

MINUTES OF MEETING – APRIL 13, 2004

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 13th day of April, 2004, the Commissioners' Court convened the regular Voting Session at 9:11 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 12:05 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:42 PM.

The Commissioners' Court recessed the Voting Session at 4:01 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened the Voting Session at 4:01 PM and adjourned at 4:01 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, convened the Voting Session at 4:01 PM and adjourned at 4:05 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, convened the Voting Session at 4:05 PM and adjourned at 4:06 PM.

The Commissioners' Court reconvened the regular Voting Session at 4:06 PM.

The Commissioners' Court retired to Executive Session at 4:07 PM.

The Commissioners' Court reconvened the Voting Session at 5:09 PM.

The Commissioners' Court adjourned the Voting Session at 5:16 PM.

CONSENT ITEMS

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the following Consent Items: C1-C7, and Items 4, 12, 13.A, 14, 16, 17, 20, 21, 22, 23, 24, 25, 26, 29, and A1. (9:41 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 AUTOMATIC BUDGET TRANSFERS.
- C4.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MARCH 23, 2004.
- C5.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MARCH 30, 2004.
- C6.** APPROVE SETTING A PUBLIC HEARING ON TUESDAY, APRIL 20, 2004, TO CONSIDER A TEMPORARY CLOSURE OF PFLUGERVILLE LOOP ROAD IN PRECINCT TWO FROM EDGEMERE DRIVE TO NIMBUS DRIVE, BEGINNING APRIL 25, 2004 AND ENDING APRIL 30, 2004. (COMMISSIONER SONLEITNER)
- C7.** APPROVE SETTING A PUBLIC HEARING ON MAY 25, 2004 TO DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: ST. TROPEZ P.U.D., RESUBDIVISION OF LOT 87D, AMENDED PLAT OF LOTS 87C AND 87D (SHORT FORM PLAT – 4 LOTS – 1.27 ACRES – RUE DE ST. GERMAINE (PRIVATE STREET) – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN LIMITED PURPOSED ANNEXATION). (COMMISSIONER DAUGHERTY)

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE THE 5' PUBLIC UTILITY EASEMENT ON BOTH SIDES OF THE COMMON LOT LINE OF LOT 192 AND 193, APACHE SHORES FIRST INSTALLMENT, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:41 AM)

Clerk's Note: Item 4 is the action item for the public hearing on Agenda Item 1.

Clerk's Note: Item 4 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 5. CONSIDER AND TAKE APPROPRIATE ACTION ON FY04 FUNDING REQUEST AND BASIS FOR TEXAS PARKS AND WILDLIFE GRANT APPLICATION FOR LAND ACQUISITION FOR THE BALCONES CANYONLANDS PRESERVE. (9:43 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR; and Melinda Mallia, Natural Resources Program, TNR.

Motion by Commissioner Daugherty **and seconded by** Commissioner Sonleitner to approve the priority list as recommended by Staff.

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

6. CONSIDER USING FUNDS TO STUDY RELOCATION AND CLOSURE OF WASTE MANAGEMENT OF TEXAS AND BFI LANDFILLS ALONG HIGHWAY 290 EAST, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS)
(11:02 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR.

Motion by Commissioner Davis to approve Item 6, to utilize the necessary monies that we have available for relocation purposes of the 2 landfills, to look for another site, and assist as much as possible.

Clerk's Note: The Motion died for lack of a Second.

Discussion Only. No action taken.

- 7. CONSIDER PROPOSED RESOLUTION FROM HIGHWAY 290 EAST NEIGHBORS OPPOSING FURTHER EXPANSION OF ADJACENT LANDFILLS OPERATED BY WASTE MANAGEMENT OF TEXAS (WMT) AND BROWNING-FERRIS INDUSTRIES (BFI), AND TAKE APPROPRIATE ACTION. (COMMISSIONERS DAVIS AND DAUGHERTY) (11:20 AM) (1:42 PM)

Clerk’s Note: Items 7 and 8 are associated with one another and were called for concurrent discussion.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 8, the strategy to address the Northeast Travis County landfill issues as listed in the backup memo.

Clerk’s Note: The Court did not Vote on the Standing Motion and Second at this time.

Members of the Court heard from: Lee Leffingwell, Chair, City of Austin Environmental Board; Hugh Mayfield, Board Member, City of Austin Solid Waste Advisory Commission; Alfred Stanley, Treasurer, Texas League of Conservation Voters; Trek English, Travis County Resident; Joyce Thoresen, Walnut Place Neighborhood Association; Wilford Williams, Harris Branch Resident; Joyce Best, Northeast Travis County Resident; Robin Schneider, Director, Texas Campaign for the Environment; Melanie McAfee, Travis County Resident; Mark McAfee, Travis County Resident; Tom Nuckols, Assistant County Attorney; John Joseph, Attorney, Waste Management (WMI); and Paul Gosselink, Attorney, BFI.

A Restatement of the previous Motion was made by Judge Biscoe to approve Item 8, the strategy to address the Northeast Travis County landfill issues as listed in the backup memo, with the 180-day moratorium on applications to expand, and the Court’s agreement not to file a siting ordinance, plus a 110% percent effort to locate new sites.

Motion carried:

| | |
|--|-----|
| County Judge Samuel T. Biscoe | yes |
| 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 |

ITEM 7 CONTINUED

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to approve Item 7 and accept the Resolution from the neighborhood association, opposing expansions of the 2 particular landfill operators, WMI and BFI, at the 290 East site.

A Friendly Amendment to the previous Motion was offered by Commissioner Daugherty to exclude Type 4 landfills from the Resolution in Item 7.

Acceptance of the Friendly Amendment was made by Commissioner Davis.

A Clarification of the previous Motion was made by Judge Biscoe that the Motion is to approve the Resolution that opposes expansion of the Type I landfills.

Motion failed:

| | |
|--|-----|
| County Judge Samuel T. Biscoe | no |
| Precinct 1, Commissioner Ron Davis | yes |
| Precinct 2, Commissioner Karen Sonleitner | no |
| Precinct 3, Commissioner Gerald Daugherty | yes |
| Precinct 4, Commissioner Margaret J. Gómez | no |

- 8. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED STRATEGY TO ADDRESS NORTHEAST TRAVIS COUNTY LANDFILL ISSUES. (JUDGE BISCOE) (11:20 AM) (1:42 PM)

Clerk’s Note: Items 7 and 8 are associated with one another and were called for concurrent discussion. Please refer to Item 7 for a summary of the Court’s action.

- 9. CONSIDER AND TAKE APPROPRIATE ACTION ON WHETHER TO SET A PUBLIC HEARING TO RECEIVE COMMENTS ON REQUEST TO PLACE MOORING BUOYS OFF THE POINT AT BOB WENTZ PARK. (COMMISSIONER DAUGHERTY) (THIS ITEM COVERS ONLY WHETHER TO SCHEDULE A PUBLIC HEARING - NOT TO DISCUSS THE MERIT OF THE REQUEST.) (EXECUTIVE SESSION) ¹ (3:45 PM)

Members of the Court heard from: Charles Bergh, Division Director, Parks and Natural Resources, TNR; Roy Turley, Parks Program Manager, TNR; and Joe Gieselman, Executive Manager, TNR.

Discussion Only. No action taken.

Item 9 to be reposted on April 27, 2004.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE FY04 ROADWAY MAINTENANCE, REHABILITATION PLAN AND DRAINAGE PROJECTS LIST. (9:41 AM)

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

PLANNING AND BUDGET DEPT. ITEMS

13. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
 - A. A GRANT CONTRACT WITH THE TEXAS TASK FORCE ON INDIGENT DEFENSE FOR INDIGENT DEFENSE SERVICES IN THE CRIMINAL COURTS. THE GRANT FUNDS TECHNOLOGY IMPROVEMENTS TO THE COURT APPOINTED COUNSEL PROCESS AND IS DESIGNED TO ENHANCE THE ABILITY OF TRAVIS COUNTY TO PROVIDE EFFICIENT AND EFFECTIVE INDIGENT DEFENSE. (9:41 AM)

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

14. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:41 AM)

Clerk's Note: Item 14 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 15. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ESTABLISH CHANGE FUND IN THE AMOUNT OF \$175 FOR TRAVIS COUNTY CLIENTS MAKING CO-PAYMENTS FOR VISITS TO COUNTY COMMUNITY CARE CLINICS. (3:33 PM)

Members of the Court heard from: John Hille, Assistant County Attorney; Mike Wichern, Travis County Auditor’s Office; Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans’ Services (TCHHS&VS); and Marry Etta Gerhardt, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the recommendation, which is, basically, for Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans’ Services (TCHHS&VS), to designate a County person to be in charge of this fund. We would bond that person if we can do so for a reasonable amount.

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 |

ADMINISTRATIVE OPERATIONS ITEMS

- 16. 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 \$368,244.59 FOR THE PERIOD OF MARCH 26 THROUGH APRIL 1, 2004. (9:41 AM)

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

- 17. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED PERSONNEL AMENDMENTS. (9:41 AM)

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

18. **A.** CONSIDER AND TAKE APPROPRIATE ACTION ON OPTIONS FOR COMPLETION OF THE 5501 AIRPORT BOULEVARD BUILDING PROJECT, PHASE TWO; (4:00 PM)
- B.** CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT, CONTRACT MODIFICATION AND MAKING OF CONTRACT FOR BASE BID OR ALTERNATE NO. 1 TO BARECKY CONSTRUCTION COMPANY FOR THE AIRPORT BOULEVARD BUILDING, PHASE 2 RENOVATIONS, IFB NO. B040056MB.

Items 18.A and B postponed until April 20, 2004.

19. DISCUSS TEXAS ROUND-UP 10K ON APRIL 17, 2004 AND TRAVIS COUNTY'S PARTICIPATION AND RECEIVE UPDATE ON TRAVIS COUNTY WELLNESS PROGRAM, AND TAKE APPROPRIATE ACTION. (10:34 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Jane Frank, Information and Telecommunications Systems (ITS); Rick Cospers, Travis County Sheriff's Office (TCSO); Crystal Wiltz, Texas Cooperative Extension; Alicia Perez, Executive Manager, Administrative Operations; Nancy Goodman Gill, Human Resources Coordinator, Travis County Health and Human Services (TCHHS); and Bonnie Floyd, Assistant Purchasing Agent.

Discussion Only. No action taken.

PURCHASING OFFICE ITEMS

20. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. SL030126LC, BEARINGPOINT, INC., FOR TEXAS ONLINE SERVICE LEVEL AGREEMENT WITH EPAY ATTACHMENT FOR TRAVIS COUNTY. (ITS) (COMMISSIONER GÓMEZ) (9:41 AM)

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

21. APPROVE MODIFICATION NO. 7 TO CONTRACT PS010173LC, TIBURON, INC., FOR ENHANCEMENT TO THE FACTS COURT MANAGEMENT SYSTEM. (ITS) (COMMISSIONER GÓMEZ) (9:41 AM)

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

22. APPROVE MODIFICATION NO. 7 TO CONTRACT NO. PS960075KW, AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION, FOR FAMILY PRESERVATION PROGRAM SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:41 AM)

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

23. APPROVE AUTHORIZATION TO COMMENCE CONTRACT NEGOTIATIONS WITH KLOTZ ASSOCIATES, INC., THE MOST HIGHLY QUALIFIED FIRM SUBMITTING PROPOSALS FOR RFQ NO. Q040028JJ, PROFESSIONAL ENGINEERING SERVICES FOR THE ELROY ROAD DESIGN PROJECT. (TNR) (COMMISSIONER GÓMEZ) (9:41 AM)

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

24. APPROVE CONTRACT AWARD FOR THE MOYA PARK CONCRETE TRAIL CONSTRUCTION PROJECT, IFB NO. B040063JJ, TO THE LOW BIDDER, DAYCO CONSTRUCTION CO. (TNR) (COMMISSIONER GÓMEZ) (9:41 AM)

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

25. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 03T00238RV, ENERGY MANAGEMENT SERVICES, FOR INSULATION SERVICES. (HOUSING SERVICES) (COMMISSIONER GÓMEZ) (9:41 AM)

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

OTHER ITEMS

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:41 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 ISSUES RELATED TO THE CONDUCT OF EARLY VOTING AND ELECTION DAY. (3:11 PM)

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

Discussion Only. No action taken.

Item 27 to be reposted on April 20, 2004.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE ORDER DESIGNATING MAIN AND TEMPORARY EARLY VOTING POLLING PLACES AS WELL AS ELECTION DAY POLLING PLACES FOR THE MAY 15, 2004 JOINT GENERAL AND SPECIAL ELECTION. (3:14 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve Item 28, the main and temporary early voting polling places as well as the election day polling places for the May 15, 2004 joint general and special election, as proposed by the County Clerk.

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 |

- 29. APPOINT SARAH HARRIMAN TO SERVE ON THE TRAVIS COUNTY HISTORICAL COMMISSION AS A PRECINCT THREE APPOINTEE, TERM EFFECTIVE IMMEDIATELY THROUGH APRIL 2006. (COMMISSIONER DAUGHERTY) (9:41 AM)

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

- 30. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES IMPACTING COUNTIES DURING THE ANTICIPATED SPECIAL SESSION OF THE 78TH LEGISLATURE. (2:46 PM)

Members of the Court heard from: Bob Kamm, Travis County Legislative Consultant; Susan Spataro, Travis County Auditor; and Chris Shields, Travis County Legislative Consultant.

Discussion Only. No action taken.

- 31. CONSIDER AND TAKE APPROPRIATE ACTION ON NEGOTIATION ISSUES FOR AGREEMENT BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES AND STAR FLIGHT EMS. (3:29 PM)

Members of the Court heard from: Danny Hobby, Emergency Services Coordinator, Department of Emergency Services; and Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES), and Co-Chair, EMS Interlocal Committee.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the recommended list, with the changes noted (in Item #5, changing the word "seek" to "negotiate".)

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 |

32. RECEIVE THE 2003 ANNUAL REPORT FOR THE CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY (CTRMA). (9:57 AM)

Members of the Court heard from: Robert Tesch, Chair, Central Texas Regional Mobility Authority (CTRMA); Mike Heiligenstein, Executive Director, CTRMA; and Henry Gilmore, Board Member, CTRMA.

Motion by Judge Biscoe and seconded by Commissioner Gómez to receive the annual report from the Central Texas Regional Mobility Authority.

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 |

ITEM 33 CONTINUED

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner that for the CIP project number 01B01-05-1RA, the Blake Manor Roadway improvement project, the Taylor Family parcel number 6, that we accept their offer of \$5,125.00.

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

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner that for the CIP project number 01B01-05-1RA, the Blake Manor Roadway improvement project, the Mobley Family, parcel numbers 7A and 7B, that we counter their offer for the parcels of 7A and 7B in the amount of \$10,275.00 for both parcels combined.

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

- 34. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. WALNUT CREEK IMPROVEMENT ASSOCIATION (JERRY KILBER RESALE DEED), AND TAKE APPROPRIATE ACTION.** ¹ (4:07 PM) (5:12 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 Sonleitner to approve the draft tax resale deed and authorize the County Judge to sign on behalf of the Commissioners Court the prepared deed to Jerry Kilber, who has paid Travis County the amount of \$8,151.56 in cash.

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

- 35. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. JO ANN MCCALED (DUDLEY ATKINS RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (4:07 PM) (5:12 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.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that we authorize the County Judge to sign the 2 prepared tax resale deeds on behalf of the Travis County Commissioners Court to Dudley Atkins, who has paid Travis County \$4,000.00 in cash for each tract of land.

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. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. THOMAS C. THOMPSON AND DIONNE DEATON (MARK MCCLURE RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (4:07 PM) (5:13 PM)

Clerk's Note: Judge Biscoe announced that Item 36 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 Sonleitner to authorize the County Judge to sign the prepared tax resale deed to Mark McClure, who has paid Travis County \$11,323.47.

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. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. SUE JESTER STEVENSON (W. DOUG GURKIN RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (4:07 PM) (5:14 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.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign on behalf of the Commissioners Court the prepared tax resale deed to W. Doug Gurkin, who has paid Travis County \$5,640.22.

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. CONSIDER RESPONSE FROM MRE RANCH, LTD. (MEDWAY) ON PURCHASE CONTRACT APPROVED MARCH 2, 2004 FOR APPROXIMATELY 344.984 ACRES OF LAND IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAUGHERTY) ² (4:07 PM) (5:14 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.

Discussion Only. No action taken.

Item 38 to be reposted on April 27, 2004.

- 39. CONSIDER OPPORTUNITY TO PURCHASE REAL ESTATE IN CENTRAL AUSTIN, AND TAKE APPROPRIATE ACTION. ² (4:07 PM) (5:14 PM)

Clerk’s Note: Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.072, Real Property.

Members of the Court heard from: Pat Ford, Real Estate Manager, Facilities Management.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner that we authorize County Staff, specifically Pat Ford, Real Estate Manager, Facilities Management, to execute, on behalf of the Commissioners Court, a letter of intent to the broker or another authorized person associated with this property indicating Travis County’s interest in purchasing the real property in question. The Court had previously authorized that certain due diligence steps be taken, and so those are to continue, and we expect to see a more detailed budget at the next meeting, and at that time identify a source of funding for what we do, and to continue to work with County Attorney Staff to begin negotiations for contract terms.

Motion carried:

| | |
|--|-----|
| County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis | no |
| Precinct 2, Commissioner Karen Sonleitner | yes |
| Precinct 3, Commissioner Gerald Daugherty | no |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

ADDED ITEMS

- A1. APPROVE CONTRACT NO. PS040161JW WITH NORA DEL BOSQUE TO PROVIDE PROFESSIONAL LEGISLATIVE ADVOCACY SERVICES TO THE COUNTY AUDITOR’S OFFICE. (COUNTY AUDITOR) (9:41 AM)

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (5:16 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge