

MINUTES OF MEETING OCTOBER 12, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 12th day of October 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 record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 11:46 AM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 1:40 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:41 PM and adjourned at 1:43 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:43 PM and adjourned at 1:46 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation, and the Travis County Cultural Education Facilities Finance Corporation, convened at 1:46 PM and adjourned at 1:47 PM.

The Commissioners Court reconvened the Voting Session at 1:47 PM.

The Commissioners Court retired to Executive Session at 1:47 PM.

The Commissioners Court reconvened the Voting Session at 3:16 PM.

The Commissioners Court adjourned the Voting Session at 3:19 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 1431 AND 1432 OF THE AMENDED PLAT OF APACHE SHORES, SECTION 3 – A SUBDIVISION IN TRAVIS COUNTY, PRECINCT THREE. (COMMISSIONER HUBER) (ACTION ITEM #17) (9:13 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 17 for a summary of the action item.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt 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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, Transportation and Natural Resources (TNR).

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt 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

- 2. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 292 AND 293 OF APACHE SHORES, 1ST INSTALLMENT – A SUBDIVISION IN TRAVIS COUNTY, PRECINCT 3. (COMMISSIONER HUBER) (ACTION ITEM #18) (9:20 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 18 for a summary of the action item.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt 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, Division Director, Engineering Services, TNR.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt 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

3. 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. (ACTION ITEM #19) (9:21 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 19 for a summary of the action item.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt 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, Division Director, Engineering Services, TNR; Tom Weber, Environmental Quality Program Manager, TNR; Tom Nuckols, Assistant County Attorney; Gene Lowenthal, President, Hamilton Pool Scenic Corridor Coalition; Pepper Pfiester, Travis County Resident; Hank Smith, District Engineer, Cypress Ranch Water Control and Improvement District No. 1 (WCID #1); Alan Topfer, Developer, West Cypress Hills; Jennifer Phillips, Travis County Resident; David Smith, Consulting Engineer, representing SolaVista; Hugh Winkler, Travis County Resident; John Dupnik, Geoscientist, Barton Springs Edwards Aquifer Conservation District; Christy Muse, Executive Director, Hill Country Alliance; Rick Coneway, Travis County Resident; Raymond Slade, Hydrologist; and Morris Priest, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Huber 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: Karen Rennick, Founder, VoteRescue; Hamilton Richards, Travis County Resident; Ronnie Gjemre, Travis County Resident; Fidel Acevedo, President, Local 4860, League of United Latin American Citizens (LULAC); and Maurice Priest, Travis County Resident. (10:34 AM)

CONSENT ITEMS

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber to approve the following Consent Items: C1-C4 and Items 8, 9, 10, 11, 12, 13.A&B, 14, 15, 16, 17, 18, 21, 22.A&B, 23, 26, 27.A-C, and 28. (11:43 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 SETTING A PUBLIC HEARING DATE FOR NOVEMBER 16, 2010 TO APPROVE A PARTIAL PLAT VACATION IN PRECINCT THREE: PARTIAL PLAT VACATION OF 620 OAKS SUBDIVISION (LOT 7, BLOCK C, ONLY) – 4.603 ACRES – 10801 FOUNDATION ROAD – WATER IS PROVIDED BY PRIVATE WELL AND WASTEWATER IS PROVIDED BY ON-SITE SEPTIC, CITY OF AUSTIN ETJ. (COMMISSIONER HUBER)
- C4. APPROVE PAYMENT OF \$631.51 TO THE TEXAS TOLL AUTHORITY FOR OUTSTANDING TOLL CHARGES ASSOCIATED WITH NON-EMERGENCY COUNTY VEHICLES.

INTRODUCTIONS

4. INTRODUCTION OF LINDA WATSON, PRESIDENT AND CEO OF CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY BY BEVERLY SILAS, TRAVIS COUNTY APPOINTEE ON THE CAPITAL METRO BOARD OF DIRECTORS. (9:13 AM)

Members of the Court heard from: Beverly Silas, Director, Capital Metro Board; and Linda Watson, President and CEO, Capital Metropolitan Transportation Authority.

Discussion only. No formal action taken.

RESOLUTIONS AND PROCLAMATIONS

5. APPROVE PROCLAMATION DECLARING OCTOBER 15, 2010 "TRAVIS COUNTY HISTORY DAY." (10:52 AM)

Members of the Court heard from: Steven Broberg, Director, Records Management and Communication Resources (RMCR).

Motion by Judge Biscoe **and seconded by** Commissioner Huber to approve the Proclamation in Item 5.

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

- 6. APPROVE PROCLAMATION DESIGNATING THE MONTH OF OCTOBER 2010 AS "BULLYING PREVENTION MONTH" IN TRAVIS COUNTY. (10:58 AM)

Members of the Court heard from: Adrian Moore, Executive Director, Council on At-Risk Youth (CARY); Tiffany Taylor; Community Outreach Unit, Travis County Sheriff's office (TCSO); and Garry Brown, Travis County Resident and Chief of Staff, County Commissioner Precinct 3 Office.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the Proclamation in Item 6.

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

- 7. APPROVE RESOLUTION RECOGNIZING SYMPOSIUM 2010 IN TRAVIS COUNTY SPONSORED BY THE CENTRAL TEXAS CHAPTER OF THE NATIONAL FORUM FOR BLACK PUBLIC ADMINISTRATORS FOR THE TEXAS REGION. (11:06 AM)

Members of the Court heard from: Deborah E. Britton, Director, Community Services Division, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS), and President of NFBPA; and Anthony Snipes, Chief of Staff, City of Austin.

Motion by Judge Biscoe and seconded by Commissioner Huber to approve the Resolution in Item 7.

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

ADMINISTRATIVE OPERATIONS ITEMS

8. 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 \$926,070.42 FOR THE PERIOD OF SEPTEMBER 24 TO SEPTEMBER 30, 2010. (11:43 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.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (11:43 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 REQUEST FOR A LICENSE AGREEMENT WITH BOOK OF BABYLON, LLC, A TEXAS LIMITED LIABILITY COMPANY, TO SHOOT A FILM AT THE OLD JAIL ON THE UPPER FLOORS OF THE HEMAN MARION SWEATT COURTHOUSE ON OR ABOUT OCTOBER 15, 2010. (11:43 AM)

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

PURCHASING OFFICE ITEMS

11. APPROVE INTERLOCAL AGREEMENT WITH CITY OF AUSTIN FOR MANCHESTER BIDWELL FEASIBILITY STUDY REGARDING AN INNOVATIVE WORKFORCE DEVELOPMENT INITIATIVE. (11:43 AM)

Clerk's Note: Item 11 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

12. APPROVE CONTRACT AWARD FOR GROUNDS MAINTENANCE, IFB NO. B100252-RG, TO THE LOW BIDDER, FRANK RINGER AND ASSOCIATES. (11:43 AM)

Clerk's Note: Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

13. APPROVE CONTRACT AWARD FOR AUTO BODY REPAIR, IFB NO. B100270-CW, TO THE FOLLOWING LOW BIDDERS: (11:43 AM)

A. GROUP ONE-CARS AND LIGHT TRUCKS:

1. TWO DAY BODY SHOP – ALL QUADRANTS; AND

B. GROUP TWO-HEAVY TRUCKS:

1. TWO DAY BODY SHOP – NE AND NW QUADRANTS; AND
2. CENTRAL TEXAS COLLISION SERVICES – SE AND SW QUADRANTS.

Clerk's Note: Items 13.A1 and 13.B1&2 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. 3 TO CONTRACT NO. 09T00202NB, WEATHERIZATION MANAGEMENT GROUP, FOR INSULATION SERVICES. (11:43 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 INTERLOCAL AGREEMENT WITH TEXAS WORKFORCE COMMISSION FOR INFORMATION RELEASE FOR TRAVIS COUNTY SHERIFF'S OFFICE. (11:43 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 CONTRACT AWARD FOR CONSTRUCTION OF A NEW S.M.A.R.T. BUILDING, IFB NO. B100229-JT, TO THE LOW BIDDER, ZAPALAC/REED CONSTRUCTION COMPANY, LP. (11:43 AM)

Clerk's Note: Item 16 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 1431 AND 1432 OF THE AMENDED PLAT OF APACHE SHORES, SECTION 3 – A SUBDIVISION IN TRAVIS COUNTY, PRECINCT THREE. (COMMISSIONER HUBER) (11:43 AM)

Clerk's Note: Item 17 is the action item for the public hearing on Agenda Item 1.

Clerk's Note: Item 17 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

18. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 292 AND 293 OF APACHE SHORES, 1ST INSTALLMENT – A SUBDIVISION IN TRAVIS COUNTY, PRECINCT 3. (COMMISSIONER HUBER) (11:43 AM)

Clerk's Note: Item 18 is the action item for the public hearing on Agenda Item 2.

Clerk's Note: Item 18 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

19. 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. (10:32 AM) (1:47 PM) (3:16 PM)

Clerk's Note: Item 19 is the action item for the public hearing on Agenda Item 3.

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.

Discussion only. No formal action taken.

Item 19 to be reposted on October 19, 2010.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST FOR A VARIANCE TO CHAPTER 48 OF THE TRAVIS COUNTY CODE AND TITLE 30 TEXAS ADMINISTRATIVE CODE CHAPTER 285 FOR THE MINIMUM LOT SIZE FOR RESIDENTIAL LOTS UTILIZING ONSITE WASTEWATER FOR THE PROPOSED RESUBDIVISION OF THE EASTER 1/3 PART OF LOT 3, NORTHRIDGE ACRES NO. 2 PLAT. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN 551.071, CONSULTATION WITH ATTORNEY) (11:45 AM)

Item 20 was pulled from the Agenda.

21. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO APPROVE A PARTICIPATION AGREEMENT WITH THE RANCHO ALTO HOME OWNERS ASSOCIATION FOR THE IMPROVEMENT OF A PORTION OF RANCHO ALTO ROAD IN PRECINCT THREE. (COMMISSIONER HUBER) (11:43 AM)

Clerk's Note: Item 21 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

22. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING IN PRECINCT THREE: (11:43 AM)
- A. FINAL PLAT: AMMARON HILLS SUBDIVISION FINAL PLAT 15 LOTS – 42.57 ACRES – 14500 FM 2769 ROAD – WATER AND WASTEWATER SERVICE TO BE PROVIDED BY ON-SITE WELL AND SEPTIC SYSTEMS – CITY OF AUSTIN ETJ; AND
 - B. SUBDIVISION CONSTRUCTION AGREEMENT FOR AMMARON HILLS. (COMMISSIONER HUBER)

Clerk's Note: Items 22.A&B 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 REQUEST TO APPROVE LICENSE AGREEMENT WITH 360 WAKEBOARD CLUB, A NON-PROFIT ORGANIZATION, FOR A WAKEBOARDING COMPETITION EVENT TO BE HELD AT PACE BEND PARK. (COMMISSIONER HUBER) (11:43 AM)

Clerk's Note: Item 23 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. RECEIVE STATUS REPORT FROM ESPEY CONSULTANTS, INC. ON THE MULTI-PHASED CLEAN UP OF HAMILTON CREEK AND HAMILTON POOL. (COMMISSIONER HUBER) (11:18 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Victoria Harkins, Project Manager, Espey Consultants, Inc.; Jon White, Natural Resources Program Manager, TNR; and Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD).

Discussion only. No formal action taken.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

25. RECEIVE PRESENTATION FROM TEXAS AGRILIFE TRAVIS COUNTY ON TRAVIS COUNTY 4-H PROGRAM. (11:11 AM)

Members of the Court heard from: Skip Richter, Director, Texas AgriLife Extension Service, Travis County Health and Human Services (TCHHS); Julie Zimmerman, Travis County 4H Extension Agent; Cory Talley, Travis County 4H Extension Agent; Steven Young, 4H participant; and Sarah Young, 4H participant.

Discussion only. No formal action taken.

PLANNING AND BUDGET DEPT. ITEMS

26. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (11:43 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(11:43 AM)
- A. ANNUAL APPLICATION TO TASK FORCE ON INDIGENT DEFENSE FOR THE FORMULA GRANT INDIGENT DEFENSE PROGRAM IN THE CRIMINAL COURTS;
 - B. CONTRACT WITH ATMOS ENERGY TO CONTINUE THE EXISTING SHARE THE WARMTH PROGRAM THROUGH HEALTH AND HUMAN SERVICES TO PROVIDE UTILITY ASSISTANCE FOR QUALIFIED HOUSEHOLDS NEEDING ASSISTANCE WITH THEIR ATMOS ENERGY NATURAL GAS BILLS; AND
 - C. CONTRACT WITH THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF VIOLENCE AGAINST WOMEN TO CONTINUE THE EXISTING SAFE HAVENS: SUPERVISED VISITATION AND SAFE EXCHANGE PROGRAM IN COUNSELING AND EDUCATION SERVICES FOR A THREE YEAR TERM.

Clerk's Note: Items 27.A-C 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. RECEIVE FISCAL YEAR 2011 FORFEITED PROPERTY ACCOUNT BUDGET FROM THE TRAVIS COUNTY DISTRICT ATTORNEY'S OFFICE IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE 59.06(D) OF THE TEXAS CODE OF CRIMINAL PROCEDURE. (11:43 AM)

Clerk's Note: Item 28 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

29. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING COUNTY PROPERTY AT 700 LAVACA STREET: (9:13 AM)
- 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 29.A-C pulled from the Agenda.

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.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN ELIDA GARZA V. TRAVIS COUNTY'S TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT. ¹
(1:47 PM) (3:17 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.

Discussion only. No formal action taken.

31. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LEASE AGREEMENTS AT 700 LAVACA WITH THE FOLLOWING: (1:47 PM) (3:18 PM)

A. BRUCE A. LIPSHY D/B/A LIPSHY & ESCAMILLA, LLP; AND

B. CAPITOL AREA CONTRACTORS, INC. ^{1 AND 2}

Clerk’s Note: Judge Biscoe announced that Items 31.A&B 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 take no action on 31.B, Capital Area Contractors, Inc. lease.

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

Item 31.A to be reposted on October 19, 2010.

32. RECEIVE LEGAL BRIEFING, CONSIDER SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION REGARDING CLAIMS BY ALICIA PEREZ IN TWCCRD CHARGE NO. 1A20200 AND EEOC CHARGE NO. 31C-2010-0267C. ¹ (1:47 PM) (3:18 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.

Discussion only. No formal action taken.

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to adjourn the Voting Session. (3:19 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 COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge

MINUTES OF MEETING – OCTOBER 12, 2010

TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1

On Tuesday, the 12th 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 1:40 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 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 THE TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 MINUTES FOR THE VOTING SESSIONS OF JULY 20 AND JULY 27, 2010. (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	abstain
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). (1:41 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