

MINUTES OF MEETING – AUGUST 2, 2005

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 2nd day of August, 2005, the Commissioners' Court convened the regular Voting Session at 9:15 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 record notes that Precinct Four Commissioner Margaret J. Gómez was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:19 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:52 PM and adjourned at 1:55 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:55 PM and adjourned at 2:08 PM.

The Commissioners Court reconvened the regular Voting Session at 2:08 PM.

The Commissioners Court retired to Executive Session at 4:39 PM.

The Commissioners Court reconvened the Voting Session at 5:17 PM.

The Commissioners Court adjourned the Voting Session at 5:20 PM.

SPECIAL ITEM

1. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:17 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; and Jim Connolly, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to follow the recommendation to lift the burn ban.

Clerk's Note: The Court did not Vote on the previous Motion and Second.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to leave the burn ban in place another week.

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	absent

CITIZENS COMMUNICATION

Members of the Court heard from: Jonathan L. Clarke III, Travis County Resident; Richard Franklin III, Travis County Resident; Mike Schultz, Wind Surfer, Travis County Resident; Stacy Rhone, Travis County Resident; Desiree Corneluis Fisher, Board Member, Manor Independent School District; and Larry Jackson, Travis County Resident. (9:33 AM)

CONSENT ITEMS

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C8, and Items 2, 3, 4.A&B, 5, 8, 9, 13, 14, 16, 17.A-C, 18, 20.A&B, 21, 22, 24, 27.A and 31. (9:45 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	absent

- 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 SESSIONS OF JULY 12 AND JULY 19, 2005.
- C4.** APPROVE AUTOMATIC BUDGET TRANSFERS.
- C5.** APPOINT MAIZE HAMILTON TO FILL THE UNEXPIRED TERM OF WADINE MILES TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #2 (PFLUGERVILLE) EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2005. (COMMISSIONER SONLEITNER)
- C6.** REAPPOINT CINDY ASHBY TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD, EFFECTIVE IMMEDIATELY THROUGH JULY 2008. (COMMISSIONER DAVIS)
- C7.** APPOINT FRED HERBER TO SERVE AS A PRECINCT THREE APPOINTEE TO THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD #7 TO FILL THE UNFILLED TERM OF THOMAS ATWOOD, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 2005. (COMMISSIONER DAUGHERTY)
- C8.** APPROVE SETTING A PUBLIC HEARING DATE OF AUGUST 16, 2005 TO RECEIVE COMMENTS FOR PROPOSED STREET NAME ASSIGNMENT FOR AN ACCESS EASEMENT TO BE KNOWN AS "CUESTA TRAIL" NEAR FM 2222, IN PRECINCT 3. (COMMISSIONER DAUGHERTY)

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 \$418,178.76 FOR THE PERIOD OF JULY 15 THROUGH JULY 21, 2005. (9:45 AM)

Clerk's Note: Item 2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

3. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:45 AM)

Clerk's Note: Item 3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS UNDER THE TUITION REIMBURSEMENT POLICY: (9:45 AM)
 - A. REIMBURSEMENT FOR CERTAIN EMPLOYEES WHO HAVE COMPLETED CLASSES IN ACCORDANCE WITH SECTION 10.021 OF THE POLICY;
 - B. AUTHORIZATION FOR THE COUNTY AUDITOR AND TREASURER TO REIMBURSE CERTAIN EMPLOYEES;

Clerk's Note: Items 4.A and B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS UNDER THE TUITION REIMBURSEMENT POLICY:

C. AUTHORIZATION FOR POLICY EXCEPTION TO THE ELIGIBILITY RULES, SPECIFICALLY, SECTION 10.021(b), FOR OUT OF COUNTRY INSTITUTIONS. (4:11 PM)

Members of the Court heard from: Errol Hardin, Manager, Staffing, Training & Employee Relations, Human Resources Management Department (HRMD); and Susan Spataro, Travis County Auditor.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve the policy exception in Item 4.C.

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	absent

5. CONSIDER AND TAKE APPROPRIATE ACTION ON MEMORANDUM OF AGREEMENT AND COLLABORATIVE AGREEMENT WITH THE TEXAS EQUAL ACCESS TO JUSTICE FOUNDATION AND THE TEXAS LEGAL SERVICES CENTER TO FULFILL LAW LIBRARY GRANT ACTIVITIES BY PROVIDING LEGAL INFORMATION TO LOW-INCOME LITIGANTS. (9:45 AM)

Clerk's Note: Item 5 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

6. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FY 2004 AND FY 2005 (THROUGH JUNE) PERFORMANCE REPORT FOR TRAVIS COUNTY RISK MANAGEMENT PROGRAM. (3:36 PM)

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

Discussion Only. No formal action taken.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR LIVE CABLECAST OF THE SPECIAL LEGISLATIVE SESSION FROM JULY 21, 2005 TO AUGUST 19, 2005, ON DAYS SPECIFIED BY THE COMMISSIONERS COURT. (3:56 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Davis to televise these sessions when the Commissioners Court is not in session, Voting or Work Session.

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	absent

JUSTICE AND PUBLIC SAFETY ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION ON RESOLUTION RECOGNIZING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE SYSTEM TO BE USED FOR EMERGENCY PREVENTION, PREPAREDNESS, RESPONSE, RECOVERY AND MITIGATION ACTIVITIES IN TRAVIS COUNTY. (9:45 AM)

Clerk's Note: Item 8 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON THE RE-CERTIFICATION OF THE TRAVIS COUNTY EMERGENCY OPERATIONS PLAN. (9:45 AM)

Clerk's Note: Item 9 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

10. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ALTERNATIVE DISPUTE RESOLUTION FEE INCREASES FOR THE DISPUTE RESOLUTION CENTER. (3:57 PM)

Members of the Court heard from: Mike Trimble, Criminal Justice Coordinator, Criminal Justice Planning (CJP); Kris Donley, Executive Director, Dispute Resolution Center; Alan Miller, Budget Analyst, Planning and Budget Office (PBO); Jim Connolly, Assistant County Attorney; and Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office.

Motion by Judge Biscoe and seconded by Commissioner Daugherty to approve the recommendation to split the \$83,000.00 plus, which would be an additional \$41,665.00 to the Dispute Resolution Center, and the same amount to the Travis County General Fund; and that we approve the fee increase to \$15.00, and the establishment of the Justice of the Peace cases at a \$5.00 level, effective January 1, 2005.

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	absent

11. CONSIDER AND TAKE APPROPRIATE ACTION ON PRESENTATION OF ALTERNATIVE STRATEGIES AND RECOMMENDATIONS ON NEW JAIL CONSTRUCTION. (2:40 PM)

Members of the Court heard from: Greg Hamilton, Travis County Sheriff; David Balagia, Major, Travis County Sheriff's Office (TCSO); Doyne Bailey, Chief Deputy, TCSO; Ken Gaede, Project Manager, Facilities Management; and Mike Trimble, Criminal Justice Coordinator, CJP.

Discussion Only. No formal action taken.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FROM THE CITIZENS BOND ADVISORY COMMITTEE ON THE FY 2005 PROPOSED BOND PROGRAM. (9:16 AM)

Item 12 postponed until August 9, 2005.

PURCHASING OFFICE ITEMS

13. APPROVE SOLE SOURCE EXEMPTION AND PURCHASE OF MOBILE DATA LICENSES AND SUPPORT FROM TRITECH SOFTWARE SYSTEM. (TCSO) (9:45 AM)

Clerk's Note: Item 13 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

14. APPROVE MODIFICATION NO. 3 TO CONTRACT MA000098, MAINTENANCE FOR TAX OFFICE REMITTANCE PAYMENT PROCESSING SYSTEM, WITH UNISYS CORPORATION. (ITS) (9:45 AM)

Clerk's Note: Item 14 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

15. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO.2) TO CONTRACT NO. 04T00006LD, BLUEBONNET CLEANING SERVICES, FOR JANITORIAL SERVICES AT THE EXPOSITION CENTER. (FACILITIES MANAGEMENT) (9:16 AM)

Item 15 pulled from the Agenda.

16. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO.2) TO CONTRACT NO. 04T00016LD, BLUEBONNET CLEANING SERVICES, FOR JANITORIAL SERVICES AT THE PRECINCT 4 OFFICE BUILDING. (FACILITIES MANAGEMENT) (9:45 AM)

Clerk's Note: Item 16 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

17. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR AUTO BODY REPAIR, GROUP 1-CARS AND LIGHT TRUCKS: (9:45 AM)

- A. 05T00008JT, AR CUSTOM BODY PAINT SHOP;
- B. 05T00009JT, H&R AUTO BODY, INC.; AND
- C. 05T00010JT, TWO-DAY AUTO PAINT & BODY. (TNR)

Clerk's Note: Items 17.A-C approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

18. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. 02T00292OJ, SAFE GUARD HEALTH PLANS, INC. AND SAFE HEALTH LIFE INS. CO., FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY EMPLOYEES. (HRMD) (9:45 AM)

Clerk's Note: Item 18 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ISSUES REGARDING THE PURCHASE OF TWO HELICOPTERS FROM AMERICAN EUROCOPTER, LLC, THE HIGHEST RANKED PROPOSER: (COMMISSIONER GOMEZ) (10:33 AM)

- A. CONTRACT AWARD, RFP NO. P050037-BF, AND APPROVAL OF CONTRACT;
- B. EXERCISE OPTION FOR AVIONICS AND MISSION COMPLETION FOR ONE HELICOPTER UNDER CONTRACT WITH AMERICAN EUROCOPTER, LLC;
- C. SOURCE OF FUNDING FOR ADDITIONAL COSTS;
- D. THE FEASIBILITY OF AN EXTENDED WARRANTY FOR HELICOPTERS.

Clerk's Note: Items 19.A-D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Alan Miller, Budget Analyst, PBO; Barbara Wilson, Assistant County Attorney; Mike Trimble, Criminal Justice Coordinator, CJP; Casey Ping, Program Manager, STAR Flight; and Willy Culberson, Director, Aviation Operations, STAR Flight.

ITEM 19 CONTINUED

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to direct the Planning and Budget Office to include the additional \$380,804.00 in the FY 2006 Capital List of Items that would be presented to Commissioners Court, in Item 19.C.

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	absent

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve the contract with American Eurocopter, LLC, in Item 19.A.

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	absent

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve the exercise option for avionics and mission completion for one helicopter under contract with American Eurocopter, LLC, in Item 19.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	absent

Discussion Only. No formal action taken on Item 19.D.

20. APPROVE CONTRACT AWARDS FOR DIESEL FUEL, IFB NO. BO50097-LD, TO THE QUALIFIED LOW BIDDERS: (9:45 AM)

A. PETROLEUM TRADERS, LINE ITEM 1.1; AND

B. SUNCOAST RESOURCES, LINE ITEMS 3.1 AND 3.2. (TNR)

Clerk's Note: Items 20.A and B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

21. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 04T00269LD, PETROLEUM TRADERS, FOR GASOLINE AND DIESEL FUEL. (TNR) (9:45 AM)

Clerk's Note: Item 21 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

22. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 04T00253LD, ARAMARK UNIFORM SERVICES, FOR UNIFORM RENTAL AND RELATED SERVICES. (TNR, COUNTYWIDE) (9:45 AM)

Clerk's Note: Item 22 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

23. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM CITY OF AUSTIN TO PARTICIPATE IN FUNDING OF TOLL STUDY BY OUTSIDE CONSULTANT. (10:07 AM)

Members of the Court heard from: Cis Myers, Member, Technical Committee, Capital Area Transportation Coalition; and Terry Bray, Former Chair, Capital Area Transportation Coalition.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the request to participate in the Regional Toll Study in the amount of \$25,000.00, to be funded from Allocated Reserves, and that an appropriate interlocal be brought back to the Commissioners Court which would lock down the scope of service and the full dollar amount; and to designate Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR) as the interim appointee to be involved in this before it comes back to the Commissioners Court.

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	absent

24. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST TO UTILIZE REVENUE FROM THE BALCONES CANYONLANDS CONSERVATION PLAN PARTICIPATION CERTIFICATES FOR CAPITAL IMPROVEMENTS AND OPERATIONS COSTS TO CREATE A BALCONES CANYONLANDS PRESERVE FIELD OFFICE. (COMMISSIONER DAUGHERTY) (9:45 AM)

Clerk's Note: Item 24 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

25. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: SHADY HOLLOW GARDENS (SHORT FORM PLAT – 2 LOTS – 35.552 ACRES – FRATE BARKER RD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (4:17 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to approve the plat in Item 25 with the following plat note: "Any necessary boundary street (Frate Barker) fiscal will be posted prior to issuance of a development permit".

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	absent

26. CONSIDER AND TAKE APPROPRIATE ACTION ON ADJACENT PROPERTY OWNER'S CONCERNS REGARDING "THE POINT" AT BOB WENTZ PARK. (COMMISSIONER DAUGHERTY) (10:57 AM)

Members of the Court heard from: Charles Bergh, Division Director, Parks and Natural Resources, TNR; Roy Turley, Program Manager, Parks, TNR; Bob Barstow, Owner, Windy Point Park; Jan Barstow, Travis County Resident; Ron Hensley, Vice President, Austin Wind Surfers Club; and Gil Yudder, Former Vice President, Austin Wind Surfers Club.

Discussion Only. No formal action taken.

PLANNING AND BUDGET DEPT. ITEMS

27. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:

A. GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE VICTIMS OF CRIME GRANT PROGRAM IN THE SHERIFF'S OFFICE. THE CONTRACT IS TO CONTINUE THE PROGRAM FOR FY'06. (9:45 AM)

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

27. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:

B. REQUEST TO AUTHORIZE JUVENILE PROBATION TO CONTINUE THE JUVENILE ACCOUNTABILITY BLOCK GRANT PROGRAM THROUGH THE END OF AUGUST 2005, FOR CONTINUATION OF THE PROGRAM UNTIL CONTRACT COMPLETION. (9:48 AM)

Members of the Court heard from: Alan Miller, Budget Analyst, PBO.

Item 27.B pulled from the Agenda.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (4:23 PM)

Members of the Court heard from: Jessica Rio, Budget Analyst, PBO.

Clerk's Note: The Court discussed corrections to the budget amendments and transfers. The amount in Budget Amendment A1 should be \$18,937.00, and the second Budget Amendment should be numbered A2.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the Budget Amendments and Transfers A1 and A2 with the changes presented to the Court.

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	absent

**29. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR
ADDITIONAL FTE's IN THE SHERIFF'S OFFICE IN FY'05. (2:15 PM)**

Members of the Court heard from: David Balagia, Major, TCSO; Bill Derryberry, Budget Analyst, PBO; Greg Hamilton, Travis County Sheriff; Bill Campbell, TCSO; and Jim Sylvester, Major, Administration/Support, TCSO.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the hiring of 21 people immediately and that we deal with the other 21 during the budget process.

A Clarification of the previous Motion was made by Judge Biscoe that the 21 FTE's come from the 31 conversion FTE's that are built into the preliminary budget.

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

A Substitute Motion was made by Commissioner Davis and seconded by Commissioner Daugherty to start with the 42 FTE Correctional Officers.

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	absent

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

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	absent

Item 29 to be reposted on August 23, 2005.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON FY 06 ELECTED OFFICIALS' SALARIES. (9:48 AM)

Members of the Court heard from: Diana Ramirez, Budget Analyst, PBO; Susan Spataro, Travis County Auditor; and Barbara Wilson, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the Citizens Advisory Committee on Elected Officials Salaries recommendation as to the District Clerk, which was increasing her salary from \$83,956.00 to \$96,959.00.

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	no
Precinct 4, Commissioner Margaret J. Gómez	absent

Motion by Judge Biscoe and seconded by Commissioner Davis to leave the District Judges, County Court at Law Judges, and the Probate Judge out of the advertisement on Elected Officials Salaries, with a footnote as to why they are not in the advertisement.

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	absent

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to increase the Constables' salaries by 12.5 percent, for a salary of \$74,747.00 for the Constables of Precincts 1-4, and a salary of \$77,808.00 for the Constable of Precinct 5.

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	no
Precinct 4, Commissioner Margaret J. Gómez	absent

ITEM 30 CONTINUED

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the rest of the advertisement for Elected Officials Salaries, and set the public hearing for August 23, 2005.

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	absent

OTHER ITEMS

- 31.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:45 AM)

Clerk's Note: Item 31 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 32.** CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES UNDER CONSIDERATION DURING THE SPECIAL SESSION OF THE 79TH TEXAS LEGISLATURE. (A LIST MAY BE OBTAINED FROM ANY MEMBER OF THE TRAVIS COUNTY COMMISSIONERS COURT.) (12:04 PM)

Clerk's Note: Items 32 and 33 are associated with one another and were called for concurrent discussion.

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

Discussion Only. No formal action taken.

- 33.** CONSIDER AND TAKE APPROPRIATE ACTION ON REPORT REGARDING LEGISLATION ACTION TAKEN DURING THE 79TH TEXAS LEGISLATURE. (12:04 PM)

Clerk's Note: Items 32 and 33 are associated with one another and were called for concurrent discussion. Please refer to Item 32 for a summary of the Court's action.

- 34. CONSIDER AND TAKE APPROPRIATE ACTION ON RESOLUTION APPROVING THE ISSUANCE OF LIMITED OBLIGATION REVENUE BONDS BY EL CAMPO HEALTH FACILITIES DEVELOPMENT CORPORATION FOR A HEALTH FACILITY LOCATED AT OR ADJACENT TO 4100 JACKSON AVENUE, AUSTIN, TEXAS, AND OWNED BY WESTMINSTER MANOR AND AUTHORIZE COUNTY JUDGE TO SIGN RELATED DOCUMENT. (2:08 PM)**

Members of the Court heard from: Harvey Davis, Manager, Travis County Corporations; Cliff Blount, Attorney for the Travis County Corporations; and Kevin Leigh, Attorney, Westminster Manor.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the Resolution, and pulling in the counter of how the \$15,000.00 is divided in terms of \$12,000.00 for Travis County and \$3,000.00 for the two consultants.

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	absent

- 35. CONSIDER AND TAKE APPROPRIATE ACTION ON THE APPOINTMENT OF A TRAVIS COUNTY COMMITTEE ON SECURITY ISSUES, INCLUDING MEMBERS AND AN APPROPRIATE CHARGE. (4:24 PM)**

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Barbara Cilley, TCSO.

Clerk's Note: The Court directed that Roger El Khoury, Director, Facilities Management and Doyne Bailey, Chief Deputy, TCSO, to take the input that has been emailed to the County Judge and try to come up with an appropriate charge to recommend to the Commissioners Court. The Court also renamed the members of the Committee on Security Issues: Chuck Watt, ROCIP Safety Specialist, HRMD; Lloyd Evans, Division Director, Facilities Management; Roger El Khoury, Director, Facilities Management; Walter Lagrone, Director, Operations and Technology, Information and Telecommunications Systems (ITS); Bennie Cureton, Sergeant, TCSO; Mike Hemby, Research Analyst, TCSO; Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; Simon Broussard, Travis County Fire Marshall; and Doyne Bailey, Chief Deputy, TCSO; and to ask Debra Hale, Director, Court Administration, to join the committee.

Discussion Only. No formal action taken.

Item 35 to be reposted on August 9, 2005.

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.

- 36.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: CINCO J INC. D/B/A JOHNSON OIL CO. V. TRAVIS COUNTY, ROY MICHAEL GREEN, M.J. DEAN AND MICHAEL WALLACE. ¹ (9:16 AM)

Item 36 postponed until August 9, 2005.

- 37.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING THE MATTER OF THE APPLICATION OF MAGNA-FLOW INTERNATIONAL, INC., PERMIT NO. WQ04484-000, TCEQ DOCKET NO. 2005-0199-SLG. ¹ (4:39 PM) (5:17 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.

Discussion Only. No formal action taken.

Item 37 to be reposted on August 9, 2005.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN ROSENBAUM V. TRAVIS COUNTY (REQUESTED BY COUNTY ATTORNEY). ¹ (4:39 PM) (5:18 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.

Motion by Commissioner Daugherty **and seconded by** Commissioner Sonleitner to direct the County Attorney to communicate with Mr. Rosenbaum's attorney regarding the agreement of June 3, 2004 and get back with the Commissioners Court.

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	absent

Item 38 to be reposted on August 9, 2005.

39. RECEIVE LEGAL ADVICE AND TAKE APPROPRIATE ACTION ON ISSUES RELATING TO THE TRAVIS COUNTY ECONOMIC DEVELOPMENT PROGRAM POLICY AND/OR TAX ABATEMENT POLICY. ¹ (4:39 PM) (5:18 PM)

Clerk's Note: Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action necessary on Item 39.

40. CONSIDER AND TAKE APPROPRIATE ACTION ON AN AGREEMENT FOR FINANCIAL INCENTIVES FOR HOME DEPOT. ¹ (4:39 PM) (5:18 PM)

No action necessary on Item 40.

41. CONSIDER AND TAKE APPROPRIATE ACTION FOR THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ² (4:39 PM) (5:19 PM)

Clerk's Note: Judge Biscoe announced that Item 41 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

Discussion Only. No formal action taken.

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING A TRAVIS COUNTY PRECINCT TWO CONSTABLE OFFICE EMPLOYEE, SLOT 7. ^{1 & 3} (4:39 PM) (5:19 PM)

Clerk's Note: Judge Biscoe announced that Item 42 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to ratify the one additional day of leave with pay the County Judge authorized pursuant to this Court's authorization last week.

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	absent

Item 42 to be reposted on August 9, 2005.

ADJOURNMENT

Motion by Commissioner Sonleitner seconded by Commissioner Daugherty to adjourn the Voting Session. (5:20 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	absent

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge