

MINUTES OF MEETING NOVEMBER 16, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 16th day of November 2010, the Commissioners' Court convened the Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court recessed the Voting Session at 12:00 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:41 PM and adjourned at 1:45 PM.

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

The Commissioners Court retired to Executive Session at 3:18 PM.

The Commissioners Court reconvened the Voting Session at 5:15 PM.

The Commissioners Court adjourned the Voting Session at 5:19 PM.

PUBLIC HEARINGS

- 1. RECEIVE COMMENTS REGARDING A PARTIAL PLAT VACATION FOR 620 OAKS SUBDIVISION IN PRECINCT THREE. (COMMISSIONER HUBER) (ACTION ITEM #16) (9:14 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 16 for a summary of the action item.

Motion by Judge Biscoe and seconded by Commissioner Davis to open 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

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

Motion by Judge Biscoe and seconded by Commissioner Eckhardt 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: Gus Peña, Travis County Resident; Dr. John K. Kim, Travis County Resident; Ronnie Gjemre, Travis County Resident; Vikki Goodwin, Travis County Resident; Pam Baggett, Travis County Resident; Pat Johnson, Travis County Resident; Ernest Rebeck, Travis County Resident; and Paul Aviña, Travis County Resident. (9:15 AM)

CONSENT ITEMS

Members of the Court heard from: Ronnie Gjemre, Travis County Resident; Joe Gieselman, Executive Manager, TNR; and Charlie Watts, Senior Planner, TNR.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve the following Consent Items: C1-C5 and Items 5.A-C, 6, 7, 9.A-C, 10, 11.A&B, 16, 26, 27, 28, 29.A-D, and 30. (9:39 AM)

Motion carried:

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE THE COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF OCTOBER 26, 2010.
- C4. APPROVE THE COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF NOVEMBER 2, 2010.
- C5. APPROVE SETTING A PUBLIC HEARING DATE FOR DECEMBER 21, 2010 TO RECEIVE COMMENTS ON THE RESUBDIVISION OF LOT 2 BLOCK A KST/VOELKER TRACT FINAL PLAT IN PRECINCT ONE (RESUBDIVISION FINAL PLAT – 2 TOTAL COMMERCIAL LOTS – 9.112 ACRES – SUNCREST ROAD – NO FISCAL REQUIRED FOR THE RESUBDIVISION PLAT – SEWAGE SERVICE TO BE PROVIDED BY CITY OF MANOR – CITY OF MANOR ETJ). (COMMISSIONER DAVIS)

SPECIAL ITEMS

- 2. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ACTIVITIES SURROUNDING THE 2010 CENSUS, INCLUDING: (9:46 AM)
 - A. UPDATE ON FINAL TRAVIS COUNTY AND CITY OF AUSTIN MAIL-IN PARTICIPATION RATES IN THE 2010 CENSUS EFFORT; AND

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer; and Bruce Elfant, Constable, Precinct 5.

Discussion only. No formal action taken.

- 2. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ACTIVITIES SURROUNDING THE 2010 CENSUS, INCLUDING: (2:54 PM)
 - B. APPROVE RESOLUTION THANKING THE MEMBERS OF THE AUSTIN-TRAVIS COUNTY COMPLETE COUNT COMMITTEE FOR THEIR SERVICES AND CONGRATULATING THEM ON THE SUCCESS OF THEIR EFFORTS.

Motion by Commissioner Gómez **and seconded by** Commissioner Huber to approve the Resolution in Item 2.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	yes

- 3. RECEIVE 40TH ANNIVERSARY UPDATE PRESENTATION FROM CAPITAL AREA COUNCIL OF GOVERNMENTS. (COMMISSIONER HUBER) (9:56 AM)

Members of the Court heard from: Sheila Jennings, Deputy Director, Capital Area Council of Governments (CAPCOG); Ronnie Gjemre, Travis County Resident; Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; Danny Hobby, Executive Manager, Travis County Emergency Services; and Dr. John K. Kim, Travis County Resident.

Discussion only. No formal action taken.

PLANNING AND BUDGET DEPT. ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:14 AM)

Item 4 not needed.

5. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:39 AM)
- A. NEW APPLICATION TO THE TEXAS HISTORICAL COMMISSION FOR A CULTURAL RESOURCE SURVEY OF RURAL PROPERTIES IN EASTERN TRAVIS COUNTY TO BE CONDUCTED BY THE TRAVIS COUNTY HISTORICAL COMMISSION; IF AWARDED, A SMALL CASH MATCH WILL BE REQUESTED FROM THE FISCAL YEAR 2011 ALLOCATED RESERVE;
 - B. NEW APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR TRANSPORTATION AND NATURAL RESOURCES TO RECEIVE FEDERAL FUNDING FROM THE UNITED STATES FISH AND WILDLIFE SERVICE TO CONDUCT KARST FEATURE SURVEYS ON COUNTY-OWNED LAND WITHIN BALCONES CANYONLANDS PRESERVE;
 - C. NEW CONTRACT WITH THE TEXAS VETERANS COMMISSION TO RECEIVE FUNDING TO SUPPORT THE EXISTING VETERANS COURT PROGRAM IN THE CRIMINAL COURT; AND

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.

Clerk's Note: The Court noted that there would be a \$3,000.00 match from the County if the grant in Item 5.A is approved.

- 5. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:54 AM)

D. NEW CONTRACT WITH THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION (SAMHSA) TO EXPAND THE DRIVING WHILE INTOXICATED COURT PROGRAM IN THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT.

Members of the Court heard from: Ronnie Gjemre, Travis County Resident; and Katie Peterson, Budget Analyst, Planning and Budget Office (PBO).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 5.D.

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

ADMINISTRATIVE OPERATIONS ITEMS

- 6. 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 \$450,447.03 FOR THE PERIOD OF OCTOBER 29 TO NOVEMBER 4, 2010. (9:39 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:39 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.

- 8. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED PHASING PLAN FOR DEPARTMENTAL MOVES ASSOCIATED WITH THE 700 LAVACA STREET FACILITY. (2:36 PM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve Item 8.

Motion carried:

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

PURCHASING OFFICE ITEMS

- 9. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:39 AM)
 - A. ACCEPT LIST OF 40 FORFEITED WEAPONS AS COUNTY PROPERTY FROM TRAVIS COUNTY SHERIFF OFFICE EVIDENCE;
 - B. DECLARE LIST OF 124 WEAPONS AS SURPLUS; AND
 - C. AUTHORIZE TRADE IN OF 124 TOTAL WEAPONS FROM LIST OF FIREARMS WITH G.T. DISTRIBUTORS PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE.

Clerk’s Note: Items 9.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

- 10. PURSUANT TO SECTION 263.152 (a) (3) OF THE TEXAS LOCAL GOVERNMENT CODE, DECLARE A CERTAIN WEAPON AS SURPLUS AND AUTHORIZE DISPOSAL. (9:39 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.

- 11. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:39 AM)
 - A. ACCEPT ONE HOUSE LOCATED AT SOUTHEAST METRO PARK AS DONATION; AND
 - B. DECLARE HOUSE AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE.

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

- 12. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 10C0223OJ, SAGEBRUSH SOLUTIONS, FOR DEPENDENT ELIGIBILITY AUDIT SERVICES. (10:22 AM)

Members of the Court heard from: Diane Blankenship, Director, Human Resources Management Department (HRMD); and Cindy Purinton, Benefit Administrator, HRMD.

Motion by Commissioner Huber **and seconded by** Commissioner Davis to approve Item 12.

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

13. APPROVE CONTRACT AWARD FOR PROFESSIONAL LAND PLANNING SERVICES - COLORADO RIVER CORRIDOR PLAN, PS100169JW, TO BOSSE AND PHARIS ASSOCIATES, INC. (10:26 AM)

Clerk's Note: Items 13 and 18 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Richard McDonald, Travis County Resident; and Tom Weber, Environmental Quality Program Manager, TNR.

Motion by Judge Biscoe and seconded by Commissioner Huber to approve Item 13.

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

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 18.

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

14. DISCUSS AND APPROVE ISSUANCE OF REQUEST FOR SERVICES FOR REDISTRICTING SERVICES FOR TRAVIS COUNTY. (2:22 PM)

Clerk's Note: The Court discussed the following changes made to the RFS:

- The Consultant would supply the County with access and training to the software
- Extended the opening until January 1, 2011.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt to approve Item 14.

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

15. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING COUNTY PROPERTY AT 700 LAVACA STREET: (2:42 PM)
 - A. APPROVE ORDER EXEMPTING THE PURCHASE OF PROJECT MANAGEMENT SERVICES;
 - B. DISCUSS AND PROVIDE DIRECTION REGARDING THE PROCUREMENT OF PROJECT MANAGEMENT SERVICES; AND
 - C. OTHER RELATED ISSUES.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber to approve exempting the contract for these services and moving forward.

A Restatement of the Motion was made by Judge Biscoe that we exempt the selection of the Project Manager, the team of Cyd Grimes, Travis County Purchasing Agent, Roger El Khoury, Director, Facilities Management, and Tenley Aldredge, Assistant County Attorney to negotiate directly with HS&A, Dave Stauch, negotiating a fee more than anything else.

Motion carried:

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

Clerk’s Note: The Court discussed changes to the compromise document previously discussed:

- Outside Project Manager to work directly with the Facilities Management Director
- Purchasing Department, Facilities Management, and the County Attorney to prepare a draft scope of services and work with the Project Manager to prepare a final version; part of the salary negotiations will be negotiating scope of services for the Project Manager.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve those two changes.

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

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

- 16. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PARTIAL PLAT VACATION FOR 620 OAKS SUBDIVISION IN PRECINCT THREE. (COMMISSIONER HUBER) (9:39 AM)

Clerk’s Note: Item 16 is the action item for the public hearing on Agenda Item 1.

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 REQUEST TO AMEND CHAPTER 92 OF THE TRAVIS COUNTY CODE TO ADD A PROVISION REGARDING THE USE OF PROCEEDS FROM THE SALE OF OPEN SPACE PARKLAND, PARKS AND PRESERVES. (COMMISSIONER ECKHARDT) (2:23 PM)

Members of the Court heard from: Susan Spataro, Travis County Auditor; and Joe Gieselman, Executive Manager, TNR.

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

Motion carried:

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

- 18. CONSIDER AND TAKE APPROPRIATE ACTION ON COMMUNITY OUTREACH FOR THE DEVELOPMENT OF THE COLORADO RIVER CORRIDOR PLAN. (10:26 AM)

Clerk’s Note: Items 13 and 18 are associated with one another and were called for concurrent discussion. Please refer to Item 13 for a summary of the action taken by the Court.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 19. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON THE PROCESS TO IDENTIFY AN APPOINTEE TO THE CENTRAL HEALTH/TRAVIS COUNTY HEALTHCARE DISTRICT BOARD OF MANAGERS, INCLUDING EXTENSION OF THE APPLICATION DEADLINE. (2:29 PM)

Clerk's Note: The Court discussed Staff Recommendations to extend the application deadline to January 7, 2011 and allow Staff to continue to solicit applications.

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

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve Staff recommendations.

Motion carried:

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

- 20. CONSIDER AND TAKE APPROPRIATE ACTION ON NEW INTERLOCAL AGREEMENT WITH REVISIONS REQUESTED BY THE CITY OF AUSTIN FOR TOBACCO PREVENTION SERVICES IN THE FORM OF THE ESTABLISHMENT OF A TOBACCO FREE WORKSITE POLICY UTILIZING GRANT FUNDS RECEIVED BY THE CITY FROM THE CENTERS FOR DISEASE CONTROL AND PREVENTION UNDER THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES VIA THE AMERICAN RECOVERY AND REINVESTMENT ACT. (11:25 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; and Dr. Harindar Dhir, Medical Director, Wellness Clinic.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve Item 20.

Motion carried:

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

OTHER ITEMS

- 21. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE MATTERS INCLUDING: (2:56 PM)
 - A. A DETERMINATION OF LEGISLATIVE PRIORITIES FOR THE 82ND TEXAS LEGISLATURE FROM THE LIST OF POLICY POSITIONS PREVIOUSLY ADOPTED BY THE COMMISSIONERS COURT; AND
 - B. A LETTER FROM THE COURT TO MEMBERS AND MEMBERS-ELECT OF THE TRAVIS COUNTY LEGISLATIVE DELEGATION REGARDING THE IMPACT OF PROPOSED HEALTH AND HUMAN SERVICES BUDGET CUTS.

Members of the Court heard from: Mike Summers, Director, Inmate Treatment Services, Travis County Sheriff’s Office (TCSO); Sherri Fleming, Executive Manager, TCHHS&VS; Travis Gatlin, Budget Analyst, PBO; and Daniel Smith, Counseling and Education Manager, TCSO.

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

22. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FROM THE MANAGEMENT TEAM REGARDING COUNTY REORGANIZATION AND RELATED ISSUES. (11:29 AM)

Clerk’s Note: The Court discussed recommendations contained in a memo from the Management Team following the Work Session on Tuesday, November 9, 2010.

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Susan Spataro, Travis County Auditor; and Rodney Rhoades, Executive Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we indicate our intention to have an Executive Manager of Information and Telecommunications Systems (ITS); we would fund this position with the money from the Executive Manager of Administrative Operations and supplement that amount, if necessary, from Reserve funds.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Gómez that we appoint Joe Harlow, Chief Technology Officer, (ITS) to serve as the Interim Director at his current compensation until that position has been filled.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Huber that Human Resources Management Department (HRMD) report to the Executive Manager of the Planning and Budget Office (PBO).

Motion carried:

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

ITEM 22 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Gómez that for the next three to six months Facilities Management report to Danny Hobby, Executive Manager, Travis County Emergency Services; the intention of this Motion is we would revisit it in three to six months after we have made a decision on the TNR Executive Manager, but we would be free to make whatever additional decision we deemed appropriate.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	no
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 Gómez that the Executive Management Team move forward with the creation of an Information Technology Advisory Board as outlined in the backup. I would include Purchasing as a part of that as well because of the high dollar volume that's involved with ITS, and I would also include in the Motion that we look for three external members who are experts in the field but do not have a conflict of interest with the County; and I would also add that once this board is fully formed that it work with HRMD in coming up with a more well defined job description for the Executive Management of ITS.

A Friendly Amendment to the previous Motion was offered by Commissioner Eckhardt to add Items 3 and 4 to that Motion with regard to a readiness assessment, mission critical projects currently underway, and then also the creation of an Internal Advisory Committee once the Executive Manager is on board.

Acceptance of the Friendly Amendment was made by Commissioner Huber **and** Commissioner Gómez.

An addition to the Previous Motion was made by Commissioner Huber that, if we're going to include that that under the readiness assessment that they also take a look at what it would be entailed with a full ITS audit of the County because if we're looking at pieces, we need to be looking at the whole and we know there's some serious concerns out there that need to be addressed, so I'm not saying do it, but I'm saying take a look at what it would cost and what the process would be.

ITEM 22 CONTINUED

A restatement of the Previous Motion was made by Judge Biscoe to appoint an ITS Advisory Board made up of the core team including Executive Manager for Justice and Public Safety, Executive Manager, Information Service Technology, Items 1, 3, and 4 in the memo plus Purchasing, and three external members.

Motion carried:

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

Clerk’s Note: It was noted that Danny Hobby, Executive Manager, Travis County Emergency Services will be added to the ITS Advisory Board as there will be Facilities Management items to be discussed.

Clerk’s Note: The County Judge read out Items 6 and 7 from the previously mentioned memo:

- Item 6 – Authorize a permanent creation of the Management Team with an assigned chair or designated liaison as determined by the team members or Commissioners Court
- Item 7 - Direct the Management Team to work on the following items:
 - a) Completion of the business plan using a facilitator
 - b) Present recommendations on the outcomes of the business plan
 - c) Commit to an annual retreat with the Commissioners Court to discuss outcomes of the goals and objectives established in the business plan, and
 - d) Set annual training for all the Management Team and Commissioners Court.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt that approve Items 6 and 7.

A Friendly Amendment to the previous Motion was offered by Commissioner Huber to include a facilitator on as needed basis.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

Motion carried:

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

- 25. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE TRAVIS COUNTY CONSTABLE PRECINCT THREE OR ANOTHER COUNTY DEPARTMENT TO PURCHASE A CHEVY VAN (VIN NUMBER 1GCEG25H9K7169133) FOR \$1,000.00 FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY. (1:47 PM)

Clerk’s Note: The Court discussed that the van would be used for the Counterfeit Motor Vehicle Inspection Program (CMVIP).

Members of the Court heard from: Stacy Suits, Chief Deputy, Constable Precinct 3; Major Phyllis Clair, Law Enforcement Bureau, TCSO; Jim Sylvester, Chief Deputy, TCSO; and Mike Joyce, Fleet Manager, TNR.

Motion by Judge Biscoe and seconded by Commissioner Davis that Travis County purchase this equipment for \$1,000.00, that we put it in the Fleet Management Department, that we make it available to all County departments that need it for lawful County purposes, and that we get a report back one year from now, sort of estimating what good it's doing or bad and we can make the call on whether to keep it or not at that point.

