

MINUTES – OCTOBER 5, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Friday, the 5th day of October, 2001, the Commissioners' Court convened the Voting Session at 2:05 PM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court retired to Executive Session at 2:58 PM.

The Commissioners' Court reconvened the Voting Session at 3:46 PM.

The Commissioners' Court adjourned the Voting Session at 3:47 PM.

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

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1. RECEIVE BRIEFING REGARDING MASS GATHERING PLANNED FOR OCTOBER 6, 2001 AT 13400 PEARCE LANE, AND TAKE APPROPRIATE ACTION. (EXECUTIVE SESSION ALSO, PURSUANT TO TEX. GOVT. CODE ANN. 551.071.) (2:05 PM) (3:46 PM)

Members of the Court heard from: Kevin Morse, Assistant County Attorney; Darwin McKee, Attorney Representing Ark Entertainment Inc.; Noah Balch, Promoter; and Margo Frasier, Travis County Sheriff.

Judge Biscoe announced that Item 1 would be considered in Executive Session.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner that we instruct the County Attorney's Office to go over to District Court; that Ark Entertainment be restrained from conducting, starting, engaging in, allowing, encouraging, or in any manner accomplishing the musical production referred to as "Airport", scheduled for October 6, 2001, at 13400 Pearce Lane, in Travis County, Texas; and that in no way may this musical production take place anywhere in unincorporated Travis County, Texas, until such time as the defendant has applied for, and is in possession of, the appropriate mass gathering permit from the County Judge of Travis County, Texas; and that the Court resolve that the plaintiff be exempt from posting any bond.

Motion carried:

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| County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | absent |
| Precinct 2, Commissioner Karen Sonleitner | yes |
| Precinct 3, Commissioner Todd Baxter | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to adjourn the Voting Session. (3:47 PM)

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| Motion carried: | County Judge Samuel T. Biscoe | yes |
| | Precinct 1, Commissioner Ron Davis | absent |
| | Precinct 2, Commissioner Karen Sonleitner | yes |
| | Precinct 3, Commissioner Todd Baxter | yes |
| | Precinct 4, Commissioner Margaret J. Gómez | yes |

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge