

MINUTES OF MEETING AUGUST 17, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 17th day of August 2010, the Commissioners' Court convened the Voting Session at 9:15 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 Four Commissioner Margaret Gómez was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:03 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:38 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:41 PM and adjourned at 1:42 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; the Capital Health Facilities Development Corporation; the Travis County Development Authority; and the Travis County Cultural Education Facilities Finance Corporation, convened at 1:42 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 1:49 PM.

The Commissioners Court reconvened the Voting Session at 2:48 PM.

The Commissioners Court adjourned the Voting Session at 2:52 PM.

CONSENT ITEMS

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney; Ronnie Gjemre, Travis County Resident; and Adan Ballesteros, Constable, Precinct 2.

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve the following Consent Items: C1-C3 and Items 4, 5.A-C, 6, 9, 12, 13.A&B, 14.A-C, 15, 16, 17, 19, 20, 22.A-C, 26, 27.A&B, and 28. (9:47 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	absent

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE SETTING A PUBLIC HEARING DATE FOR SEPTEMBER 14, 2010 TO RECEIVE COMMENTS ON A REVISED PLAT FOR RECORDING IN PRECINCT 3: RED WAGON RANCHETTES, SECTION 2, REVISED PORTION OF LOT 12, LOT 12, BLOCK B (SHORT FORM PLAT – 1 LOT – 1.923 ACRES – TRAILS END ROAD – NO FISCAL REQUIRED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – CITY OF JONESTOWN ETJ). (COMMISSIONER HUBER)

SPECIAL ITEMS

- 2. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:54 AM)

Members of the Court heard from: Hershel Lee, Fire Marshal

Discussion only. No formal action taken.

Item 2 to be reposted August 24, 2010.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

3. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO THE ENVIRONMENTAL REVIEW FOR THE GILBERT LANE LAND ACQUISITION FOR AFFORDABLE HOUSING DEVELOPMENT PROJECT FUNDED BY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:02 AM)

A. RECEIVE COMMENTS PROVIDED DURING THE PUBLIC COMMENT PERIOD;

B. CERTIFY THE RESULTS OF THE ENVIRONMENTAL REVIEW; AND

C. AUTHORIZE SUBMISSION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; SAN ANTONIO FIELD OFFICE, REGION VI.

Members of the Court heard from: Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS); and Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS).

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve Items 3.A-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	absent

PLANNING AND BUDGET DEPT. ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:47 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.

5. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:47 AM)
 - A. ANNUAL CONTRACT WITH THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (THROUGH ONESTAR FOUNDATION) FOR HEALTH AND HUMAN SERVICES AND VETERAN SERVICES TO CONTINUE THE AMERICORPS PROGRAM TO SUPPORT THE ACTIVITIES OF THE TEXAS AGRILIFE EXTENSION'S 4-H CAPITAL PROGRAM;
 - B. BIENNIAL CONTRACT WITH THE OFFICE OF THE ATTORNEY GENERAL TO CONTINUE THE STATE CASE REGISTRY/LOCAL CUSTOMER SERVICE CONTRACT IN THE DOMESTIC RELATIONS OFFICE WITHIN JUVENILE PROBATION; AND
 - C. PERMISSION TO CONTINUE THE FAMILY VIOLENCE ACCELERATED PROSECUTION PROGRAM IN THE COUNTY ATTORNEY'S OFFICE UNTIL A FINAL GRANT CONTRACT IS RECEIVED FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION.

Clerk's Note: Items 5.A-C 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 SETTING THE CALENDAR YEAR 2011 SHERIFF'S AND CONSTABLES' FEE SCHEDULE.
(9:47 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.

Clerk's Note: The Court noted that the FY 2011 fees will be the same as FY 2010 fees.

- 7. CONSIDER AND TAKE APPROPRIATE ACTION ON THE BLOCKING AND STACKING ALTERNATIVES FOR 700 LAVACA PROPOSED BY THE BROADDUS TEAM AS A PART OF THE TRAVIS COUNTY CENTRAL CAMPUS MASTER PLAN. (10:34 AM) (1:49 PM) (2:52 PM)

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 and Gov’t. Code Ann. 551.072, Real Property.

Clerk’s Note: The County Judge noted that he would like “that approval of the blocking and stacking alternatives as part of the Central Campus Master Plan is based on current and projected space needs. The Court may modify this plan and these assumptions based on future space developments and needs” noted regarding the Central Campus Master Plan.

