

**MINUTES OF MEETING – APRIL 8, 2003**

**TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 8<sup>th</sup> day of April, 2003, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 11:41 AM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) called to order the Voting Session at 1:46 PM and adjourned at 1:46 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:46 PM.

The Commissioners' Court retired to Executive Session at 4:55 PM.

The Commissioners' Court reconvened the Voting Session at 5:40 PM.

The Commissioners' Court adjourned the Voting Session at 5:40 PM.

## PUBLIC HEARINGS

1. CONDUCT PUBLIC HEARING TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 17 AND 18, BLOCK O, APACHE SHORES SECTION 5, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (ACTION ITEM #11) (9:15 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 11 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to open the public hearing.

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**Members of the Court heard from:** Carol Joseph, Assistant Director, Transportation and Natural Resources (TNR).

**Motion by Commissioner Daugherty and seconded by Commissioner Gómez** to close the public hearing.

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

2. CONDUCT PUBLIC HEARING TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENTS ON EITHER SIDE OF THE COMMON LOT LINES BETWEEN LOTS 16, 17, 18,19, 20, AND 21, BLOCK 2, PALEFACE LAKE COUNTRY ESTATES, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (ACTION ITEM #12) (9:16 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 12 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to open the public hearing.

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| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**Members of the Court heard from:** Carol Joseph, Assistant Director, TNR.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to close the public hearing.

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| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

3. CONDUCT PUBLIC HEARING TO APPROVE STREET NAME CHANGE FROM BEND O' RIVER DRIVE TO "BEND OF THE RIVER DRIVE" IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (ACTION ITEM #13) (9:17 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 13 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to open the public hearing.

**Motion carried:**

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

**Members of the Court heard from:** Carol Joseph, Assistant Director, TNR; and Francis Hurley, Travis County Resident.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to close the public hearing.

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**RESOLUTIONS & PROCLAMATIONS**

4. APPROVE PROCLAMATION DESIGNATING THE MONTH OF APRIL 2003 AS “NATIONAL DRUG COURT MONTH” IN TRAVIS COUNTY. (9:23 AM)

**Members of the Court heard from:** Debra Hale, Court Management Director, Criminal Court Administration; Rosie Labrado, Judicial Services Manager, Drug Court, Criminal Court Administration; and Susan Gaines, Counselor, Drug Court.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the proclamation in Item 4.

**Motion carried:**

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

5. APPROVE RESOLUTION RECOGNIZING THE TRAVIS COUNTY RETIRED AND SENIOR VOLUNTEER PROGRAM (RSVP). (9:30 AM)

**Members of the Court heard from:** Fred Lugo, Manager, Retired and Senior Volunteer Program (RSVP), Travis County Health and Human Services Department (HHSD); and Dona Pope, HHSD.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the resolution in Item 5.

**Motion carried:**

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

6. APPROVE RESOLUTION RECOGNIZING THE RECIPIENTS OF THE TRAVIS COUNTY SENIOR SERVICE AWARDS. (9:35 AM)

**Members of the Court heard from:** Eileen Dalston, RSVP Volunteer; Eleanor Kanis, RSVP Volunteer; and Marilyn Rutherford, RSVP Volunteer.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the resolution in Item 6.

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| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Kenneth Snyder, Northridge Acres Resident. (9:41 AM)

## CONSENT ITEMS

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1–C4 and Items 7, 9, 10.A-D, 11, 12, 16.A and B, 17, 19, 23, 24, 25.A and B, 26, 27, 28, 29, 31, 32, 33, 37, and A1. (9:46 AM)

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MARCH 18, 2003.
- C4.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MARCH 20, 2003.

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

7. DISCUSS AND APPROVE A PRELIMINARY PLAN IN PRECINCT FOUR: THE PARKSIDE AT SLAUGHTER CREEK PRELIMINARY PLAN (460 LOTS – 146.144 ACRES – BRANDT ROAD – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN ETJ). (9:46 AM)

**Clerk's Note:** Item 7 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

8. APPROVE THE USE OF CAPITAL IMPROVEMENT BOND FUNDS TO PURCHASE A SERVER FOR TNR ENGINEERING DIVISION. (9:14 AM)

Item 8 pulled from the Agenda.

