CONSIDER AND TAKE APPROPRIATE ACTION ON A PRELIMINARY PLAN IN PRECINCT ONE: EASTWOOD SUBDIVISION (2316 TOTAL LOTS).
(COMMISSIONER DAVIS) (10:01 AM) (3:00 PM) (5:51 PM)

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, TNR; Terry Irion, attorney representing Hen-Ball Investments LP; John Williams, President, Park Springs Neighborhood Association; Steve Manilla, Director, Public Works, TNR; Maurice Priest, Travis County Resident; and Christopher Gilmore, Assistant County Attorney.

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.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve the Preliminary Plan in Item 18.

Motion carried:

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| 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 |

19. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ADOPT THE TIMBER CREEK PARK CONCEPT PLAN IN PRECINCT FOUR.
(COMMISSIONER GÓMEZ) (9:31 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 REQUEST TO INCLUDE POTENTIAL CITY OF AUSTIN/TRAVIS COUNTY TRANSPORTATION COST-SHARE PROJECTS IN FUTURE COUNTY BOND REFERENDUMS. (COMMISSIONER DAVIS) (1:59 PM)

Members of the Court heard from: Steve Manilla, Director, Public Works, TNR.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Item 22, and make sure this list gets to the City of Austin as soon as possible.

Motion carried:

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| 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 ON TEXAS DEPARTMENT OF TRANSPORTATION'S CALL FOR PROJECTS FOR THE PASS-THROUGH TOLL FINANCING PROGRAM. (COMMISSIONER HUBER) (2:13 PM)

Members of the Court heard from: Steve Manilla, Director, Public Works, TNR; Ed Collins TxDOT; Jessica Rio, Assistant Budget Manager, PBO; Rodney Rhoades, Executive Manager, PBO; and Leroy Nellis, Budget Manager, PBO.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve a two application process:

- FM 1626 with FM 2304
- FM 973
- Hiring two consultants using TNR available funds – Klotz Associates for FM 1626/FM 2304 and LJA Engineering and Surveying for FM 973

Motion carried:

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| 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 | abstain |

22. CONSIDER AND TAKE APPROPRIATE ACTION ON TEXAS DEPARTMENT OF TRANSPORTATION'S SOLICITATION FOR COMMENTS ON OUTDOOR ADVERTISING RULES. (COMMISSIONER HUBER) (2:57 PM)

Members of the Court heard from: Steve Manilla, Director, Public Works, TNR.

Motion by Commissioner Huber **and seconded by** Commissioner Davis to approve Item 22.

Motion carried:

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| 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 |

OTHER ITEMS

23. RECEIVE FINAL REPORT ON TRAVIS COUNTY COMBINED CHARITIES CAMPAIGN AND THANK THOSE WHO MADE THE CAMPAIGN SUCH A SUCCESS. (9:42 AM)

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

Discussion only. No formal action taken.

Clerk's Note: The Court noted that the 2009 Combined Charities Campaign has raised \$237,056.00.

24. RECEIVE STATE REQUIRED RACIAL PROFILING REPORT FOR CALENDAR YEAR 2009 FROM TRAVIS COUNTY CONSTABLE PRECINCT ONE. (9:31 AM)

Clerk's Note: Item 24 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

25. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN ORDER TO DESIGNATE ELECTION DAY POLLING PLACES FOR THE APRIL 13, 2010 JOINT PRIMARY RUNOFF ELECTION. (9:31 AM)

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

- 26. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACE, TEMPORARY BRANCH EARLY VOTING POLLING PLACES, AND HOURS FOR EARLY VOTING ON WEEKDAYS FOR THE APRIL 13, 2010 JOINT PRIMARY RUNOFF ELECTION. (9:31 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. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING THE PENDING CASE OF STRICKLAND, ET AL. VS. TRAVIS COUNTY AND THE CITY OF AUSTIN. ¹
(3:00 PM) (5:52 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 Huber that we approve the proposed settlement agreement, and authorize the County Judge to sign on behalf of the Commissioners Court.

Motion carried:

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| 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 |

28. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING SETTLEMENT OFFERS REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO THE FOLLOWING: (3:00 PM) (5:52 PM)

A. EVELYN CHERRY; AND

B. AUBREE LEDBETTER. ¹

Clerk’s Note: Judge Biscoe announced that Items 28.A&B would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Clerk’s Note: The Court discussed a settlement offer from Evelyn Cherry in Item 28.A.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt that we reject the settlement offer from United Healthcare (UHC); that we do a nice rejection letter so we can consider it for possible use in similar requests in the future.

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| 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 discussed a settlement offer from Aubree Ledbetter in Item 28.B.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we reject the counter to the counter offer, but that we agree to settle this matter for the payment of \$4,000.00, lump sum, within 14 days.

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| 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 |

- 29. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING CLAIMS BY ALICIA PEREZ IN TEXAS WORKFORCE COMMISSION CIVIL RIGHTS DIVISION (TWCCRD) CHARGE NO. 1A20200 AND EEOC CHARGE NO. 31C-2010-00267C. ¹ (3:00 PM) (5:53 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.

Discussion only. No formal action taken.

- 30. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE FOR THE PROPERTY LOCATED AT 5325 AIRPORT BOULEVARD. ^{1 AND 2} (3:00 PM) (5:54 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 and Gov’t. Code Ann. 551.072, Real Property.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we go ahead and proceed to close on this matter on the scheduled date.

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

31. CONSIDER AND TAKE APPROPRIATE ACTION ON BROKERAGE SERVICES AGREEMENT WITH UGL EQUIS CORPORATION. ¹ (3:00 PM) (5:54 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.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we have discussed the terms sufficiently to have a final draft document next week so, if we could get the broker an opportunity to look at the final draft late this week, over the weekend and Monday, April 5, 2010; and hopefully be ready to take final action next Tuesday, April 6, 2010 with other actions along the lines we discussed.

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| 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 31 to be reposted on April 6, 2010.

32. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE FROM TRAVIS REALTY CORP. FOR THE PROPERTY LOCATED AT 700 LAVACA STREET. ^{1 AND 2} (3:00 PM) (5:55 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 was not discussed.

Item 32 to be reposted on April 6, 2010.

33. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SELECTION OF AND FUNDING MECHANISMS FOR PURCHASE OF OPEN SPACE LAND IN PRECINCT ONE. (COMMISSIONER DAVIS) ^{1 AND 2} (3:00 PM) (5:55 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.

Discussion only. No formal action taken.

Item 33 to be reposted on April 13, 2010.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (5:56 PM)

Motion carried:

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| 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