

MINUTES OF MEETING AUGUST 31, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 31st day of August 2010, 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 11:56 AM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:43 PM and adjourned at 1:43 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 1:44 PM and adjourned at 1:44 PM.

The Commissioners Court reconvened the Voting Session at 1:45 PM.

The Commissioners Court retired to Executive Session at 3:46 PM.

The Commissioners Court reconvened the Voting Session at 6:22 PM.

The Commissioners Court adjourned the Voting Session at 6:30 PM.

Clerk's Note: The County Judge introduced Delores Wheele, an intern from Austin Community College (ACC) working for the County Judge's Office.

RESOLUTIONS AND PROCLAMATIONS

1. APPROVE PROCLAMATION RECOGNIZING MADELEINE FRADY AS AN HONORARY DEPUTY SHERIFF FOR TRAVIS COUNTY AND DECLARE AUGUST 29, 2010 THROUGH SEPTEMBER 4, 2010 AS “MADELEINE FRADY WEEK” IN TRAVIS COUNTY. (9:18 AM)

Members of the Court heard from: Madeleine Frady, Travis County Resident; Greg Hamilton, Travis County Sheriff; and Cheryl Brown, Executive Assistant, County Judge’s Office.

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

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

2. APPROVE PROCLAMATION RECOGNIZING PATTY TUNE ON HER RETIREMENT FROM THE TEXAS WORKFORCE COMMISSION. (11:03 AM)

Clerk’s Note: Item 3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

PUBLIC HEARINGS

- 3. RECEIVE COMMENTS ON VARIANCE REQUESTS UNDER CHAPTER 62 AND CHAPTER 64 OF THE TRAVIS COUNTY CODE BY SYNAGRO OF TEXAS – CDR, INC., FOR A PROPOSED SEWAGE SLUDGE BENEFICIAL USE LAND APPLICATION SITE. (COMMISSIONER GÓMEZ) (ACTION ITEM #18) (9:29 AM)

Clerk’s Note: The Court with objection opened the Public Hearing.

Members of the Court heard from: Tom Weber, Environmental Quality Program Manager, Transportation and Natural Resources (TNR); Greg Rock, Technical Services Manager, Synagro Technologies, Inc; Chuck Simmons, Senior Technical Services Manager, Synagro Technologies, Inc.; Eirasema Torres, Travis County Resident; Maria Reyes, Travis County Resident; Jasmine Aguilar, Travis County Resident; and Maurice Priest, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Davis 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	absent

CITIZENS COMMUNICATION

Members of the Court heard from: Sandra Kirk, Director, Heritage Society of Austin; Linda Team, Director, Heritage Society of Austin; Mandy Dealey, President, Heritage Society of Austin; Jim Harrington; Director, Civil Rights Project; Maria, Civil Right Project Client; Edna Yang, General Counsel, American Gateways; Jacqueline Watson, Immigration Attorney, Hines and Leigh; Major Darren Long, Jail Administrator, TCSO; Maurice Priest, Travis County Resident; Ronnie Gjemre, Travis County Resident; Joe Gieselman, Executive Manager, TNR; and Mary Aleshire, Travis County Resident. (10:19 AM)

CONSENT ITEMS

Members of the Court heard from: Gillian Porter, Commissioners Court Specialist; and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve the following Consent Items: C1-C5 and Items 2, 5, 6.A&B, 7, 8, 9, 11, 12.A&B, 13, 14, 15, 16, 17.A&B, 20, 24, 25, 29, 30.A&B, 35, and 36. (11:03 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 THE COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF AUGUST 17, 2010.
- C4. APPROVE SETTING A PUBLIC HEARING ON SEPTEMBER 21, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO 5 FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 74 AND 75, BLOCK PP OF TWIN LAKE HILLS – A SUBDIVISION IN TRAVIS COUNTY, PRECINCT THREE. (COMMISSIONER HUBER)
- C5. APPROVE SETTING A PUBLIC HEARING ON TUESDAY, SEPTEMBER 28, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO TEMPORARILY CLOSE MANDA CARLSON ROAD AND NEW SWEDEN CHURCH ROAD IN PRECINCT ONE FOR CULVERT REPLACEMENTS BEGINNING OCTOBER 4, 2010, AND CONTINUING THROUGH OCTOBER 29, 2010 OR UNTIL CONSTRUCTION IS COMPLETED.

