

MINUTES OF MEETING – DECEMBER 2, 2003

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 2nd day of December, 2003, the Commissioners' Court convened the regular 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 Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 12:08 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened the Voting Session at 1:42 PM and adjourned at 1:43 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, convened the Voting Session at 1:43 PM and adjourned at 1:59 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, convened the Voting Session at 1:59 PM and adjourned at 1:59 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:59 PM.

The Commissioners' Court retired to Executive Session at 3:34 PM.

The Commissioners' Court reconvened the Voting Session at 4:10 PM.

The Commissioners' Court adjourned the Voting Session at 4:41 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Ronnie Earle, Travis County District Attorney; Ron Davis, Travis County Commissioner, Precinct 1; and Trek English, Travis County Resident. (9:17 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C4 and Items 2, 3, 5, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22.A and B, 23, 26, 27, 28.A, 29, 30, 31, 32, and 33. (9:33 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

- 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 SPECIAL VOTING SESSION OF NOVEMBER 13, 2003.
- C4.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF NOVEMBER 18, 2003.

ADMINISTRATIVE OPERATIONS ITEMS

2. 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 \$317,289.32 FOR THE PERIOD OF NOVEMBER 14 THROUGH NOVEMBER 20, 2003. (9:33 AM)

Clerk's Note: Item 2 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

3. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED PERSONNEL AMENDMENTS. (9:33 AM)

Clerk's Note: Item 3 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:

A. PROPOSED TRAVIS COUNTY WELLNESS PROGRAM; AND (2:45 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Benefit Contract Administrator, Human Resources Management Department (HRMD); and Barbara Wilson, Assistant County Attorney.

Clerk's Note: The Court directed Staff to get out the survey on the proposed wellness program to employees by e-mail right away, and to get additional information on the following long-term recommendations: 1) Health Club, 2) Physician's Assistant in a County Clinic, 3) Support Groups, and 4) Weight Reduction.

Discussion only. No action taken.

Item 4.A to be reposted on December 9, 2003.

4. B. LETTER TO COUNTY EMPLOYEES FROM THE COMMISSIONERS COURT ON WELLNESS PROGRAM. (2:41 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Cindy Purinton, Benefit Contract Administrator, HRMD.

Discussion only. No action taken.

Item 4.B to be reposted on December 9, 2003.

5. APPROVE AMENDMENT TO TRAVIS COUNTY CODE TO DELETE THE CURRENT CHAPTER AND REPLACE IT WITH A RESTATEMENT OF CHAPTER 9, HUMAN RESOURCES POLICIES AND PROCEDURES FOR COUNTY EMPLOYEES WHO WORK FOR COMMISSIONERS COURT. (9:33 AM)

Clerk's Note: Item 5 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

JUSTICE AND PUBLIC SAFETY ITEMS

6. DISCUSS AND TAKE APPROPRIATE ACTION ON CONTRACT WITH CONSULTANT TO ASSIST WITH JAIL OPERATIONS ANALYSIS AND RECOMMENDATIONS. (1:59 PM)

Members of the Court heard from: Mike Trimble, Criminal Justice Coordinator, Criminal Justice Planning (CJP); Kimberly Pierce, CJP; Cyd Grimes, Travis County Purchasing Agent; Belinda Powell, Capital Planning Coordinator, Planning and Budget Office (PBO); and David Balagia, Major, Travis County Sheriff's Office (TCSO).

Discussion only. No action taken.

Item 6 to be reposted on December 16, 2003.

PURCHASING OFFICE ITEMS

- 7. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS000299KW, SOUTHWEST KEY PROGRAM, INC., FOR EDUCATIONAL AND COUNSELING SERVICES FOR THE JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM (JJAEP). (COMMISSIONER GÓMEZ) (9:38 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Jason Walker, Purchasing; Jim Connolly, Assistant County Attorney; and Alan Miller, Budget Analyst, PBO.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the contract modification in Item 7.

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

- 8. APPROVE CONTRACT AWARD FOR JANITORIAL SERVICES – NORTH RURAL COMMUNITY CENTER/TAX OFFICE AND CLINIC, IFB NO. B040025-LD, TO THE LOW BIDDER, HERRERA AND SONS. (FM) (COMMISSIONER GÓMEZ) (9:33 AM)

Clerk's Note: Item 8 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 9. APPROVE CONTRACT AWARD FOR GRILLE INSULATION AND DUCT CLEANING, BLDG. 130, AT THE TRAVIS COUNTY CORRECTIONAL FACILITY, IFB NO. B030149-DM, TO THE LOW BIDDER, PRIORITY SERVICES. (TCSO) (COMMISSIONER GÓMEZ) (9:33 AM)

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

10. APPROVE MODIFICATION NO. 3 TO INTERLOCAL NO. IL020205JW, TEXAS ENGINEERING EXTENSION SERVICE, FOR PROFESSIONAL ASSESSMENT AND TRAINING SERVICES FOR HEAVY EQUIPMENT OPERATORS AND MAINTENANCE TECHNICIANS. (TNR) (COMMISSIONER GÓMEZ) (9:33 AM)

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

11. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 03T00112EH, AIRCO MECHANICAL, LTD., FOR RESIDENTIAL HVAC SERVICES. (HHS) (COMMISSIONER GÓMEZ) (9:33 AM)

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

12. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 5) TO CONTRACT NO. MA010046, AFFILIATED TELEPHONE AUSTIN, INC., FOR MAINTENANCE OF PBX TELECOM NETWORK WITH CONTRACT PRICING FOR TIME AND MATERIALS. (ITS) (COMMISSIONER GÓMEZ) (9:33 AM)

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

13. APPROVE RENEWAL OF INTERLOCAL AGREEMENT NO. IL030067OJ, TEXAS LOCAL GOVERNMENT PURCHASE COOPERATIVE, TO PARTICIPATE IN THE STATEWIDE PURCHASING PROGRAM. (TNR) (COMMISSIONER GÓMEZ) (9:33 AM)

Clerk's Note: Item 13 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 14. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 3) TO INTERLOCAL AGREEMENT NO. IL010029MQ, WITH THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES, FOR ADMINISTRATIVE SUPPORT SERVICES PROVIDED TO CASEWORKERS. (HHS&VS) (COMMISSIONER GÓMEZ) (9:54 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the extension to the interlocal in Item 14.

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

- 15. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. 02K00209JJ, KEYSTONE CONSTRUCTION, INC. FOR THE NORTHEAST METRO PARK CONSTRUCTION PROJECT, PHASE II, PROJECT 1. (TNR) (COMMISSIONER SONLEITNER) (9:33 AM)

Clerk's Note: Judge Biscoe noted that he assumed the money will remain in the account on Item 15, as a sub-contractor has a claim in that matter.

Clerk's Note: Item 15 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 16. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. 03K00150JJ, CHASCO CONTRACTING, NORTHEAST METRO PARK CONSTRUCTION PROJECT, PHASE II, PROJECT 2. (TNR) (COMMISSIONER SONLEITNER) (9:33 AM)

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

17. REJECT BID FOR IFB NO. B030159-SI, REPLACEMENT OF BOAT DOCK AT PACE BEND PARK, AND REBID. (TNR) (COMMISSIONER DAUGHERTY) (9:33 AM)

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

18. APPROVE CHANGE ORDER NO. 3 TO CONTRACT NO. 03K00012SI WITH CASH CONSTRUCTION COMPANY, LTD., FOR THE WESTBANK ROAD IMPROVEMENTS AND SIDEWALK PROJECT. (TNR) (COMMISSIONER DAUGHERTY) (9:33 AM)

Clerk's Note: Judge Biscoe noted that this is change order No. 4, instead of No. 3.

Clerk's Note: Item 18 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

19. APPROVE CHANGE ORDER NO. 2, TO CONTRACT NO. 03K00163SI WITH C.C. CARLTON INDUSTRIES, LTD., FOR THE PRECINCT 3 OFFICE BUILDINGS – PHASE 1 PROJECT. (FM) (COMMISSIONER DAUGHERTY) (9:33 AM)

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

20. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 2) TO INTERLOCAL AGREEMENT NO. IL010211EF, AUSTIN COMMUNITY COLLEGE, FOR EARLY CHILDHOOD MENTORING SERVICES. (HHS&VS) (COMMISSIONER GÓMEZ) (9:33 AM)

Clerk's Note: Item 20 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 21.** CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REQUEST TO APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: VILLAGES OF HIDDEN LAKE, PHASE 1, AMENDED PLAT, LOTS 32-35 AND 42, BLOCK B (SHORT FORM PLAT – 5 LOTS – 3.113 ACRES – KELLY LANE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF PFLUGERVILLE – CITY OF PFLUGERVILLE ETJ.) (COMMISSIONER SONLEITNER) (9:33 AM)

Clerk's Note: Item 21 is the action item for the public hearing on Agenda Item 1.

Clerk's Note: Item 21 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 22.** CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUEST REGARDING PLAZA VOLENTE: (9:33 AM)
- A.** APPROVE A PRELIMINARY PLAN IN PRECINCT THREE – PLAZA VOLENTE PRELIMINARY PLAN (PRELIMINARY PLAN – 6 LOTS – 22.44 ACRES – F.M. 620 NORTH – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ); AND
- B.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE – PLAZA VOLENTE (SHORT FORM PLAT – 22.44 ACRES – 6 LOTS – F.M. 620 NORTH – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ).

Clerk's Note: Items 22.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 23.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: CYPRESS RANCH COMMERCIAL (SHORT FORM PLAT – 2 LOTS – 8.375 ACRES – STATE HIGHWAY 71 WEST – NO FISCAL REQUIRED – SEWAGE TO BE PROVIDED BY CYPRESS RANCH WCID NO. 1 – OUTSIDE ALL ETJs). (COMMISSIONER DAUGHERTY) (9:33 AM)

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

24. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(3:15 PM)

- A. PROPOSAL FOR CHAPTER 30, TRAVIS COUNTY CODE, JOINT TRAVIS COUNTY/CITY OF AUSTIN SUBDIVISION CODE FOR EXTRATERRITORIAL JURISDICTION; AND
- B. CONTRACT FOR PROFESSIONAL SERVICES FOR A MANAGEMENT AUDIT OF THE SINGLE OFFICE FOR TRAVIS COUNTY/AUSTIN SUBDIVISION REVIEW WITH DELOITTE & TOUCHE LLP.

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

Discussion only. No action taken.

Items 24.A and B to be reposted on December 9, 2003.

TAKE UP AT 9:30 A.M.

25. DISCUSS AND TAKE APPROPRIATE ACTION ON PHASE I LANDFILL ODOR STUDY, INCLUDING RECOMMENDATIONS AND RELATED ISSUES.
(9:36 AM) (9:57 AM) (4:10 PM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR; Bart Eklund, Consultant for Odor Study, URS; David Speaker, Litigation Department, Texas Commission on Environmental Quality (TCEQ); Barry Calder, Air and Waste Section Manager, TCEQ Austin Regional Office; Patty Ray, Regional Director, TCEQ Austin Regional Office; Joyce Thoresen, Walnut Place Neighborhood; Trek English, Travis County Resident; Joyce Best, Northeast Austin Resident; Paul Gosselink, Attorney representing BFI; John Rogers, BFI; Mark McAfee, Travis County Resident; and Ray Schull, BFI.

Clerk's Note: The Commissioners' Court directed Staff to work further with BFI to try to put in place a draft understanding of its response, for the Court's consideration in two weeks, December 16, 2003.

Discussion only. No action taken.

Item 25 to be reposted on December 9, 2003.

PLANNING AND BUDGET DEPT. ITEMS

- 26.** CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS AND TRANSFERS. (9:33 AM)

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

- 27.** CONSIDER AND TAKE APPROPRIATE ACTION ON A REIMBURSEMENT RESOLUTION FOR THE PURCHASE OF 911-RDMT RADIOS. (9:33 AM)

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

- 28.** REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE:

- A.** A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR A COMPREHENSIVE UNDERAGE DRINKING PREVENTION PROGRAM IN THE COUNTY ATTORNEY'S OFFICE. THE APPLICATION IS TO CONTINUE THE EXISTING PROGRAM FOR FY 04; (9:33 AM)

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

28. B. A GRANT PLAN CHANGE TO THE DISTRICT ATTORNEY’S TITLE IV-E LEGAL SERVICES CONTRACT WITH THE TEXAS DEPARTMENT AND PROTECTIVE AND REGULATORY SERVICES. THIS CHANGES THE MAXIMUM AMOUNT PAYABLE FROM \$202,668 TO \$229,031. (3:19 PM)

Members of the Court heard from: Vicki Skinner, Administrative Director, Travis County District Attorney’s Office; and Diana Ramirez, Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 28.B.

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

OTHER ITEMS

29. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:33 AM)

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

30. REAPPOINT VELVA PRICE TO THE TRAVIS COUNTY CIVIL SERVICE COMMISSION. (9:33 AM)

Clerk's Note: Item 30 added to Consent Items. Please refer to CONSENT ITEMS for the Court’s Motion and Vote.

31. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REQUEST TO INCREASE DISTRICT CLERK’S CHANGE FUND FROM \$700 TO \$800. (9:33 AM)

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

32. APPROVE STATE OF TEXAS CONTRACT NO. 04-C0237 WITH THE OFFICE OF THE ATTORNEY GENERAL TO PROVIDE COMMUNITY SUPERVISION SERVICES ON TITLE IV-D CASES FOR THE PURPOSE OF ENFORCEMENT OF CHILD SUPPORT AND MEDICAL SUPPORT ORDERS. (9:33 AM)

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

33. CONSIDER PRIMARY SERVICES CONTRACTS, JOINT RESOLUTION, AND MEMORANDUM OF UNDERSTANDING WITH THE DEMOCRATIC AND REPUBLICAN PARTIES FOR THE MARCH 9, 2004 JOINT PRIMARY ELECTION AND THE APRIL 13, 2004 JOINT PRIMARY RUNOFF ELECTION, AND TAKE APPROPRIATE ACTION. (9:33 AM)

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

34. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING COUNTY POLICY AND DIRECTION RELATED TO THE DISINTERMENT OF BODIES BURIED IN THE TRAVIS COUNTY INTERNATIONAL CEMETERY INCLUDING: (9:14 AM)
- A. APPROVAL OF A CEMETERY AND PLOT OWNER CONSENT FORM, INCLUDING DESIGNATION OF APPROPRIATE SIGNATOR;
 - B. THE REQUEST FOR CONSENT TO DISINTER A BODY BURIED IN THE TRAVIS COUNTY INTERNATIONAL CEMETERY BY ALL FAITHS FUNERAL SERVICES; AND
 - C. DIRECTIONS FOR FUTURE DISINTERMENT REQUESTS.

Items 34.A-C postponed until December 9, 2003.

35. APPROVE LICENSE AGREEMENT WITH TRAVIS COUNTY AND H.S.I. TO FILM ON CITY PARK ROAD, CRUM RANCH ROAD, MURFIN ROAD, RANCH ROAD 620 AND RANCH ROAD 2222 ON DECEMBER 8, 2003. (3:22 PM)

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the license agreement in Item 35.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON VACANCY IN COUNTY COURT-AT-LAW # 5 JUDGESHIP. (3:31 PM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to indicate the Court’s intention not to fill the vacancy at this time, but to take the Court-at-Law judges up on their offer to use salary savings from this judgeship to compensate a visiting judge, to help cover these duties between now and the primary election, or if necessary, the run-off election.

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

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

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.

- 37.** CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SUBMISSION, INCLUDING ATTACHMENTS, TO THE U.S. DEPARTMENT OF JUSTICE FOR CHANGES AFFECTING VOTING RELATED TO REDISTRICTING PLAN 1374C, AS REQUIRED UNDER U.S. DISTRICT COURT ORDER. ¹ (3:34 PM) (4:11 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.

Members of the Court heard from: Tamara Armstrong, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the three orders for our signature that the County Attorney's Office has completed for the Court, which will be submissions to the United States Department of Justice for changes affecting voting related to Redistricting Plan 1374C. It is the submission, including attachments.

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

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY, GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER REGARDING PROJECT #01B01-09-2CA, GRAND AVENUE PARKWAY; PARCEL NO. 17, AND TRAVIS COUNTY, TEXAS; (ELENA PERALES; GIESELMAN; CONDEMNATION). ¹ (9:14 AM)

Item 38 postponed until December 16, 2003.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER REGARDING PROJECT #01B01-09-2CA, GRAND AVENUE PARKWAY; PARCEL NO. 3; THOMAS D. SHAFFER AND DEBRA V. SHAFFER, AND TRAVIS COUNTY, TEXAS; (THOMAS D. SHAFFER AND DEBRA V. SHAFFER; GIESELMAN; CONDEMNATION). ¹ (9:14 AM)

Item 39 postponed until December 16, 2003.

40. RECEIVE ADVICE FROM COUNTY ATTORNEY ON CLAIM RECEIVED FROM CAPITAL HOCKEY VENTURES, LTD., AND TAKE APPROPRIATE ACTION. ¹ (3:34 PM) (4:13 PM)

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

Item 40 postponed until December 9, 2003.

