

MINUTES OF MEETING – NOVEMBER 1, 2005

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 1st day of November, 2005, the Commissioners' Court convened the regular Voting Session at 9:21 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 One Commissioner Ron Davis was not present during this Voting Session.

The Commissioners Court retired to Executive Session at 10:34 AM.

The Commissioners Court reconvened the Voting Session at 11:46 AM.

The Commissioners Court recessed the Voting Session at 11:46 AM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:43 PM and adjourned at 1:48 PM.

The Commissioners Court reconvened the regular Voting Session at 1:48 PM.

The Commissioners Court retired to Executive Session at 1:48 PM.

The Commissioners Court reconvened the Voting Session at 5:57 PM.

The Commissioners Court adjourned the Voting Session at 6:06 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 1, BLOCK 49, AUSTIN LAKE HILLS, SECTION ONE RESUBDIVISION - (SHORT FORM PLAT - 2 LOTS – 4.146 ACRES – VILLAGE WEST DRIVE – NO FISCAL REQUIRED – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (ACTION ITEM # 1)
(9:22 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 11 for a summary of the action item.

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

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
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: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

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

Motion carried:

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

2. RECEIVE COMMENTS REGARDING TEMPORARILY CLOSING LITTIG ROAD EAST OF BITTING SCHOOL ROAD NOVEMBER 2, 2005 TO REPLACE A DAMAGED CULVERT UNDER THE ROAD IN PRECINCT ONE.
(COMMISSIONER DAVIS) (ACTION ITEM #12) (9:23 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 12 for a summary of the action item.

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

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
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: Joe Gieselman, Executive Manager, TNR.

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

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
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: Jimmy Castro, Travis County Resident.
(9:26 AM)

Clerk's Note: Judge Biscoe announced that those who have questions on the Bond Propositions can contact the County Judge or any member of the Commissioners Court; the Combined Charities Campaign for Travis County Employees is underway; and the Human Resources Department will be having deferred compensation training soon. Judge Biscoe also announced that a long time local civil rights leader, Mr. Volma Overton, has passed away. Commissioner Sonleitner also expressed her thoughts on the passing of Mr. Overton.

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C6, and Items 7, 8, 10, 11, 12, 13, 14, 16.A&B, 17.A, 18, 19, 20, 21, 22, 24, 27, 28, 30.A-D, 31, 33, 36, 37, 38, 39, and A2. (9:57 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
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 THE FOLLOWING MEETINGS:
 - A. VOTING SESSION OF OCTOBER 4, 2005; AND
 - B. VOTING SESSION OF OCTOBER 11, 2005.
- C5. REAPPOINT BOB HENDEE TO THE CHILDRENS' PROTECTIVE SERVICES BOARD EFFECTIVE IMMEDIATELY THROUGH OCTOBER 2006. (JUDGE BISCOE)
- C6. APPROVE RESOLUTION DESIGNATING THE MONTH OF NOVEMBER 2005 AS "OFFICIAL HOME CARE AND HOSPICE MONTH" IN TRAVIS COUNTY.

SPECIAL ITEMS

3. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ASSISTANCE IN RESPONSE TO HURRICANE RITA. (9:30 AM)

Clerk's Note: Items 3 and 4 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans Services (TCHHS&VS); and Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services.

Discussion Only. No formal action taken.

Items 3 and 4 to be reposted on November 8, 2005.

4. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ASSISTANCE IN RESPONSE TO HURRICANE KATRINA. (9:30 AM)

Clerk's Note: Items 3 and 4 are associated with one another and were called for concurrent discussion. Please refer to Item 3 for a summary of the action taken by the Court.

JUSTICE AND PUBLIC SAFETY ITEMS

5. CONSIDER AND TAKE APPROPRIATE ACTION ON REVISED JOB DESCRIPTION FOR CHIEF ADMINISTRATIVE OFFICER IN MEDICAL EXAMINER'S OFFICE. (10:27 AM)

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

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 5.

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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

6. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS: (9:21 AM)
 - A. APPROVE RESOLUTION IN SUPPORT OF RIVER OF TRADE CORRIDOR COALITION (ROTCC); AND
 - B. APPROVE MEMBERSHIP IN ROTCC.

Items 6.A and B postponed until November 8, 2005.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONSTRUCTION AGREEMENT AND A PLAT FOR RECORDING IN PRECINCT ONE: AUSTIN'S COLONY SECTION 7A SUBDIVISION (LONG FORM PLAT – 96 LOTS – 18.46 ACRES – HUNTERS BEND ROAD – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY HORNSBY BEND UTILITY COMPANY – CITY OF AUSTIN ETJ) (COMMISSIONER DAVIS) (9:57 AM)

Clerk's Note: Item 7 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

8. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR BARTON CREEK SECTION H, PHASE 2, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY) (9:57 AM)

Clerk's Note: Judge Biscoe announced that Item 8 is not only to receive notice, but to release the fiscal.

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 REQUEST TO TRANSFER BOUNDARY STREET FISCAL FOR LIME CREEK ROAD TO THE VILLAGE OF VOLENTE DUE TO ANNEXATION. (COMMISSIONER DAUGHERTY) (9:21 AM)

Item 9 postponed until November 8, 2005.

10. CONSIDER AND TAKE APPROPRIATE ACTION ON A SHORT FORM PLAT FOR RECORDING IN PRECINCT THREE: TRAVIS BLUFF SUBDIVISION, 5 LOTS – 13.88 ACRES – HAYNIE FLAT ROAD – NO FISCAL IS REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY LCRA – NO MUNICIPAL ETJ). (COMMISSIONER DAUGHERTY) (9:57 AM)

Clerk's Note: Item 10 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

11. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 1, BLOCK 49, AUSTIN LAKE HILLS, SECTION ONE RESUBDIVISION - (SHORT FORM PLAT - 2 LOTS – 4.146 ACRES – VILLAGE WEST DRIVE – NO FISCAL REQUIRED – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:57 AM)

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

Clerk's Note: Item 11 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

12. CONSIDER AND TAKE APPROPRIATE ACTION ON TEMPORARILY CLOSING LITTIG ROAD EAST OF BITTING SCHOOL ROAD ON NOVEMBER 2, 2005 TO REPLACE A DAMAGED CULVERT UNDER THE ROAD IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:57 AM)

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

Clerk's Note: Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

ADMINISTRATIVE OPERATIONS ITEMS

13. 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 \$369,597.05 FOR THE PERIOD OF OCTOBER 14 THROUGH OCTOBER 20, 2005. (9:57 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:57 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO EXTEND DATE TO JANUARY 1, 2007 FOR APPLICATION OF HOUSE BILL 633 RELATING TO 900-HOUR RULE TO REVIEW AND RE-DEFINE, AS APPROPRIATE, TEMPORARY CLASS OF EMPLOYEES. (10:16 AM)

Members of the Court heard from: Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Barbara Wilson, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to approve the order in Item 15.

Motion carried:

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

16. A. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE ATTACHED STANDARDIZED SUB LICENSE AGREEMENT TO APPROVE ACCESS TO THE INTEGRATED JUSTICE SYSTEM (IJS) BY OTHER LAW ENFORCEMENT AGENCIES. (9:57 AM)
- B. CONSIDER AND TAKE APPROPRIATE ACTION ON THE ATTACHED ORDER OF THE TRAVIS COUNTY COMMISSIONERS COURT DELEGATING TO THE DIRECTOR OF TRAVIS COUNTY DEPARTMENT OF INFORMATION AND TELECOMMUNICATIONS SYSTEMS THE AUTHORITY TO EXECUTE AGREEMENTS FOR IJS STANDARD USER PROFILE DATA INQUIRY FOR APPROVED LAW ENFORCEMENT AGENCIES.

Clerk's Note: Items 16.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.

PLANNING AND BUDGET DEPT. ITEMS

17. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
- A. APPROVE A GRANT CONTRACT AMENDMENT WITH FEMA FOR AN EMERGENCY FOOD AND SHELTER GRANT IN HEALTH AND HUMAN SERVICES. THE AMENDMENT INCREASES THE AVAILABLE GRANT RESOURCES BY \$16,571. (9:57 AM)

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:57 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.

PURCHASING OFFICE ITEMS

19. APPROVE CONTRACT AWARD FOR ATHLETIC FIELD MAINTAINER MACHINES, IFB B060002-DR, TO THE SOLE BIDDER, KROMER COMPANY. (TNR) (COMMISSIONER GÓMEZ) (9:57 AM)

Clerk's Note: Item 19 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

20. DECLARE FOUR BOAT DOCKS AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (FIXED ASSETS) (COMMISSIONER GÓMEZ) (9:57 AM)

Clerk's Note: Item 20 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. 2) TO CONTRACT NO. 04T00038LD, HERRERA AND SONS JANITORIAL SERVICES, FOR JANITORIAL SERVICES - NORTH RURAL COMMUNITY CENTER. (FM) (COMMISSIONER GÓMEZ) (9:57 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. 1) TO INTERLOCAL AGREEMENT NO. IL050043RE, AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION, FOR YOUTH AND FAMILY ASSESSMENT SERVICES. (HHS) (COMMISSIONER GÓMEZ) (9:57 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.

23. APPROVE QUANTUM MERUIT CLAIM FROM PRAIRIE VIEW A&M FOR PAYMENT OF SERVICES BY EXTENSION AGENT. (HHS) (COMMISSIONER GÓMEZ) (10:04 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 23.

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

24. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. 05T00125RG, SEARS CONTRACT SALES, FOR HOME REFRIGERATORS. (HOUSING SERVICES) (COMMISSIONER GÓMEZ) (9:57 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. DISCUSS AND TAKE APPROPRIATE ACTION ON AWARD OF CONTRACT FOR THE DEFERRED COMPENSATION 457(b) PLAN CONSULTANT FOR TRAVIS COUNTY, RFS S050118-OJ, TO THE BEST QUALIFIED VENDOR, THE RETIREMENT STORE. (COMMISSIONER GÓMEZ) (9:22 AM)

Item 25 postponed until November 22, 2005.

26. APPROVE AND AUTHORIZE PAYMENT AGAINST CONTRACT NO. 02T00215OJ, MILLIMAN USA, INC., FOR ACTUARIAL SERVICES FOR THE TRAVIS COUNTY SELF-FUNDED PLAN. (HRMD) (COMMISSIONER GÓMEZ) (1:48 PM)

Item 26 pulled from the Agenda.

27. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. PS040037LB, RENE A HICKS, FOR LITIGATION SERVICES. (COUNTY ATTORNEY) (COMMISSIONER GÓMEZ) (9:57 AM)

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

28. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. 04K00263JJ, C.C. CARLTON INDUSTRIES, LTD. CONTRACTOR FOR EAST METRO PARK (PHASE 1, PROJECT 1). (TNR) (COMMISSIONER DAVIS) (9:57 AM)

Clerk's Note: Item 28 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

29. A. DISCLOSE RELATIONSHIP WITH KEY CONTRACTING PERSON AND APPROVE ORDER WAIVING THE REQUIREMENTS OF DISCRETIONARY CONTRACTS PURSUANT TO SECTION 32.004(F) OF THE TRAVIS COUNTY ETHICS POLICY FOR THE PURPOSE OF APPROVING CONTRACT WITH MTG MANAGEMENT CONSULTANTS, L.L.C. (MIKE TRIMBLE) (6:03 PM)
- B. APPROVE CONTRACT AWARD FOR CONSULTING SERVICES WITH MTG MANAGEMENT CONSULTANTS, LLC. (COMMISSIONER GÓMEZ)

Clerk's Note: Items 29.A and B are associated with one another and were called for concurrent discussion.

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

Clerk's Note: The Court requested that a draft contract be prepared for next week, November 8, 2005, that includes the Central Booking Interlocal negotiations with the City of Austin.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 29.A, the order waiving the requirements.

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

Item 29.B to be reposted on November 8, 2005.

30. APPROVE THE FOLLOWING INSURANCE RELATED ITEMS: (9:57 AM)
- A. APPROVE APPLICATION FOR GROUP INSURANCE;
 - B. APPROVE SUBSCRIPTION AND JOINDER AGREEMENT;
 - C. APPROVE COLLATERAL AGREEMENT WITH LIFE INSURANCE COMPANY OF NORTH AMERICA FOR VOLUNTARY ACCIDENTAL DEATH AND DISMEMBERMENT COVERAGE; AND
 - D. APPROVE EMERGENCY TRAVIS ASSISTANCE SERVICES BY WORLDWIDE ASSISTANCE SERVICES, INC. CORPORATE SERVICES AGREEMENT II. (HRMD) (COMMISSIONER GÓMEZ)

Clerk's Note: Items 30.A-D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

31. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:57 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 COUNTY POLICY REGARDING SPEECH ACTIVITIES ON TRAVIS COUNTY PREMISES. (10:32 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to approve Item 32, the new County Policy regarding speech activities on Travis County premises.

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

33. APPROVE ORDER AMENDING THE ANNUALLY DETERMINED CONTRIBUTION RATE PLAN, AND MAKING PLAN SELECTIONS UNDER IT TO REFLECT THE 3% COST OF LIVING INCREASE FOR RETIREES UNDER THE TEXAS DISTRICT AND COUNTY RETIREMENT SYSTEM. (9:57 AM)

Clerk's Note: Item 33 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

34. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED AMENDMENTS TO THE TRAVIS COUNTY HOSPITAL DISTRICT'S ETHICS POLICY. (10:05 AM)

Members of the Court heard from: Stacy Wilson, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 34.

Motion carried:

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

35. CONSIDER REVISIONS PROPOSED BY THE TRAVIS COUNTY HOSPITAL DISTRICT TO THE INTERLOCAL AGREEMENT FOR SERVICES AND TAKE APPROPRIATE ACTION. (10:09 AM)

Members of the Court heard from: John Hille, Assistant County Attorney; Patricia Young Brown, President and CEO, Travis County Hospital District; and Stacy Wilson, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 35.

Motion carried:

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

36. DISCUSS AND APPROVE AN ADDITIONAL TEMPORARY BRANCH EARLY VOTING POLLING PLACE IN LAGO VISTA TO BE DESIGNATED FOR THE MOBILE EARLY VOTING PROGRAM IN ORDER TO BETTER ACCOMMODATE VOTERS IN TRAVIS COUNTY. (9:57 AM)

Clerk's Note: Item 36 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

37. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND VILLAGE OF VOLENTE FOR CONTRACT LAW ENFORCEMENT SERVICES BY PRECINCT TWO CONSTABLE DEPUTIES. (9:57 AM)

Clerk's Note: Item 37 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

38. CONSIDER AND TAKE APPROPRIATE ACTION ON TEXAS COMMISSION ON JAIL STANDARDS APPLICATION FOR VARIANCE FORMS SEEKING TCJS TO APPROVE THE USE OF 721 VARIANCE BEDS FOR THE NEXT 12 MONTHS. (9:57 AM)

Clerk's Note: Item 38 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

39. DISCUSS AND APPROVE ACCEPTANCE OF TRANSFER OF 1982 SURVEILLANCE VAN FROM THE U.S. FOOD AND DRUG ADMINISTRATION TO THE TRAVIS COUNTY SHERIFF'S OFFICE VEHICLE FLEET. (9:57 AM)

Clerk's Note: Judge Biscoe announced that the action taken on Item 39 is simply to accept the 1982 Surveillance Van.

Clerk's Note: Item 39 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

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.

40. CONSIDER AND TAKE APPROPRIATE ACTION ON AN OFFER TO BUY AN EXCLUSIVE ACCESS, CABLE AND EQUIPMENT EASEMENT SUBMITTED BY SOUTHWESTERN BELL TELEPHONE, L.P. FOR LAND OWNED BY TRAVIS COUNTY ALONG FM 973 IN PRECINCT FOUR. (COMMISSIONER GÓMEZ)
^{1 AND 2} (9:22 AM)

Item 40 pulled from the Agenda.

41. CONSIDER AND TAKE APPROPRIATE ACTION FOR THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ² (10:34 AM)
(1:48 PM) (5:57 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.

Item 41 to be reposted on November 8, 2005.

42. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LEASE/PURCHASE AGREEMENT FOR THE JP/CONSTABLE PCT. 2 OFFICES AT 10409 BURNET ROAD. ² (10:34 AM) (5:58 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. 551.072, Real Property.

Discussion Only. No formal action taken.

Item 42 to be reposted on November 15, 2005.

43. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONTRACT TO PURCHASE LAND FOR THE SOUTHWEST METROPOLITAN PARK AND/OR OPEN SPACE LOCATED IN PRECINCT 3. (COMMISSIONER DAUGHERTY)
^{1 AND 2} (10:34 AM) (1:48 PM) (5:58 PM)

Clerk's Note: Judge Biscoe announced that Item 43 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.

Clerk's Note: Commissioner Daugherty announced that he and Commissioner Sonleitner would sit down with the Reimer family to resolve this item. If there is a schedule conflict, Commissioner Gómez has offered to assist. Judge Biscoe also offered to assist if necessary.

Discussion Only. No formal action taken.

Item 43 to be reposted on November 8, 2005.

44. RECEIVE LEGAL ADVICE AND TAKE APPROPRIATE ACTION ON REQUEST TO WAIVE CERTAIN PERMITTING FEES FOR DOT'S PLACE. ¹ (10:34 AM) (1:48 PM) (5:59 PM)

Clerk's Note: Judge Biscoe announced that Item 44 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 Gómez to request Health and Human Services (HHS) to cover the \$1,473.50 fee from the Economic Development Pool. This is yet one more earmark, and it would need to be transferred to Transportation and Natural Resources (TNR) and Facilities Management (FM) to reimbursement what they would be entitled to under normal circumstances.

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

45. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON TAX REBATE AGREEMENT WITH SAMSUNG AUSTIN SEMICONDUCTOR L.L.C. ¹ (10:34 AM) (1:48 PM) (6:00 PM)

Clerk's Note: Judge Biscoe announced that Item 45 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion Only. No formal action taken.

Item 45 to be reposted on November 8, 2005.

46. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON TAX ABATEMENT AGREEMENT WITH HOME DEPOT U.S.A., INC. ¹ (10:34 AM) (1:48 PM) (6:00 PM)

Clerk's Note: Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion Only. No formal action taken.

Item 46 to be reposted on November 8, 2005.

47. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSAL FROM JOSEPH L. LESSARD TO PERFORM SERVICES ASSIGNED TO EMERGENCY SERVICES AND CRIMINAL JUSTICE PLANNING. ¹ (10:34 AM) (1:48 PM) (6:01 PM)

Clerk's Note: Judge Biscoe announced that Item 47 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.

Discussion Only. No formal action taken.

Item 47 to be reposted on November 8, 2005.

48. CONSIDER AND TAKE APPROPRIATE ACTION ON TEMPORARY ASSIGNMENT OF THE CHIEF ADMINISTRATIVE OFFICER IN MEDICAL EXAMINER'S OFFICE. ^{1 AND 3} (10:34 AM) (1:48 PM) (6:02 PM)

Clerk's Note: Judge Biscoe announced that Item 48 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.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize a salary increase of 10% for the Executive Manager acting in this capacity, Ms. Alicia Perez, Executive Manager, Administrative Operations, effective on the date of the appointment. We indicated that the appointment would be for 90 days, so that would be a 10% increase consistent with Travis County policy.

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

49. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON THE FOLLOWING STARFLIGHT ISSUES: (10:34 AM) (6:06 PM)

A. PERSONNEL ISSUES REGARDING SLOT NO. 6, STARFLIGHT PILOT;

B. THE CLAIM OF RONNIE WILSON, FORMER STAR FLIGHT NURSE. ^{1 AND 3}

Clerk's Note: Judge Biscoe announced that Items 49.A and B 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.

Discussion Only. No formal action taken on Items 49.A and B.

THE FOLLOWING ITEMS ARE ADDENDA:

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES RELATED TO THE CONDUCT OF THE NOVEMBER 2005 JOINT SPECIAL ELECTIONS. (10:34 AM)

Item A1 postponed until November 8, 2005.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER OF APPOINTMENT OF PRESIDING JUDGE, ALTERNATE PRESIDING JUDGE AND OTHER PERSONNEL OF THE CENTRAL COUNTING STATION, PRESIDING JUDGES OF THE RECEIVING SUBSTATIONS AND PRESIDING JUDGE AND ALTERNATE PRESIDING JUDGE OF THE EARLY VOTING BALLOT BOARD FOR THE NOVEMBER 8, 2005 JOINT, GENERAL AND SPECIAL ELECTIONS FOR TRAVIS COUNTY, TRAVIS COUNTY ESDS #1, #2, AND #7, THE VILLAGE OF BEE CAVE, THE CITY OF LEANDER, AND PRESIDENTIAL GLEN MUD. (9:57 AM)

Clerk's Note: Item A2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- A3. CONSIDER AND TAKE APPROPRIATE ACTION ON POTENTIAL PURCHASE OF PROPERTY IN EAST AUSTIN. (note 2) (10:34 AM) (6:03 PM)

Clerk's Note: Judge Biscoe announced that Item A3 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.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to authorize the County Judge and the Planning and Budget Office (PBO) to draft an appropriate letter to the master consultant Catellus, on that matter, expressing our deep appreciation for their willingness to work with us on that, but to express our decision not to pursue the matter further.

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

ADJOURNMENT

Motion by Commissioner Sonleitner **seconded by** Commissioner Gómez to adjourn the Voting Session. (6:06 PM)

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	absent
	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