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; John Hille, Assistant County Attorney; Steven Coulston, Vice President, Planning, Broaddus and Associates; Belinda Powell, Capital Planning Coordinator, PBO; Dana Stiernberg, WHJ Architects; Laurie Greer, WHJ Architects; Joe Harlow, Chief Technology Officer, Information and Telecommunications Systems (ITS); and Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Clerk’s Note: The Court discussed the possibility of adding a design assumption regarding having a cafeteria on the first floor added to the blocking and stacking alternatives for 700 Lavaca.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt that we have a cafeteria that serves a healthy, hot meal affordably priced, to which employees have access primarily, and members of the public who choose to enjoy it.

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	absent

ITEM 7 CONTINUED

Clerk's Note: The Court discussed whether to move ITS or TNR into floors 5 through 7 of 700 Lavaca, along with other assumptions on where departments will be placed within the building.

Motion by Judge Biscoe and seconded by Commissioner Davis that we take out ITS and TNR and plan to land on that next week, Tuesday, August 24, 2010, and we approve the other assumptions and criteria.

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	absent

8. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE AMENDMENT OF ECONOMIC DEVELOPMENT AGREEMENT BETWEEN TRAVIS COUNTY AND SIMON PROPERTY GROUP, INC. (1:49 PM)
(2:48 PM)

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.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt that we approve the recommended amendment, and authorize the County Judge to sign on behalf of the Commissioners Court.

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	absent

Clerk's Note: The County Judge noted that the amendment approved in Item 8 gives Simon Group, Inc. until December 31, 2011, to certify the required number of Full Time Employees (FTE's) required to grant the financial incentive.

ADMINISTRATIVE OPERATIONS ITEMS

- 9. 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 \$939,497.16 FOR THE PERIOD OF JULY 30, 2010 TO AUGUST 5, 2010. (9:47 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (10:01 AM)

Members of the Court heard from: John Carr, Division Manager, Building Maintenance and Repair, Facilities Management.

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

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	absent

PURCHASING OFFICE ITEMS

- 11. APPROVE CONTRACT AWARD AND MODIFICATION NO. 1 FOR WATER TREATMENT SYSTEMS, IFB NO. B100181NB, TO THE SOLE RESPONSIVE BIDDER, GARRATT CALLAHAN CO. (10:02 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and John Carr, Division Manager, Building Maintenance and Repair, Facilities Management.

Discussion only. No formal action taken.

Item 11 to be reposted August 24, 2010.

12. APPROVE TEN-MONTH EXTENSION, MODIFICATION NO. 1, TO INTERLOCAL AGREEMENT NO. IL090321RE, THE UNIVERSITY OF TEXAS AT AUSTIN, FOR THE HEALER WOMEN PROGRAM. (9:47 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. A. APPROVE ORDER EXEMPTING THE PURCHASE OF PREVENTIVE MAINTENANCE AND SERVICING OF BUILDING ACCESS CONTROL SYSTEMS FROM COMMERCIAL SECURITY INTEGRATION, INC., FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(7)(D) OF THE COUNTY PURCHASING ACT; AND
- B. APPROVE CONTRACT AWARD FOR THE PURCHASE OF PREVENTIVE MAINTENANCE AND SERVICING OF BUILDING ACCESS CONTROL SYSTEMS FROM COMMERCIAL SECURITY INTEGRATION, INC. (9:47 AM)

Clerk's Note: Items 13.A&B 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 RESIDENTIAL PLUMBING SERVICES, IFB NO. B100205NB, TO THE FOLLOWING LOW BIDDERS: (9:47 AM)
- A. GG'S CONSTRUCTION – PRIMARY CONTRACTOR;
- B. 5-F MECHANICAL GROUP, INC. – SECONDARY CONTRACTOR; AND
- C. MID-STATE PLUMBING, INC. – TERTIARY CONTRACTOR.

Clerk's Note: Items 14.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

15. REJECT BID RECEIVED FOR IFB NO. B100216LP, BLAKE MANOR ROAD RECONSTRUCTION PROJECT. (9:47 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 NO. IL100282EC, TEXAS AGRILIFE EXTENSION SERVICE, FOR WILDLIFE DAMAGE MANAGEMENT SERVICES. (9:47 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.

17. APPROVE ISSUANCE OF JOB ORDER NO. 12, MINOR CONSTRUCTION AND RENOVATION SERVICES, CONTRACT NO. 07K00308RV, TRIMBUILT CONSTRUCTION, INC. (9:47 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. REVIEW AND DISCUSS SCOPE OF SERVICES FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR NEW TRAVIS COUNTY ADMINISTRATION BUILDING AT 700 LAVACA STREET AND GIVE DIRECTION ON HOW TO PROCEED TOWARD ISSUANCE OF A REQUEST FOR QUALIFICATIONS (RFQ) NO. Q100247RV.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Jim Barr, Senior Project Manager, Facilities Management; and John Carr, Division Manager, Building Maintenance and Repair, Facilities Management.

Discussion only. No formal action taken.

Item 18 to be reposted August 31, 2010.

19. RATIFY ISSUANCE OF JOB ORDER NO. 84, MINOR CONSTRUCTION AND RENOVATION SERVICES, CONTRACT NO. 07K00307RV, ARCHITECTURAL HABITAT OF AUSTIN, INC. (9:47 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

- 20. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE CONCEPTUAL MASTER PLAN FOR 2005 BOND-FUNDED PHASE 3 IMPROVEMENTS AT NORTHEAST METRO PARK. (COMMISSIONER ECKHARDT) (9:47 AM)

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.

Clerk's Note: The County Judge noted that the Court had been advised by Legal that it was okay to go ahead with the Skate Park Element.

- 21. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:50 AM)
 - A. AN INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN AND THE LOWER COLORADO RIVER AUTHORITY TO CONDUCT A COLORADO RIVER CORRIDOR STUDY, WHICH INCLUDES SEVERAL TRACTS CURRENTLY TARGETED FOR SAND AND GRAVEL MINING;

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

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve Item 21.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	absent

ITEM 21 CONTINUED

21. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:52 AM)

B. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL LAND PLANNING SERVICES FROM BOSSE AND PHARIS ASSOCIATES, INC. FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT; AND

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

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

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

21. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:53 AM)

C. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL ENVIRONMENTAL MONITORING SERVICES FROM THORNHILL GROUP, INC. FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT; OR

D, CONSIDER AND TAKE APPROPRIATE ACTION ON PROCESS TO SELECT A FIRM TO PERFORM PROFESSIONAL ENVIRONMENTAL MONITORING SERVICES.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Cyd Grimes, Travis County Purchasing Agent.

Items 21.C&D were discussion only. No formal action taken.

Items 21.C&D to be reposted August 24, 2010.

22. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:47 AM)
- A. AN OFFER TO SELL AN APPROXIMATELY 0.951 ACRE TRACT OF LAND FOR USE AS RIGHT-OF-WAY IN ROADWAY IMPROVEMENTS PLANNED FOR A PORTION OF LAVA LANE;
 - B. ON OFFER TO SELL AN APPROXIMATELY 0.537 ACRE TRACT OF LAND FOR USE AS RIGHT-OF-WAY IN ROADWAY IMPROVEMENTS PLANNED FOR A PORTION OF LAVA LANE; AND
 - C. AN OFFER TO SELL AN APPROXIMATELY 0.60 ACRE TRACT OF LAND AND A 0.0306 ACRE DRAINAGE EASEMENT FOR USE USE AS RIGHT-OF-WAY IN ROADWAY IMPROVEMENTS PLANNED FOR A PORTION OF LAVA LANE. (COMMISSIONER GÓMEZ)

Clerk's Note: Items 22.A-C 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 THE FOLLOWING:
(1:45 PM)
- A. A REQUEST FOR REDUCTION OF FEES FOR MONTEBELLA SUBDIVISION A REVISED PLAT OF LOTS 1-9 BLOCK AAA, LOTS 1-12 BLOCK BBB, LOTS 3-17 BLOCK CCC LOTS 6, 13-48 BLOCK DDD, LOTS 1-35 BLOCK EEE AND LOTS 3-12, 15-24 BLOCK FFF HILL TOP MANOR SUBDIVISION; AND
 - B. A PLAT FOR RECORDING IN PRECINCT 3: MONTEBELLA SUBDIVISION SUBDIVISION (SHORT FORM PLAT – 128 LOTS – 44.60 ACRES – LONGHORN SKYVIEW OFF HAMILTON POOL ROAD – NO FISCAL REQUIRED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – TRAVIS COUNTY NO ETJ). (COMMISSIONER HUBER)

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt to approve Items 23A&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	absent

- 24. CONSIDER AND TAKE APPROPRIATE ACTION ON APPROVAL OF A PLAT FOR RECORDING IN PRECINCT 3: SWEETWATER, PEDERNALES SUMMIT PARKWAY, SECTION ONE (FINAL PLAT – RIGHT-OF-WAY ONLY - NO LOTS – 6.817 ACRES – STATE HIGHWAY 71 – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – NO UTILITIES ARE REQUIRED – TRAVIS COUNTY NO ETJ). (COMMISSIONER HUBER) (1:47 PM)

Motion by Commissioner Huber **and seconded by** Judge Biscoe to approve Item 24.

Motion carried:

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

- 25. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (1:48 PM)

- A. A PLAT FOR RECORDING IN PRECINCT 3: ROCKY CREEK RANCH, PHASE A, SECTION 1, FINAL PLAT IN PRECINCT 3 (LONG FORM PLAT - 1 TOTAL LOTS; 1 GREENBELT LOT – 2.78 ACRES – HAMILTON POOL ROAD – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #6, TRAVIS COUNTY); AND
- B. A CONSTRUCTION AGREEMENT FOR ROCKY CREEK RANCH, PHASE A, SECTION 1, FINAL PLAT. (COMMISSIONER HUBER)

Motion by Commissioner Huber **and seconded by** Commissioner Davis to approve Items 25.A&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	absent

26. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: TOUBA ESTATES FINAL PLAT (SHORT FORM FINAL PLAT – 3 TOTAL LOTS – 16.0 ACRES – DERECHO DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC FACILITIES – CITY OF AUSTIN ETJ). (COMMISSIONER HUBER) (9:47 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.

27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (9:47 AM)
- A. APPROVE THE ACCEPTANCE OF THE DEDICATION OF THE PUBLIC STREET AND DRAINAGE FACILITIES WITHIN ROCKY CREEK RANCH, PHASE A, SECTION 1 AND RANCH CREEK RANCH, SECTION 1; AND
 - B. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREET WITHIN ROCKY CREEK RANCH, SECTION 1, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER HUBER)

Clerk's Note: Items 27.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

28. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE FISCAL YEAR 2011 DISTRICT CLERK'S RECORDS MANAGEMENT PLAN. (9:47 AM)

Clerk's Note: Item 28 is the action item for the public hearing on Agenda Item 1.

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.

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

Note 4 Gov't Code Ann 551.087, Economic Development Negotiations

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.

- 31. DISCUSS AND TAKE APPROPRIATE ACTION ON ECONOMIC DEVELOPMENT PROJECT IN PRECINCT ONE. ⁴ (1:49 PM) (2:49 PM)

Clerk's Note: Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.087, Economic Development Negotiations.

Motion by Judge Biscoe and seconded by Commissioner Davis that we schedule a public hearing two weeks from today, August 31, 2010, and that if, based on those directions, the response from the requesting party is negative, then we basically don't have a reason to have the public hearing and do not.

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	absent

- 32. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ^{1 AND 2} (1:49 PM) (2:50 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.

Discussion only. No formal action taken.

Clerk's Note: The County Judge noted that by taking no action that it would be a "no" to the offer made to the County, because of where we stand in terms of our needs analysis and other matters being considered today.

- 33. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES REGARDING THE LEASE AND SPACE FOR TRAVIS COUNTY DISTRICT ATTORNEY AT 700 LAVACA. ^{1 AND 2} (1:49 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.

Item 33 postponed until August, 24, 2010.

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN MATTHEW DOOLITTLE VS. JOHN CHARLES LOUGHRAN, INDIVIDUALLY AND AS REPRESENTATIVE OF THE TRAVIS COUNTY SHERIFF'S OFFICE, TRAVIS COUNTY SHERIFF'S OFFICE AND TRAVIS COUNTY. ¹ (1:49 PM) (2:50 PM)

Clerk's Note: Judge Biscoe announced that Item 34 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 mediation recommendation for the County to pay \$20,000.00 to settle this matter, and with a third party paying the \$2,500.00.

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	absent