INTRODUCTIONS

4. INTRODUCE PREMA GREGERSON, THE NEW ASSISTANT COUNTY ATTORNEY FOR THE HEALTH SERVICES DIVISION. (10:59 AM)

Members of the Court heard from: Prema Gregerson, Assistant County Attorney; and James W. Collins, Executive Assistant, Travis County Attorney's Office.

Discussion only. No formal action taken.

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 \$758,814.07 FOR THE PERIOD OF AUGUST 13, 2010 TO AUGUST 19, 2010. (11:03 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 ITEMS FOR HUMAN RESOURCES MANAGEMENT DEPARTMENT: (11:03 AM)
 - A. PROPOSED ROUTINE PERSONNEL AMENDMENTS; AND
 - B. NON-ROUTINE REQUEST FROM THE TRAVIS COUNTY CONSTABLE PRECINCT TWO'S OFFICE FOR A VARIANCE TO TRAVIS COUNTY CODE CHAPTER 10.0295, PEACE OFFICER PAY SCALE.

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 ON REQUEST BY CRIMINAL JUSTICE PLANNING AND THE TRAVIS COUNTY SHERIFF'S OFFICE TO USE THE SKYLINE CLUB AT THE EXPOSITION CENTER ON OCTOBER 1, 2010 TO CONDUCT A COUNTY-WIDE TRAINING ON EVIDENCE BASED PRACTICES IN CASE MANAGEMENT, AND TO WAIVE ALL FEES.
(11:03 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.

Clerk's Note: The County Judge noted that by approving Item 7 the Court waives all fees.

8. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM THE CENTRAL TEXAS RABBIT CLUB TO USE A SECTION OF THE EXPOSITION CENTER SHOW BARN ON MAY 7, 2011 AND THE FIRST SATURDAYS IN MAY FOR THE FOLLOWING TWO YEARS FOR THEIR ANNUAL EVENT.
(11:03 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 Court have agreed to a 50% discount in the fees for a total of \$450.00; and an understanding that the custodial work will be undertaken by the Central Texas Rabbit Club.

JUSTICE AND PUBLIC SAFETY ITEMS

9. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE REVISED EMERGENCY OPERATIONS PLAN REPLACING PREVIOUSLY ADOPTED PLAN WITH SCRIVENER'S ERROR ON PAGE TWENTY-FIVE.
(11:03 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.

PURCHASING OFFICE ITEMS

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING COUNTY PROPERTY AT 700 LAVACA STREET: (2:59 PM) (3:46 PM) (6:23 PM)
 - A. THE USE OF EXTERNAL PROJECT MANAGEMENT FOR THE PROJECT IN WHOLE OR PART;
 - B. SCOPE OF SERVICES FOR ARCHITECTURAL AND ENGINEERING SERVICES;
 - C. DIRECTIONS ON HOW TO PROCEED TOWARD ISSUANCE OF A REQUEST FOR QUALIFICATIONS, NO. Q100247RV; AND
 - D. APPROPRIATE CONSTRUCTION DELIVERY METHODS.

Clerk's Note: Judge Biscoe announced that Items 10.A-D 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: Cyd Grimes, Travis County Purchasing Agent; Ken Gaede, Project Manager, Facilities Management; Leslie Stricklan, Project Manager, Facilities Management; Roger El Khoury, Director, Facilities Management; and John Hille, Assistant County Attorney.

Discussion only. No formal action taken.

Items 10.A-D to be reposted September 7, 2010.

- 11. APPROVE AMENDMENT OF 2010 RENEWAL TERM MAXIMUM AMOUNTS (MODIFICATION NO. 6) FOR INTERLOCAL AGREEMENT NO. IL070037RE, AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, D/B/A AUSTIN TRAVIS COUNTY INTEGRAL CARE, FOR SYSTEM OF CARE SERVICES. (11:03 AM) (6:28 PM)

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 County Judge requested that his vote be recorded as abstaining for Item 11.

Motion by Judge Biscoe **and seconded by** Commissioner Huber to reconsider Item 11.

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

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve Item 11.

Motion carried: 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	absent

Clerk’s Note: The Court noted that the County Judge needs to abstain as his spouse work for Austin/Travis County Integral Care.

12. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING UPGRADES TO MAIN CONTROL PANEL AT THE COUNTY JAIL CENTRAL BOOKING AS FOLLOWS: (11:03 AM)

A. APPROVE ORDER EXEMPTING THE PURCHASE OF MAIN CONTROL PANEL UPGRADE AT THE COUNTY JAIL CENTRAL BOOKING FACILITY FROM SECURE CONTROL SYSTEMS, LLC, FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (a)(2) OF THE COUNTY PURCHASING ACT; AND

B. APPROVE CONTRACT AWARD FOR MAIN CONTROL PANEL UPGRADE AT THE CENTRAL BOOKING FACILITY FROM SECURE CONTROL SYSTEMS, LLC.

Clerk's Note: Items 12.A&B 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. 4 TO CONTRACT NO. 07T00006OJ, ARTHUR J. GALLAGHER, FOR AVIATION INSURANCE COVERAGE. (11:03 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 TWELVE-MONTH EXTENSION (MODIFICATION NO.1) TO CONTRACT NO. IL040278ML, AUSTIN STATE HOSPITAL. (11:03 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 MODIFICATION NO. 5 TO CONTRACT NO. 06T00061OJ, LIFE INSURANCE CO. OF NORTH AMERICA, FOR THE PROVISION OF VOLUNTARY ACCIDENTAL DEATH & DISMEMBERMENT (AD&D) COVERAGE FOR TRAVIS COUNTY EMPLOYEES. (11:03 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 WORK ORDER NO. 2010-01 TO INTERLOCAL AGREEMENT WITH AUSTIN ENERGY, NO. IL000106JG, FOR ENERGY SERVICES. (11:03 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 CONTRACT AWARD FOR FISCAL YEAR 2010 HMAC OVERLAY PROGRAM, IFB NO. B100253JE, TO THE LOW BIDDERS AS FOLLOWS:
(11:03 AM)
- A. APAC-TEXAS, INC., GROUP'S A, B, C & D (PRECINCTS 1 THRU 4); AND
 - B. RAMMING PAVING COMPANY, LTD, GROUP'S E, F & G (LCRA/TRAVIS COUNTY PARKS PROJECTS, CITY OF LAKEWAY AND CITY OF ROLLINGWOOD, RESPECTIVELY).

Clerk's Note: Items 17.A&B 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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON VARIANCE REQUESTS UNDER CHAPTER 62 AND CHAPTER 64 OF THE TRAVIS COUNTY CODE BY SYNAGRO OF TEXAS – CDR, INC., FOR A PROPOSED SEWAGE SLUDGE BENEFICIAL USE LAND APPLICATION SITE. (COMMISSIONER GÓMEZ)
(9:29 AM)

Clerk's Note: Item 18 is the action item for the public hearing on Agenda Item 1.

Item 18 postponed until September 7, 2010.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ISSUES: (2:05 PM)
- A. RECOMMENDATIONS FROM THE TRAVIS COUNTY VEHICLE USERS COMMITTEE;
 - B. REQUESTS BY CONSTABLES FOR VEHICLES AND EQUIPMENT COMPARABLE TO THE SHERIFF'S OFFICE; AND
 - C. MOBILE RADIO REPLACEMENTS.

Members of the Court heard from: Don Ward, Director, Road Maintenance and Fleet Services, TNR; Mike Joyce, Fleet Manager, TNR; Jessica Rio, Assistant Budget Manager, Planning and Budget Office (PBO); Lieutenant Shane Poole, Complex Security, TCSO; Cyd Grimes, Travis County Purchasing Agent; Stacy Suits, Chief Deputy, Constable Precinct 3; Danny Thomas, Constable Precinct 1; Adan Ballesteros, Constable, Precinct 2; Richard McCain, Constable, Precinct 3; Chief Deputy Howard, Constable Precinct 1; and Chief Deputy Morales, Constable Precinct 2.

Discussion only. No formal action taken.

Items 19.A-C will be reposted for a Work Session in October, 2010.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR THE PORTION OF TRAVESIA, PHASE 1 THAT IS LOCATED WITHIN TRAVIS COUNTY, PRECINCT TWO. (COMMISSIONER ECKHARDT) (11:03 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.

- 21. CONSIDER AND TAKE APPROPRIATE ACTION RELATING TO THE COUNTERFEIT MOTOR VEHICLE INSPECTION CERTIFICATE PROGRAM (CMVIP): (11:26 AM)
 - A. RECEIVE BRIEFING ON THE STATUS OF THE CMVIP, A PILOT PROGRAM TO IDENTIFY VEHICLES THAT HAVE COUNTERFEIT STATE INSPECTION CERTIFICATES;
 - B. REQUEST AN EXTENSION OF THE CMVIP; AND
 - C. ALLOCATE ADDITIONAL LOCAL INITIATIVE PROGRAM GRANT FUNDS TO THE CMVIP TO IDENTIFY VEHICLES THAT HAVE COUNTERFEIT STATE INSPECTION CERTIFICATES.

Members of the Court heard from: Adele Noel, Air Quality Project Manager, TNR; Major Phyllis Clair, TCSO; Jon White, Natural Resources Program Manager, TNR; and Stacy Suits, Chief Deputy, Constable Precinct 3.

Motion by Judge Biscoe and seconded by Commissioner Huber that we approve 21.B by granting the request to extend this program through August 31, 2011.

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

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

Item 21.A was discussion only. No formal action taken.

22. CONSIDER AND TAKE APPROPRIATE ACTION ON PROCESS TO SELECT A FIRM TO PERFORM PROFESSIONAL ENVIRONMENTAL MONITORING SERVICES IN THE COLORADO RIVER CORRIDOR. (11:09 AM)

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

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to approve the issuance of an RFP or RFQ or both as appropriate.

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

23. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FUNDING SOURCE OF SELECTED POSITIONS IN THE CAPITAL IMPROVEMENTS PROGRAM. (9:17 AM)

Item 23 postponed until September 7, 2010.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON READ SUBDIVISION FINAL PLAT IN PRECINCT THREE (SHORT FORM PLAT – 2 TOTAL SINGLE FAMILY LOTS – 6.88 ACRES – STAGECOACH RANCH ROAD – NO FISCAL IS REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITIES – NO MUNICIPAL ETJ). (COMMISSIONER HUBER) (11:03 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 ON A CASH SECURITY AGREEMENT WITH PARTNERS IN BUILDING FOR SIDEWALK FISCAL FOR LAKE POINTE SECTION 7 LOT 7 BLOCK A IN PRECINCT THREE. (COMMISSIONER HUBER) (11:03 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 ON THE FOLLOWING:
(3:46 PM) (6:23 PM)
 - A. PROPOSAL TO AMEND CHAPTER 82, TRAVIS COUNTY CODE, TO ADOPT TEMPORARY SUBDIVISION PLAT APPROVAL REQUIREMENTS REGARDING THE AVAILABILITY AND PROTECTION OF GROUNDWATER FROM THE TRINITY GROUP AQUIFERS (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY); AND
 - B. SETTING A PUBLIC HEARING ON TUESDAY, OCTOBER 12, 2010 TO RECEIVE COMMENTS REGARDING AN AMENDMENT TO CHAPTER 82, TRAVIS COUNTY CODE, TO ADOPT TEMPORARY SUBDIVISION PLAT APPROVAL REQUIREMENTS REGARDING THE AVAILABILITY AND PROTECTION OF GROUNDWATER FROM THE TRINITY GROUP AQUIFERS.

Clerk's Note: Judge Biscoe announced that Item 26.A 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 Item 26.B, which is to set a public hearing for October 12, 2010; that we give notice of the public hearing in the appropriate newspapers, as we normally do, put it on the County website, and take other appropriate steps that we normally take in preparation for a democratic, open, fair-minded 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	absent

Item 26.A was discussion only. No formal action taken.

35. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST BY TRAVIS COUNTY SHERIFF'S OFFICE TO TAKE ONE COUNTY VEHICLE TO NEW ORLEANS, LOUISIANA FOR TRAINING PURPOSES TO ATTEND THE NATIONAL CENTER FOR VICTIMS OF CRIME 2010 NATIONAL CONFERENCE IN SEPTEMBER 2010. (11:03 AM)

Clerk's Note: Item 35 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

36. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JULY 2010. (11:03 AM)

Clerk's Note: Item 36 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.

- 37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING INSURER'S REQUEST THAT THE COUNTY SIGN A RELEASE IN EXCHANGE FOR PAYMENT OF COSTS TO REPAIR GUARDRAIL DAMAGED BY SIDNEY HERMINGHAUS. ¹ (3:46 PM) (6:24 PM)

Clerk's Note: Judge Biscoe announced that Item 37 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 to accept \$2,623.50, and authorize the County Judge to sign the release on behalf of the 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

41. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PURCHASE OF OPEN SPACE LAND IN PRECINCT ONE. (COMMISSIONER DAVIS) ^{1 AND 2}
(3:46 PM) (6:26 PM)

Clerk's Note: Judge Biscoe announced that Item 41 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.

42. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES REGARDING THE LEASE AND SPACE FOR TRAVIS COUNTY DISTRICT ATTORNEY AT 700 LAVACA. ^{1 AND 2} (3:46 PM) (6:26 PM)

Clerk's Note: Judge Biscoe announced that Item 42 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: David Escamilla, Travis County Attorney.

Discussion only. No formal action taken.

Item 42 to be reposted September 7, 2010.

43. CONSIDER AND TAKE APPROPRIATE ACTION ON NOTICE FROM THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE OF DECISION TO CANCEL AND/OR MODIFY AGREEMENT AND APPROVED BUDGET WITH TRAVIS COUNTY REGARDING SMART BEDS. ¹ (3:46 PM) (6:27 PM)

Clerk's Note: Judge Biscoe announced that Item 43 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Clerk's Note: The County Judge noted that Item 43 will be posted for an open Court discussion Tuesday, September 7, 2010. Dr. Geraldine Nagy, Director, Adult Probation, Community Supervision and Corrections Department (CSCD) will be invited.

44. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSAL FOR DOWNTOWN OFFICE BUILDING BY D2000, A TURN KEY DEVELOPMENT COMPANY. ^{1 AND 2} (3:46 PM) (6:27 PM)

Clerk's Note: Judge Biscoe announced that Item 44 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 44 to be reposted September 7, 2010.

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR A RESOLUTION IN SUPPORT OF AN ENTERPRISE PROJECT DESIGNATION FOR FREESCALE CONDUCTOR INC. UNDER THE TEXAS ENTERPRISE ZONE ACT. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN 551.071, CONSULTATION WITH ATTORNEY AND GOV'T CODE ANN 551.087, ECONOMIC DEVELOPMENT NEGOTIATIONS) (9:18 AM)

Item A1 pulled from the Agenda.

MINUTES OF MEETING – AUGUST 31, 2010

TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1

On Tuesday, the 31st day of August 2010, the Commissioners' Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 1:44 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 Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 1:44 PM.

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:44 PM)

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve Item 1.

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	yes