- 9.** CONSIDER EXECUTION OF THE CROSSWIND PROPERTY OWNERS ASSOCIATION, INC. ESCROW AGREEMENT FOR ROADS LOCATED IN PRECINCT THREE, AND TAKE APPROPRIATE ACTION. (9:46 AM)

**Clerk's Note:** Item 9 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 10.** **A.** APPROVE A PRELIMINARY PLAN IN PRECINCT ONE: BRIARCREEK SUBDIVISION (REVISED PRELIMINARY PLAN – NO FISCAL REQUIRED – 1036 LOTS – 620.8 ACRES BLAKE MANOR ROAD – SEWAGE SERVICE PROVIDED BY AQUASOURCE DEVELOPMENT COMPANY. (9:46 AM)
- B.** CONSIDER WAIVER OF SUBDIVISION REVIEW FEES FOR THE BRIARCREEK SUBDIVISION SECTION THREE IN PRECINCT ONE, AND TAKE APPROPRIATE ACTION.
- C.** APPROVE A CONSTRUCTION AGREEMENT FOR BRIARCREEK SUBDIVISION SECTION THREE.
- D.** APPROVE A PLAT FOR RECORDING IN PRECINCT ONE: BRIARCREEK SUBDIVISION SECTION THREE (LONG FORM PLAT – 120 LOTS – 31.236 ACRES – BLAKE MANOR ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY AQUASOURCE – COA ETJ). (COMMISSIONER DAVIS)

**Clerk's Note:** Items 10.A-D added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 11.** AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 17 AND 18, BLOCK O, APACHE SHORES SECTION 5, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (9:46 AM)

**Clerk's Note:** Item 11 is the action item for the public hearing on Agenda Item 1.

**Clerk's Note:** Item 11 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 12.** AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENTS ON EITHER SIDE OF THE COMMON LOT LINES BETWEEN LOTS 16, 17, 18, 19, 20, AND 21, BLOCK 2, PALEFACE LAKE COUNTRY ESTATES, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (9:46 AM)

**Clerk's Note:** Item 12 is the action item for the public hearing on Agenda Item 2.

**Clerk's Note:** Item 12 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 13.** APPROVE STREET NAME CHANGE FROM "BEND O' RIVER DRIVE" TO "BEND OF THE RIVER DRIVE" IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (9:22 AM)

**Clerk's Note:** Item 13 is the action item for the public hearing on Agenda Item 3.

Item 13 postponed until April 15, 2003.

**TAKE UP AT 1:45 P.M.**

14. A. CONSIDER PROPOSED PLAN TO ADDRESS GAS EMISSIONS AND BAD ODORS AT NORTHEAST TRAVIS COUNTY LANDFILLS, AND TAKE APPROPRIATE ACTION; AND (1:47 PM)

**Members of the Court heard from:** John Kuhl, Natural Resources Program Manager, TNR; Cyd Grimes, Travis County Purchasing Agent; Trek English, Travis County Resident; Joyce Best, Travis County Resident; Melanie McAfee, Travis County Resident; Tom Nuckols, Assistant County Attorney; Zora Williams, Travis County Resident; and Mark McAfee, Travis County Resident.

**Motion by Judge Biscoe and seconded by** Commissioner Davis to approve the implementation of Phase One of John Kuhl's draft; that we put in place a working committee, to work with a hired consultant; that this consultant is brought on board using Phase One as a scope of service; and that John Kuhl, Natural Resources Program Manager, TNR, be directed to prepare an appropriate statement of qualifications; that we informally compete; that we have this back on the Court's Agenda on April 22, 2003; that the working group be made up of one representative from BFI, one from Waste Management, one from Travis County, one from the Texas Commission on Environmental Quality (TCEQ), if they will agree, one from the Environmental Protection Agency (EPA), if EPA agrees, two neighborhood residents, one from Applied Materials, and a mediator/expediter/expert consultant – that is nine people on the working group. Part of the Motion is that the consultant be directed, among other things, that this is not a voting opportunity, but a working group designed to provide input. That further, we request that the consultant take additional steps to solicit input from stakeholders and other interested parties, outside of working group meetings; that after the first group meeting, the consultant determine whether such meetings are productive, along with John Kuhl and Tom Nuckols, Assistant County Attorney.

**A Clarification of the previous Motion was made by** Commissioner Sonleitner that the intention is that these representatives be self-selected, and indeed, that if they need to send a backup person, because that particular person can't be there that particular night, that they also be allowed to designate their designated backup, just so that everybody has the opportunity to fully participate.

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| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

## ITEM 14 CONTINUED

**Motion by Judge Biscoe and seconded by** Commissioner Davis to authorize up to \$15,000.00 to pay for this contract, out of the Allocated Reserve; and that the contract provide that another action by the Court would be necessary to exceed that amount. Obviously, if negotiations point to a figure higher than that, John Kuhl would need to come back to the Court to get that approved.

**Motion carried:**

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

Item 14.A to be reposted on April 22, 2003.

**14. B. CONSIDER PROPOSED COUNTY ORDINANCE COVERING WASTE FACILITIES THAT ARE NOT TYPE I LANDFILLS, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (3:30 PM)**

**Clerk's Note:** Items 14.B and 15.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Trek English, Travis County Resident; Tom Nuckols, Assistant County Attorney; Steve Mobley, Vice President, Giles Holdings; Melanie McAfee, Travis County Resident; Mark McAfee, Travis County Resident; and John Kuhl, Natural Resources Program Manager, TNR.

**Motion by** Commissioner Davis that, in Item 15.A, Travis County remove all consideration of entering into an operating agreement with area landfills.

**Clerk's Note:** The Motion dies for lack of a second.

**Motion by** Commissioner Davis that, in Item 15.B, to post a notice for a solid waste siting ordinance, including Type I, II, III, and IV landfills, for 30 days, that will come back to the Commissioners' Court on May 13, 2003 for adoption.

**Clerk's Note:** The Motion dies for lack of a second.

Discussion only. No action taken.

Item 14.B to be reposted on April 15, 2003.

- 15.** CONSIDER AND TAKE APPROPRIATE ACTION ON SOLID WASTE ORDINANCE ISSUES INCLUDING THE FOLLOWING: (3:30 PM)
- A.** OPERATING AGREEMENTS WITH AREA LANDFILLS;
  - B.** POST NOTICE OF A SOLID WASTE SITING ORDINANCE INCLUDING TYPE I, II, III AND IV LANDFILLS; AND
  - C.** CONSIDER A SITING ORDINANCE COVERING WASTE FACILITIES THAT ARE NOT TYPE I, II, III AND IV LANDFILLS.

**Clerk's Note:** Items 14.B and 15.A, B, and C are associated with one another and were called for concurrent discussion. Please refer to Item 14.B for a summary of the Court's Motion and Vote.

### **PLANNING AND BUDGET DEPT. ITEMS**

- 16.** REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (9:46 AM)
- A.** APPROVE GRANT CONTRACT ADMENDMENT WITH THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES FOR THE FY 03 HEALTHY FAMILIES GRANT PROGRAM. THE AMENDMENT ADJUSTS THE NUMBER OF FAMILIES THAT MUST BE SERVED.
  - B.** APPROVE GRANT CONTRACT AMENDMENT WITH THE OFFICE OF THE TEXAS ATTORNEY GENERAL FOR EXILE INTERLOCAL COOPERATION ACT. THE AMENDMENT REDUCES THE GRANT AWARD FROM \$83,200 TO \$55,468 DUE TO AN UNEXPECTED VACANCY.

**Clerk's Note:** Items 16.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 17.** APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:46 AM)

**Clerk's Note:** Item 17 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

18. CONSIDER REQUEST TO INCREASE FY 03 MEMBERSHIP FEE FROM THE AUSTIN – SAN ANTONIO CORRIDOR COUNCIL. (9:49 AM)

**Members of the Court heard from:** Travis Gaitlin, Budget Analyst, Planning and Budget Office (PBO).

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the membership fee, and to go with the Planning and Budget Office-recommended sweeps, and savings on the interest line items.

**Motion carried:**

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

### ADMINISTRATIVE OPERATIONS ITEMS

19. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR TRAVIS COUNTY EMPLOYEES AND DEPENDENTS COVERED BY THE HOSPITAL AND INSURANCE FUND FOR PAYMENT OF \$498,445.05 FOR THE PERIOD OF MARCH 21, 2003 THROUGH MARCH 27, 2003. (9:46 AM)

**Clerk's Note:** Item 19 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 20. A. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE AMENDMENT OF ADMINISTRATIVE SERVICES AGREEMENT WITH UNITED HEALTHCARE INSURANCE COMPANY AS A HIPAA BUSINESS ASSOCIATE. (9:53 AM)**

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

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

- B. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE AMENDMENT OF SUMMARY PLAN DESCRIPTIONS FOR EPO AND PPO HEALTH PLANS WITH UNITED HEALTHCARE INSURANCE COMPANY, AND AUTHORIZE PRINTING AND DISTRIBUTION TO EMPLOYEES. (9:53 AM)**

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the amendment, and basically, authorize printing and distribution to employees.

**Motion carried:**

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

**21. APPROVE PERSONNEL AMENDMENTS. (9:56 AM)**

**Members of the Court heard from:** Linda Moore Smith, Director, Human Resources Management Department (HRMD).

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve all the proposed personnel amendments.

**Motion carried:**

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

**22. CONSIDER EMPLOYEE COMPENSATION RESERVE ESTABLISHED DURING FY 03 BUDGET PROCESS AND PROVIDE NOTIFICATION TO COUNTY EMPLOYEES OF COMMISSIONERS COURT'S DECISION. (9:59 AM)**

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Dan Mansour, Risk Manager, HRMD.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to leave the \$2.2 million exactly where it is, in reserve, with an eye towards the County continuing its policy and practice of covering the employee premium in full; and that we notify County employees of this decision, in a simple one-pager, as soon as possible. If we could put in that, what the premium is today, and also, the anticipated increase monthly, so they can see that, if the estimates that were given are true.

**Motion carried:**

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

**23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SCHEMATIC DESIGN APPROVAL FOR THE PRECINCT ONE JUSTICE OF THE PEACE AND CONSTABLE OFFICE BUILDING. (COMMISSIONER DAVIS) (9:46 AM)**

**Clerk's Note:** Item 23 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

## PURCHASING OFFICE ITEMS

24. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. MA020194LC, PROFESSIONAL CABLING SERVICES, INC., FOR CABLING INSTALLATION SERVICES, TIME AND MATERIALS. (ITS) (9:46 AM)

**Clerk's Note:** Item 24 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

25. APPROVE CONTRACT AWARD FOR FENCE CONSTRUCTION AND REMOVAL, IFB #B030063- LD, TO THE QUALIFIED LOW BIDDERS (TNR): (9:46 AM)

- A. H AND H FENCE, PRIMARY CONTRACTOR; AND
- B. VIKING FENCE, SECONDARY CONTRACTOR.

**Clerk's Note:** Items 25.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

26. APPROVE CONTRACT AWARD FOR CONCRETE & GROUT MIX, IFB B030075-RG, TO THE LOW BIDDER, CENTEX MATERIALS. (TNR) (9:46 AM)

**Clerk's Note:** Item 26 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

27. APPROVE MODIFICATION NO. 6 TO CONTRACT NO. PS980141JJ, PBS&J, PROFESSIONAL ENGINEERING SERVICES FOR THE BRATTON LANE WIDENING DESIGN PROJECT. (TNR) (9:46 AM)

**Clerk's Note:** Item 27 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

28. APPROVE CHANGE ORDER NO. 2 TO CONTRACT 02K00185MB, CONSTRUCTION OF NEW PRECINCT FOUR OFFICE BUILDING, HUTCHINSON CONSTRUCTION. (9:46 AM)

**Clerk's Note:** Item 28 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 29.** APPROVE ORDER EXEMPTING THE PURCHASE OF BOOM MOWER FROM ANDERSON MACHINERY FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A) (7) (A) OF THE COUNTY PURCHASING ACT. (TNR) (9:46 AM)

**Clerk's Note:** Item 29 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 30.** APPROVE PAYMENT ORDER FOR PROFESSIONAL SURVEYING SERVICES WITH SAM, INC. FOR THE CAMERON AND PFLUGERVILLE EAST/PECAN ROAD RECONSTRUCTION PROJECTS AND AUTHORIZE THE PURCHASING AGENT TO ISSUE A CONTRACT, PURSUANT TO COUNTY PURCHASING ACT, TEX. LOC. GOVT. CODE ANN. SEC. 262.024 (A) (4). (TNR) (9:48 AM)

Item 30 pulled from the Agenda.

- 31.** APPROVE MODIFICATION NO. 5 TO CONTRACT NO. PS010169LB FOR THE CAPITAL IMPROVEMENT PROJECT (CIP), FINANCIAL REPORTING DATABASE SYSTEM WITH THOMAS KELLY SOFTWARE ASSOCIATES, LLC. (TNR & FM) (9:46 AM)

**Clerk's Note:** Item 31 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 32.** APPROVE CONTRACT AWARD TO CARTER & BURGESS, INC., PROFESSIONAL ENGINEERING SERVICES FOR THE CAMERON ROAD EXTENSION DESIGN PROJECT. (TNR) (COMMISSIONER DAVIS) (9:46 AM)

**Clerk's Note:** Item 32 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 33.** APPROVE CONTRACT AWARD TO T & T ENGINEERING, INC., RFQ NO. Q030020-JJ, PROFESSIONAL ENGINEERING SERVICES FOR THE WELLS BRANCH PARKWAY EXTENSION DESIGN PROJECT. (TNR) (9:46 AM)

**Clerk's Note:** Item 33 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

## OTHER ITEMS

- 34.** CONSIDER AND TAKE APPROPRIATE ACTION ON AGREEMENTS RELATED TO THE CONDUCT OF THE MAY 3, 2003 ELECTION: (10:09 AM) (4:19 AM)
- A.** A JOINT ELECTION AGREEMENT WITH AUSTIN COMMUNITY COLLEGE FOR THE CONDUCT OF THE MAY 3, 2003 ELECTION; AND
- B.** AMENDMENT NO. 1 TO THE TRAVIS COUNTY AND THE CITY OF AUSTIN ELECTION AGREEMENT.

**Clerk's Note:** Items 34.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; and John Hille, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the amendment in Item 34.B.

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the joint election agreement under Item 34.A

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| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

35. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE ORDER AMENDING CHAPTER 23 (INVESTMENT POLICY AND PROCEDURES) OF THE TRAVIS COUNTY CODE. (10:12 AM)

**Members of the Court heard from:** Mary Mayes, Cash/Investment Management.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the order.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Gerald Daugherty  | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

36. A. RECEIVE REPORT ON PROPOSED ELECTION PRECINCT REALIGNMENTS. (10:18 AM)

- B. SET PUBLIC HEARING FOR APRIL 22, 2003 ON PROPOSED ELECTION PRECINCT REALIGNMENTS.

**Clerk's Note:** Items 36.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Dolores Lopez, Travis County Voter Registration; and Dana DeBeauvoir, Travis County Clerk.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve setting the public hearing for April 22, 2003, at 9:00 am.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Gerald Daugherty  | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

37. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:46 AM)

**Clerk's Note:** Item 37 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

38. CONSIDER SCOPE OF WORK FOR JAIL OPERATIONS ANALYSIS PROPOSED TO BE CONDUCTED JOINTLY BY AN INDEPENDENT CONSULTING JAIL EXPERT AND COUNTY STAFF, AND TAKE APPROPRIATE ACTION. (9:15 AM)

Item 38 postponed until April 15, 2003.

**TAKE UP AT 10:30 A.M.**

39. A. DISCUSS LEGISLATIVE ISSUES, INCLUDING PROPOSED BILLS, AND TAKE APPROPRIATE ACTION. (10:30 AM) (4:22 PM)
- B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE LEGISLATURE, AND TAKE APPROPRIATE ACTION.

**Clerk's Note:** Items 39.A and B are associated with one another and were called for concurrent discussion.

**HB2728 (Sponsor – Representative Tarlton) Relating to violations of certain conditions of parole or mandatory supervision.**

**Members of the Court heard from:** Kimberly Pierce, Justice and Public Safety (JPS); and Kati Broderick, Manager, Research and Planning, JPS.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to direct Staff to compose a letter stating the Court's opposition, and enumerating the five or six points presented today, ready for the Court's signing this afternoon; and to authorize the County Judge to sign the letter, if the members of the Court are not available to sign.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**ITEM 39 CONTINUED**

**Clerk's Note:** HB2728 was further discussed at 11:34 am, with the following Motion presented by Judge Biscoe:

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the letter in opposition to House Bill 2728, and that it be communicated to the committee and the Travis County delegation, and any other appropriate persons at the Texas Legislature.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**HB2459 (Sponsor – Representative Krusee) Relating to the powers and duties of a Regional Mobility Authority, including the powers of eminent domain and the power to issue bonds.**

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Tom Nuckols, Assistant County Attorney; and Bob Kamm, Legislative Consultant.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to direct Staff to put together an appropriate analysis and response to this bill; that we indicate what we consider to be good parts, parts not so good, or parts that concern us; that we point to specific language in the bill; indicate impact and recommended language, that in our view would be an improvement; that we plan to have a follow-up discussion of this bill next Tuesday, April 15, 2003; and that the Court authorize Judge Biscoe to contact Judge Doerfler and Mike Weaver, to see if Williamson County has an official response, whether they have looked at it, and if so, what that response is; and next Tuesday, we decide who to send the letter or response to; that it be drafted in a way that provides spaces for all the members of the Commissioners' Court to sign, and next week, we will figure out who is supportive and who is not. If we could get a copy of that by 5:00 pm Friday, April 11, 2003, so those of us inclined to engage in a bit of wordsmithing can do that over the weekend and Monday, so next Tuesday, April 15, 2003, hopefully, we can be able to move expeditiously.

**Withdrawal of the previous Motion was made by Judge Biscoe.**

**ITEM 39 CONTINUED****HB 2459 CONTINUED**

**Clerk's Note:** HB2459 was further discussed at 4:22 pm, with the following Motion presented by Judge Biscoe:

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to keep a two-year term for members of the Regional Mobility Authority (RMA).

**Clerk's Note:** The Court did not take a Vote on the Standing Motion and Second at this time.

**A Substitute Motion was made by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we change the term from two years to four years; that we basically, be consistent with the terms of each of the Travis County Commissioners.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | no  |
| Precinct 1, Commissioner Ron Davis                   | no  |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**Clerk's Note:** The Court took a Vote on the Standing Motion and Second at this time.

|   |     |
|---|-----|
| <b>Motion failed:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                  | yes |
| Precinct 2, Commissioner Karen Sonleitner           | no  |
| Precinct 3, Commissioner Gerald Daugherty           | no  |
| Precinct 4, Commissioner Margaret J. Gómez          | no  |

**Clerk's Note:** The Court directed Staff to take out the page referring to the County's proposed amendment to the legislation, regarding term length for RMA Board members.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the proposed amendment to House Bill 2459, regarding airports.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

## ITEM 39 CONTINUED

## HB 2459 CONTINUED

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the proposed amendment to House Bill 2459, regarding county roads.

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**Motion by Judge Biscoe and seconded by** Commissioner Sonleitner to approve the proposed amendment to House Bill 2459, regarding the county's role and existing RMAs, with the proposed change.

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to reconsider the vote taken regarding term length for RMA board members.

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to support Commissioner Sonleitner's Substitute Motion, which is to change 2 years to 4 years.

|                        |  |         |
|------------------------|--|---------|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes     |
|                        | Precinct 1, Commissioner Ron Davis         | abstain |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes     |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes     |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes     |

## ITEM 39 CONTINUED

## HB 2459 CONTINUED

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to authorize Staff to draft a short cover letter to these amendments that says, basically, we deeply appreciate your meeting with our representatives last Friday, and discussing the intention of House Bill 2459; and following up on your request that we provide any input, we have attached five simple amendments that we believe will greatly improve the bill.

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**SB512 (Sponsor – Senator Nelson) to the adoption of state scenic byways.**

**HB994 (Sponsor – Representative Nixon) Relating to billboards along highways.**

**HB678 (Sponsor – Representative Eissler) Relating to erecting an off-premise sign adjacent to and visible from certain roads.**

**HB1039 (Sponsor – Representative Krusee) Relating to the adoption of state scenic byways.**

**Members of the Court heard from:** Scheleen Walker, TNR.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to direct Staff to take whatever steps are necessary to get State Highway 130 included in the legislation.

**A Clarification of the previous Motion was made by** Commissioner Sonleitner to use whatever vehicle that we can find, be it Representative Eissler's bill, or anybody else's.

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**ITEM 39 CONTINUED**

**HJR10 (Sponsor – Representative Krusee) Proposing a constitutional amendment authorizing the legislature to provide for a six-year term for a board member of an intermunicipal commuter rail district.**

**HB3411 (Sponsor – Representative Krusee) Relating to the board of directors of an intermunicipal commuter rail district.**

**Members of the Court heard from:** Scheleen Walker, TNR.

Discussion Only. No action taken.

**HB1898 (Sponsor – Representative Nixon) Relating to the ability of a county to sue and be sued.**

**SB1017 (Sponsor – Senator Wentworth) Relating to the ability of a county to sue and be sued.**

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to direct Staff to get a copy of the amended draft they are working with now, and if it says what we think it does, indicate our opposition to House Bill 1898/Senate Bill 1017.

**A Clarification of the previous Motion was made by** Commissioner Sonleitner, that the intent is to protect the County's established right to sovereign immunity from these kinds of lawsuits.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to authorize the County Judge to draft a letter to other county elected officials in urban counties, contact them directly, maybe ask the Conference of Urban Counties (CUC) to do the same thing, and the Judge will share it with the Court.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

## 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 551.076, Security

- 40.** DISCUSS AND TAKE APPROPRIATE ACTION REGARDING ZONING FOR THE BUILDING LOCATED AT 5501 AIRPORT BLVD. UNDER CONSIDERATION FOR PURCHASE TO HOUSE VARIOUS COUNTY DEPARTMENTS. <sup>2</sup> (4:55 PM) (5:40 PM)

**Clerk's Note:** Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property, and Gov't Code Ann. 551.071, Consultation with Attorney.

No action required on Item 40.

Item 40 to be reposted on April 15, 2003.

- 41.** CONSIDER RECOMMENDATION FOR COVERING FUNCTIONAL AREAS NOW UNDER EXECUTIVE MANAGER OF JUSTICE AND PUBLIC SAFETY, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:55 PM) (5:40 PM)

**Clerk's Note:** Judge Biscoe announced that Item 41 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

No action required on Item 41.

Item 41 to be reposted on April 15, 2003.

- 42.** RECEIVE BRIEFING FROM COUNTY ATTORNEY, DISCUSS PROPOSED SETTLEMENT AND TAKE APPROPRIATE ACTION REGARDING COLLECTION CLAIM OF TRAVIS COUNTY VS. J.C. EVANS CONSTRUCTION CO., INC. <sup>1</sup> (4:55 PM)

Item 42 postponed until April 15, 2003.

**ADDED ITEMS**

- A1.** APPROVE CONSTRUCTION AGREEMENT AND APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: NORTHTOWN PARK, SECTION 8 (LONG FORM PLAT – 57 LOTS – 8.187 ACRES – LETTI DRIVE – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUD – CITY OF AUSTIN ETJ). (9:46 AM)

**Clerk's Note:** Item A1 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- A2.** CONDUCT PUBLIC HEARING TO ADOPT A PROPOSED POLICY FOR MEMORIAL MARKERS IN COUNTY RIGHT OF WAY. (ACTION ITEM # A3) (9:23 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item A3 for the Court's Motion and Vote.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to open the public hearing.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**Clerk's Note:** No speakers addressed the Court during this public hearing.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to close the public hearing.

|  |     |
|--|-----|
| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Gerald Daugherty            | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

**A3.** CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED POLICY FOR MEMORIAL MARKERS IN COUNTY RIGHT OF WAY. (10:28 AM)

**Clerk's Note:** Item A3 is the action item for the public hearing on Agenda Item A2.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve the policy.

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

## ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (5:40 PM)

|                        |  |     |
|------------------------|--|-----|
| <b>Motion carried:</b> | County Judge Samuel T. Biscoe              | yes |
|                        | Precinct 1, Commissioner Ron Davis         | yes |
|                        | Precinct 2, Commissioner Karen Sonleitner  | yes |
|                        | Precinct 3, Commissioner Gerald Daugherty  | yes |
|                        | Precinct 4, Commissioner Margaret J. Gómez | yes |

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

**Date of Approval**

**Samuel T. Biscoe**