

MINUTES OF MEETING OCTOBER 19, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of October 2010, the Commissioners' Court convened the Voting Session at 9:16 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 One Commissioner Ron Davis was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:29 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:40 PM and adjourned at 1:40 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 1:41 PM and adjourned at 1:41 PM.

The Commissioners Court reconvened the Voting Session at 1:42 PM.

The Commissioners Court retired to Executive Session at 2:43 PM.

The Commissioners Court reconvened the Voting Session at 5:37 PM.

The Commissioners Court retired to Executive Session at 5:39 PM.

The Commissioners Court reconvened the Voting Session at 6:04 PM.

The Commissioners Court adjourned the Voting Session at 6:04 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS ON A REVISED PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 1, 2 AND 3, TRAVIS BLUFF (SHORT FORM PLAT – 2 LOTS – 4.51 ACRES – HAYNIE FLAT ROAD – NO FISCAL REQUIRED WITH TRAVIS COUNTY – WATER TO BE PROVIDED BY A PRIVATE COMMUNITY WELL – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – LCRA). (COMMISSIONER HUBER) (ACTION ITEM #8) (9:16 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 8 for a summary of the action item.

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

Motion carried:

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

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR).

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

Motion carried:

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

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; Florencio Soliz, Chief, Emergency Services District # 4 (ESD # 4); Andrew Alvarez, Firefighter Cadet Class 11; Frankie Alvarez, Firefighter Cadet Class 11; Jacob Austin, Firefighter Cadet Class 11; Gilbert Banda, Firefighter Cadet Class 11; Ilesha Castro-Soliz, Firefighter Cadet Class 11; Anthony Cortes, Firefighter Cadet Class 11; Michael Cortes, Firefighter Cadet Class 11; Cindy Dominguez, Firefighter Cadet Class 11; William Fritzinger, Firefighter Cadet Class 11; Adam Garza, Firefighter Cadet Class 11; Alan Kouri-Ordieres, Firefighter Cadet Class 11; Russell Lineham, Firefighter Cadet Class 11; Josephine Mata, Firefighter Cadet Class 11; Isaac Monteleone, Firefighter Cadet Class 11; Moises Rodriguez, Firefighter Cadet Class 11; Mason Royal, Firefighter Cadet Class 11; Juan Serrano, Firefighter Cadet Class 11; Albert Suarez, Firefighter Cadet Class 11; Zachary Wats, Firefighter Cadet Class 11; Christopher Westra, Firefighter Cadet Class 11; John Wilkins, Firefighter Cadet Class 11; John K. Kim, Travis County Resident; Morris Priest, Travis County Resident; and Ronnie Gjemre, Travis County Resident. (9:18 AM)

CONSENT ITEMS

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber to approve the following Consent Items: C1-C7 and Items 4, 5, 6, 7, 8, 9, 10.A-C, 12, 13, 14, 15, 16, 17, and 20. (9:33 AM)

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	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 SEPTEMBER 28, 2010.
- C4. APPROVE THE COMMISSIONERS COURT MINUTES FOR THE SPECIAL VOTING SESSION OF SEPTEMBER 30, 2010.

CONSENT ITEMS CONTINUED

- C5. APPROVE THE COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF OCTOBER 5, 2010.
- C6. APPROVE SETTING A PUBLIC HEARING FOR NOVEMBER 23, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO APPROVE A TOTAL PLAT VACATION IN PRECINCT THREE: TOTAL PLAT VACATION OF THE AMENDED PLAT OF LOTS 14 AND 15, BLOCK K, HILL COUNTRY PHASE II-A (2.554 ACRES – 6900 BRIGHT STAR LANE – WATER IS PROVIDED BY CITY OF AUSTIN AND WASTEWATER IS PROVIDED BY ON-SITE SEPTIC – CITY OF AUSTIN ETJ). (COMMISSIONER HUBER)
- C7. APPROVE SETTING A PUBLIC HEARING FOR NOVEMBER 23, 2010 TO RECEIVE COMMENTS ON A REVISED PLAT IN PRECINCT THREE: REVISED PLAT OF LOTS 16-23, LAKE SHORE RANCH SUBDIVISION #1 (SHORT FORM PLAT – 1 LOT – 4.944 ACRES – TRAVIS CIRCLE – NO FISCAL REQUIRED WITH TRAVIS COUNTY – WATER TO BE PROVIDED BY AN EXISTING ON-SITE PRIVATE WELL – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – LCRA). (COMMISSIONER HUBER)

RESOLUTIONS AND PROCLAMATIONS

- 2. APPROVE PROCLAMATION DECLARING OCTOBER 17 THROUGH 23, 2010 AS “NATIONAL SAVE FOR RETIREMENT WEEK” IN TRAVIS COUNTY. (9:36 AM)

Members of the Court heard from: Norman McRee, Financial Analyst, Lead, Human Resources Management Department (HRMD); and Diane Blankenship, Director, HRMD.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve the Proclamation in Item 2.

Motion carried:

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

JUSTICE AND PUBLIC SAFETY ITEMS

- 3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REQUESTS FROM LOCAL HOSPITALS FOR STATIONING OF AVAILABLE STAR FLIGHT AIRCRAFT. (2:13 PM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Charles Barnett, President and CEO, Seton Family of Hospitals; Dr. Pat Crocker, Chief of Emergency Medicine, Dell Children's Medical Center of Central Texas; and Mark Clayton, Senior Vice President, St. David's Healthcare.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt that we go along with Staff's recommendation and enter into an agreement with Seton Family of Hospitals where we place the helicopter at Dell Children's Hospital in exchange for five payments that total \$3.2 M.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	no
Precinct 4, Commissioner Margaret J. Gómez	yes

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE FISCAL YEAR 2010 CHAPTER 59 ASSET FORFEITURE REPORT FROM THE TRAVIS COUNTY FIRE MARSHAL'S OFFICE. (9:33 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.

Clerk's Note: The Court noted that no assets were seized in FY 2010.

PURCHASING OFFICE ITEMS

- 5. APPROVE CONTRACT AWARD FOR PROFESSIONAL ENGINEERING SERVICES, DESIGN OF ONION CREEK GREENWAY, PHASE I, RFQ NO. Q100146-LP, TO THE HIGHEST QUALIFIED RESPONDENT, RVI PLANNING. (9:33 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. APPROVE CONTRACT AWARD FOR ELEVATOR MAINTENANCE AND INSPECTION SERVICES, IFB NO. B110001-LD, TO THE LOW BIDDER, EMR, INC. (9:33 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.

7. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. 07T00173VC, SECURUS TECHNOLOGIES, INC., FOR INMATE PAY PHONE SERVICES. (9:33 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION ON A REVISED PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 1, 2 AND 3, TRAVIS BLUFF (SHORT FORM PLAT – 2 LOTS – 4.51 ACRES – HAYNIE FLAT ROAD – NO FISCAL REQUIRED WITH TRAVIS COUNTY – WATER TO BE PROVIDED BY A PRIVATE COMMUNITY WELL – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – LCRA). (COMMISSIONER HUBER) (9:33 AM)

Clerk's Note: Item 8 is the action item for the public hearing on Agenda Item 1.

Clerk's Note: Item 8 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE LICENSE AGREEMENT WITH VIOLET CROWN SPORTS ASSOCIATION TO HOLD A BIKE RACE AT WEBBERVILLE PARK. (COMMISSIONER DAVIS) (9:33 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 THE FOLLOWING IN PRECINCT TWO: (9:33 AM)
 - A. WELLS BRANCH CENTER REVISED PRELIMINARY PLAN (PRELIMINARY PLAN -15 LOTS -45.58 ACRES -IH-35 FRONTAGE ROAD - FISCAL IS NOT REQUIRED WITH THE PRELIMINARY PLAN -WATER AND SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN -CITY OF AUSTIN ETJ);
 - B. AN ALTERNATIVE FISCAL AGREEMENT FOR WELLS BRANCH CENTER FINAL PLAT; AND
 - C. A TRAVIS COUNTY CONSTRUCTION AGREEMENT FOR WELLS BRANCH CENTER FINAL PLAT. (COMMISSIONER ECKHARDT)

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

AT 9:30 A.M.

- 11. CONSIDER AND TAKE APPROPRIATE ACTION 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. (9:42 AM)

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, TNR; Tom Weber, Environmental Quality Program Manager, TNR; Jimmy Skipton, President, Hayes Trinity Groundwater Conservation District; Todd Reimers, Travis County Landowner; John Dupnik, Geoscientist, Barton Springs Edwards Aquifer Conservation District; Gene Lowenthal, President, Hamilton Pool Scenic Corridor Coalition; Bill Bunch, Save Our Springs (SOS); Morris Priest, Travis County Resident; Ted Stewart, Travis County Landowner; and Tom Nuckols, Assistant County Attorney.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt that we put in place the proposed interim rule, Chapter 82, and launch the stakeholder and review process for our rules related to groundwater availability, and accept the language in the proposed order.

Motion carried:

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

Clerk’s Note: The Court directed Staff to follow the proposed timeline on the review process which was included in the back up documentation.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 12. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE APPOINTMENT OF ANNA LISA FAHRENTHOLD TO THE EARLY CHILDHOOD COUNCIL. (9:33 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.

PLANNING AND BUDGET DEPT. ITEMS

13. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:33 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.

ADMINISTRATIVE OPERATIONS ITEMS

14. 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 \$486,507.45 FOR THE PERIOD OF OCTOBER 1 TO OCTOBER 7, 2010. (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON TECHNICAL CORRECTIONS TO THE 2011 CLASSIFIED PAY SCALE. (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON LICENSE AGREEMENT TO USE THE OLD COUNTY JAIL IN THE HEMAN SWEATT COURTHOUSE TO FILM SCENES FOR AN INDEPENDENT FILM PRODUCTION ON OCTOBER 26 THROUGH 29, 2010. (9:33 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.

OTHER ITEMS

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(1:43 PM)
- A. REPORT ON THE HOUSE COUNTY AFFAIRS COMMITTEE HEARING IN SAN ANTONIO ON TUESDAY, OCTOBER 12, 2010;
 - B. ADOPTION OF POLICIES AND PROCEDURES FOR DETERMINING, MONITORING AND ADVANCING THE TRAVIS COUNTY LEGISLATIVE AGENDA FOR THE 82ND TEXAS LEGISLATURE (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY); AND
 - C. ADOPTION OF THE TRAVIS COUNTY LEGISLATIVE AGENDA DOCUMENT FOR THE 82ND TEXAS LEGISLATURE.

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer; and Susan Spataro, Travis County Auditor.

Motion by Commissioner Eckhardt **and seconded by** Judge Biscoe to approve Item 18.B, it's a good clean document.

Motion carried:

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

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt to approve Item 18.C.

Motion carried:

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

Clerk's Note: The Court noted that the document for Item 18.C is fluid and that there may be changes made during the legislative session.

Item 18.A discussion only. No formal action taken.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE TRAVIS COUNTY CONSTABLE PRECINCT THREE TO PURCHASE A CHEVY VAN (VIN NUMBER 1GCEG25H9K7169133) FOR \$1,000.00 FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY. (1:59 PM) (2:43 PM) (5:38 PM)

Clerk's Note: Judge Biscoe announced that Item 19 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.076, Security.

Members of the Court heard from: Stacy Suits, Chief Deputy, Constable Precinct 3; John Hille, Assistant County Attorney; Jim Connolly, Assistant County Attorney; and Mike Joyce, Fleet Manager, TNR.

Motion by Judge Biscoe to approve Item 19.

Clerk's Note: Motion Dies for lack of a Second.

Clerk's Note: No action taken on Item 19.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST FROM LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT AND MARBLE FALLS INDEPENDENT SCHOOL DISTRICT TO APPROVE THEIR JOINT RESOLUTION OF MAY 24, 2010, EQUITABLY ALLOCATING THE INDEBTEDNESS BETWEEN SAID SCHOOL DISTRICTS, PER TEXAS EDUCATION CODE SECTION 13.004, FOLLOWING DETACHMENT AND ANNEXATION OF CERTAIN PROPERTY IN THE PALEFACE RANCH SUBDIVISION. (COMMISSIONER HUBER) (9:30 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 this agreement will bring financial benefits to Lake Travis Independent School District.

21. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING COUNTY PROPERTY AT 700 LAVACA STREET: (1:42 PM)
 - A. THE USE OF EXTERNAL OR INTERNAL PROJECT MANAGEMENT FOR THE PROJECT IN WHOLE OR PART;
 - B. SCOPE OF SERVICES FOR ARCHITECTURAL AND ENGINEERING SERVICES; AND
 - C. DIRECTIONS ON HOW TO PROCEED TOWARD ISSUANCE OF A REQUEST FOR QUALIFICATIONS, NO. Q100247RV, AND SELECTION PROCESS.

Items 21.A-C postponed until October 26, 2010.

AT 10:00 A.M.

22. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON REPORT FROM TRAVIS COUNTY CHIEF ELECTIONS OFFICER ON RECOMMENDATIONS FROM STUDY GROUP REGARDING CURRENT AND FUTURE VOTING SYSTEMS. (10:46 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; Annette Lovoi, Member, Elections Study Group and Austin Independent School District Board of Trustees; Bruce Leach, Member, Elections Study Group and Chair, Elections Committee, Travis County Republican Party; James W. Collins, Member, Elections Study Group; Shirley Gentry, Member, Elections Study Group and City Clerk, City of Austin; Ronnie Gjemre, Travis County Resident; Clint Smith, Member, Elections Study Group and Grey Panthers; Karen Rennick, Member, Elections Study Group and Founder and Co-Director, VoteRescue; Vicky Karp, Co-Director, VoteRescue; Dorothy Erminger, Travis County Resident; Rae Nalder-Olenick, Fluoride Free Austin; Bill Stout, Member, Elections Study Group and Green Party; Fidel Acevedo, Member, Elections Study Group and President, Local 4860, League of United Latin American Citizens (LULAC); Russell Doyle, Travis County Resident; James Burnett, Travis County Resident; and Nancy Robbins, Travis County Resident.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt:

- Accept and approve the study group's report and recommendations, which includes move to a paper ballot system with electronic tally as soon as possible
- Implement this after the 2012 Presidential Election for the reason stated by the study group
- Continue to use the current system
- Add vote centers as soon as possible with no adverse impact on polling precincts, so at the appropriate time we'll review that
- The County Clerk continue to write and refine voting system specifications, that that be completed as soon as possible
- Commissioners Court be kept informed, and let us express our full appreciation to all members of the study group.

A Friendly Amendment to the previous Motion was offered by Commissioner Eckhardt that the paper ballot be verified sooner than 2012.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

Motion carried:

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

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.

- 23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REDUCTION IN FORCE FOR SLOT 13, CONSTABLE PRECINCT THREE. ^{1 AND 3} (5:39 PM) (6:04 PM)

Clerk's Note: Judge Biscoe announced that Item 23 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Commissioner Eckhardt **and seconded by** Judge Biscoe that the employee in Slot 13 of the Travis County Constable's Office Precinct 3 receive the benefits detailed in the Travis County Reduction in Force Policy, Section 10.017, and that that employee therefore receive 22 days of compensation, which will be calculating it from the time of written notice.

Motion carried:

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

- 24. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE SETTLEMENT OFFER REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO KAMDEN SPACEK. ¹ (5:39 PM)

Clerk's Note: Judge Biscoe announced that Item 24 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 24 was postponed until October 26, 2010.

25. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE OFFER TO SETTLE TRAVIS COUNTY'S CLAIMS AGAINST DANIEL VENCES AND OLGA HERNANDEZ FOR DAMAGES TO A GUARDRAIL. ¹ (5:39 PM)

Clerk's Note: Judge Biscoe announced that Item 25 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 25 was postponed until October 26, 2010.

26. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN GEORGE GIKAS V. TRAVIS COUNTY, LESTER MEIER RODEO COMPANY AND TEXAS STYLE PROFESSIONAL EVENT PLANNERS INC. ¹ (5:39 PM)

Clerk's Note: Judge Biscoe announced that Item 26 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 26 was postponed until October 26, 2010.

27. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LEASE AGREEMENTS AT 700 LAVACA WITH BRUCE A. LIPSHY D/B/A LIPSHY & ESCAMILLA, LLP. ^{1 AND 2} (5:39 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 and Gov't. Code Ann. 551.072, Real Property.

Item 27 was postponed until October 26, 2010.

28. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ^{1 AND 2} (5:39 PM)

Clerk's Note: Judge Biscoe announced that Item 28 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 28 was postponed until October 26, 2010.

AT 2:30 P.M. OR UPON ADJOURNMENT OR RECESS OF THE COMMISSIONERS COURT

29. CONDUCT HEARING AND TAKE APPROPRIATE ACTION ON APPEAL FROM JUNE 18, 2010 TRAVIS COUNTY GRIEVANCE PANEL DECISION IN SERGIO FLORES V. CONSTABLE RICHARD MCCAIN, PRECINCT THREE, PURSUANT TO TRAVIS COUNTY CODE SECTION 9.257(K). ^{1 AND 3} (2:43 PM) (5:37 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 and Gov’t. Code Ann. 551.074, Personnel Matters.

Motion by Judge Biscoe and seconded by Commissioner Huber that we delay a decision until next week, Tuesday, October 26, 2010, to give us an opportunity to work on various matters between now and then, and to mull over the evidence received today; and to give another Court Member who had to leave just before we terminated that discussion an opportunity to participate if she so chooses.

Motion carried:

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

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL WITH THE TEXAS CONFERENCE OF URBAN COUNTIES FOR TRAVIS COUNTY TO PARTICIPATE AS A PLANNING PARTICIPANT IN THE DESIGN AND DEVELOPMENT OF AN ADULT CASE MANAGEMENT SYSTEM. (1:42 PM)

Item A1 was postponed until October 26, 2010.

- A2. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING TERMS AND CONDITIONS OF FINANCIAL INCENTIVES WITH SEMATECH. (EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (1:42 PM)

Clerk's Note: Judge Biscoe announced that Item A2 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Clerk's Note: The County Judge noted that Travis County did not have an agreement with Sematech, therefore, no action was required.

ADJOURNMENT

Motion by Judge Biscoe **and seconded by** Commissioner Huber to adjourn the Voting Session. (6:04 PM)

Motion carried:

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – OCTOBER 19, 2010

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 19th day of October 2010, the Commissioners’ Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:40 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 Northwest Travis County Road District No. 3 (Golden Triangle) at 1:40 PM.

The Commissioners Court record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:40 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	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

2. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE THE MINUTES FOR THE FOLLOWING VOTING SESSIONS OF THE NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3: (1:40 PM)

A. SEPTEMBER 28, 2010; AND

B. OCTOBER 5, 2010.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve Items 2.A&B.

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (1:40 PM)

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

MINUTES APPROVED BY THE ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – OCTOBER 19, 2010

TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1

On Tuesday, the 19th day of October 2010, the Commissioners' Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 1:41 PM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

The Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 1:41 PM.

1. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST ROAD DISTRICT FUNDS. (1:41 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	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

2. APPROVE THE TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 MINUTES FOR THE VOTING SESSION OF SEPTEMBER 28, 2010. (1:41 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	absent
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to adjourn the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria). (1:40 PM)

Motion carried:

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

MINUTES APPROVED BY THE ROAD DISTRICT BOARD

Date of Approval

Samuel T. Biscoe, Travis County Judge