A Friendly Amendment to the previous Motion was offered by Commissioner Gómez think it would be good to go back and look at that list to see what commitment we made to this program.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

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

- 26. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF SEPTEMBER, 2010. (9:39 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 EQUITABLE SHARING AGREEMENT AND CERTIFICATION FOR STATE FORFEITURE PROCEEDS AND THE TEXAS CHAPTER 59.06 CODE OF CRIMINAL PROCEDURE ASSET FORFEITURE REPORT AND CERTIFICATION. (9:39 AM)

Clerk's Note: Item 27 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON THE EQUITABLE SHARING PROGRAM COMPLIANCE NOTICE FOR FEDERAL FORFEITURES (UNITED STATES DEPARTMENT OF JUSTICE FILING). (9:39 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 ON THE FOLLOWING APPOINTMENTS AND REAPPOINTMENTS TO EMERGENCY SERVICES DISTRICT (ESD) BOARDS OF COMMISSIONERS: (9:39 AM)
- A. REAPPOINTMENT OF DENNIS WRIGHT TO ESD NO. 5, EFFECTIVE IMMEDIATELY UNTIL DECEMBER 31, 2011 (COMMISSIONER HUBER);
 - B. REAPPOINTMENT OF ART GURLEY TO ESD NO. 5, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2011 (COMMISSIONER HUBER);
 - C. APPOINTMENT OF JOHN LINTON TO ESD NO. 5, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2011 (COMMISSIONER HUBER); AND
 - D. REAPPOINTMENT OF GENE WILLS AS FIRE COMMISSIONER TO ESD NO. 4, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2013 (COMMISSIONER DAVIS).

Clerk's Note: Items 29.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENT OF SARAH DALE ANDERSON AS A STRATEGIC HOUSING FINANCE CORPORATION BOARD DIRECTOR, EFFECTIVE IMMEDIATELY THROUGH AUGUST 2011. (COMMISSIONER ECKHARDT) (9:39 AM)

Clerk's Note: Item 30 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

Note 3 Gov't Code Ann 551.074, Personnel Matters

The Commissioners Court will consider the following items in Executive Session. The Commissioners Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Commissioners Court announces that the item will be considered during Executive Session.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING NOTICE OF INTENT TO SUE FOR VIOLATIONS OF THE ENDANGERED SPECIES ACT IN THE BALCONES CANYONLANDS CONSERVATION PLAN (PERMIT NO. PRT-788841). ¹ (3:18 PM) (5:15 PM)

Clerk's Note: Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Discussion only. No formal action taken.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON CLAIMS FROM NATHAN GREEN. ¹ (3:18 PM) (5:16 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.

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Commissioner Huber **and seconded by** Judge Biscoe that we reject 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

33. 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-2010-00267C. ¹ (3:18 PM) (5:16 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.

Discussion only. No formal action taken.

Item 33 to be reposted November 23, 2010.

34. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. UNKNOWN (JASON C. HUVAL RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (3:18 PM) (5:17 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 to approve Item 34.

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: By approving Item 34 the Court authorized the execution of a prepared tax resale deed to Jason C. Huval for the sum of \$1,350.00.

35. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PURCHASE OF OPEN SPACE LAND IN PRECINCT ONE. (COMMISSIONER DAVIS) ^{1 AND 2} (3:18 PM) (5:17 PM)

Clerk's Note: Judge Biscoe announced that Item 35 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 35 was not discussed.

Item 35 to be reposted November 23, 2010.

- 36. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING IN PRECINCT FOUR: (3:18 PM) (5:17 PM)
 - A. AN OFFER PRESENTED IN CONTRACT FORM TO SELL TWO TRACTS OF LAND AND AN ACCESS EASEMENT, TOTALING ABOUT 48 ACRES OF UNDEVELOPED LAND NEAR THE INTERSECTION OF U.S. 183 SOUTH AND ONION CREEK, FOR INCLUSION IN THE ONION CREEK OPEN SPACE PARKLAND – 2005 BOND PROGRAM; AND
 - B. THE IMMEDIATE ISSUANCE OF AN EARNEST MONEY CHECK TOTALING \$10,000 BY THE COUNTY AUDITOR’S OFFICE, AND FOR RELEASE BY THE COUNTY TREASURER’S OFFICE. (COMMISSIONER GÓMEZ) ^{1 AND 2}

Clerk’s Note: Judge Biscoe announced that Items 36.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 Davis that we approve the proposed purchase contract for approximately 48 acres in Precinct 4, in Item 36.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 36.B was not discussed.

- 37. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING LEASE AGREEMENT AT 700 LAVACA WITH WEST CORPORATION D/B/A INTRADO, INC. ^{1 AND 2} (3:18 PM) 5:18 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 and Gov’t. Code Ann. 551.072, Real Property.

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis that we authorize Staff to prepare an appropriate lease amendment to terminate this lease by the end of March, 2011, and that the final agreement be brought back to the Court for action.

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

- 38. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ^{1 AND 2} (3:18 PM) (5:19 PM)

Clerk’s Note: Judge Biscoe announced that Item 38 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 Eckhardt that we authorize that broker to get the appropriate letter of intent executed.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Judge Biscoe to adjourn the Voting Session. (5:19 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge