

MINUTES OF MEETING – NOVEMBER 21, 2006

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 21st day of November 2006, the Commissioners' Court convened the 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 Gillian Porter.

The Commissioners Court recessed the Voting Session at 11:59 AM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle); convened at 1:37 PM and adjourned at 1:38 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:38 PM and adjourned at 1:45 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; convened at 1:45 PM and adjourned at 1:46 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:46 PM and adjourned at 1:48 PM.

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

The Commissioners Court retired to Executive Session at 4:01 PM.

The Commissioners Court reconvened the Voting Session at 5:55 PM.

The Commissioners Court adjourned the Voting Session at 6:00 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE EASEMENT LOCATED ON LOT 3, BLOCK A, BEE CAVE WEST, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (ACTION ITEM #7) (9:17 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 7 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	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court heard from: 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	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

CITIZENS COMMUNICATION

Members of the Court heard from: Tomas Ybarra, Con Drama, Inc.; and Gus Peña, Travis County Resident. (9:18 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4 and Items 4.A&B, 5, 6, 7, 10.A&B, 11, 15.A&B, 19, 20, 21, 22, 26, 27, 30, 31 and 32. (9:26 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 VOTING SESSION OF NOVEMBER 7, 2006.
- C4. APPROVE SETTING A PUBLIC HEARING ON DECEMBER 12, 2006 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG EITHER SIDE OF THE COMMON LOT LINE OF LOTS 97 AND 98 AND TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG EITHER SIDE OF THE COMMON LOT LINE OF LOTS 98 AND 99 ALL BEING WITHIN BLOCK PP OF TWIN LAKE HILLS, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)

PURCHASING OFFICE ITEMS

2. CONSIDER AND TAKE APPROPRIATE ACTION ON POLICY TO RELEASE COUNTY ESTIMATED PROJECT CONSTRUCTION PRICE RANGE ON COUNTY PUBLIC WORK PROJECTS IN EXCESS OF \$25,000.00.
(PURCHASING) (COMMISSIONER GÓMEZ) (9:41 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; John Hille, Assistant County Attorney; Joe Gieselman, Executive Manager, TNR; Marvin Brice, Construction Procurement Management, Purchasing; Roger El Khoury, Director, Facilities Management; and Steve Manilla, Director, Public Works, TNR.

Motion by Commissioner Daugherty **and seconded by** Commissioner Davis to approve Item 2.

A Clarification of the Previous Motion was made by Judge Biscoe to release the Travis County estimated project construction price range on future construction projects.

A Friendly Amendment to the previous Motion was offered by Judge Biscoe to exclude the contingency and for the Court to analyze impact 12 months from now,

Acceptance of the Friendly Amendment was made by Commissioner Daugherty **and** Commissioner Davis.

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

3. APPROVE TERMINATION OF CONTRACT NO. 06K00274LP WITH GG'S CONSTRUCTION FOR SIDEWALK MAINTENANCE PROGRAM AND PROVIDE DIRECTION REGARDING CONTRACTOR'S BID SECURITY. (TNR) (COMMISSIONER GÓMEZ) (11:12 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Marvin Brice, Construction Procurement Manager, Purchasing.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the request to terminate the contract.

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 Gómez to approve that we return \$9,567.90 bid security to GG's Construction for the sidewalk project.

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

4. A. APPROVE EXEMPTION ORDER FOR A CONTRACT FOR PROCUREMENT OF PROFESSIONAL SERVICES AT THE BLACKWELL-THURMAN CRIMINAL JUSTICE CENTER, NEW COURTS AND OFFICES, FROM THE COMPETITIVE BIDDING REQUIREMENTS OF THE COUNTY PURCHASING ACT (V.T.C.A. LOCAL GOVERNMENT CODE 262.023); AND
- B. AUTHORIZE COUNTY STAFF TO NEGOTIATE CONTRACT WITH CARTER & BURGESS. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:26 AM)

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

5. APPROVE CONTRACT AWARD FOR PROFESSIONAL CONSULTING SERVICES FOR SITE SELECTION FOR A NEW TRAVIS COUNTY CIVIL COURTS BUILDING TO BROADDUS AND ASSOCIATES, INC. (FACILITIES MANAGEMENT) (COMMISSIONER GÓMEZ) (9:26 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. APPROVE CONTRACT AWARD FOR ABATEMENT/DEMOLITION SERVICES - TNR, IFB NO. B060354-LD, TO THE LOW BIDDER, FRISBIE & EDWARDS, LLC. (TNR) (COMMISSIONER GÓMEZ) (9:26 AM)

Clerk's Note: Item 6 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

7. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE EASEMENT LOCATED ON LOT 3, BLOCK A, BEE CAVE WEST, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:26 AM)

Clerk's Note: Item 7 is the action item for the public hearing on Agenda Item 1.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(11:16 AM)

- A. CHAPTER 82 OF THE TRAVIS COUNTY CODE RELATING TO
CONSERVATION DEVELOPMENTS; AND
- B. CONSERVATION DEVELOPMENT DESIGN MANUAL.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; John Kuhl, Natural Resources Program Manager, TNR; and Tom Nuckols, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to schedule a public hearing on this for December 12, 2006.

Clerk's Note: The Court did not Vote on the previous Motion and Second and without objection scheduled the Public Hearing for December 5, 2006.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED POLICY AND PROGRAM FOR THE CONSTRUCTION AND REMEDIATION OF SIDEWALKS IN CONFORMANCE WITH THE AMERICANS FOR DISABILITIES ACT AND THE TEXAS ACCESSIBILITY STANDARDS. (10:18 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Anna Bowlin, Program Manager, Planning and Engineering, TNR; and Jennifer McPhail, ADAPT.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 9.

A Friendly Amendment to the previous Motion was offered by Judge Biscoe to set a public hearing and an action item on December 5, 2006.

Acceptance of the Friendly Amendment was made by Commissioner Daugherty **and** Commissioner Gómez.

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

10. CONSIDER AND TAKE APPROPRIATE ACTION THE FOLLOWING: (9:26 AM)

- A. A PLAT FOR RECORDING IN PRECINCT ONE, SHADOWGLEN PHASE 1, SECTION 10, FINAL PLAT (LONG FORM PLAT – 35 TOTAL LOTS; 35 RESIDENTIAL LOTS – 12.447 ACRES – FIELD STREAM LANE – FISCAL HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #2 – CITY OF MANOR ETJ); AND
- B. SUBDIVISION CONSTRUCTION AGREEMENT FOR SHADOWGLEN PHASE 1, SECTION 10, FINAL PLAT. (COMMISSIONER DAVIS)

Clerk's Note: Items 10.A&B 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 ON A PLAT FOR RECORDING IN PRECINCT THREE, FINAL PLAT, LAKE VIEW ESTATES (8 TOTAL LOTS, 30.551 ACRES OUT OF THE A.W. NICHOLS SURVEY NO. 57 – LAKE MOUNTAIN LANE AND FM 2769 – CITY OF AUSTIN 2-MILE ETJ – FISCAL HAS BEEN POSTED – SEWAGE SERVICE TO BE PROVIDED BY PRIVATE ONSITE SEPTIC SYSTEMS. (COMMISSIONER DAUGHERTY) (9:26 AM)

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 PROPOSED COMMENTS TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY REGARDING THE LAKE CREEK PERMIT NO. 78751, A COAL BURNING POWER PLANT, AND RELATED ISSUES. (10:36 AM)

Members of the Court heard from: Adele Noel, Air Quality Project Manager, TNR.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the proposed letter; that we notify the Travis County legislative delegation as well as our Congressional delegation, plus John Carter, Congressman, District 31; that we urge the other members of the Clean Cities Coalition to do the same.

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

13. RECEIVE AND DISCUSS ANNUAL REPORT FROM CENTRAL TEXAS CLEAN AIR FORCE AND RELATED AIR QUALITY ISSUES, AND TAKE APPROPRIATE ACTION. (10:56 AM)

Members of the Court heard from: Deanna Altenhoff, Executive Director, Clean Air Force of Central Texas.

Discussion only. No formal action taken.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

14. RECEIVE ANNUAL REPORT FROM THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD. (9:29 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Jim Lehrman, Director, Office of Children Services, TCHHS&VS; Trista Allen, Travis County Children's Protective Services; Kristine Blackstone, Board Member, Travis County Children's Protective Services Board; and Dr. Robert Hendee, Travis County Children's Protective Services.

Clerk's Note: Precinct Two Commissioner Karen Sonleitner welcomed Milbrey Raney and Dr. Laurie Seremetis as new board members and thanked incoming Precinct Two Commissioner Sarah Eckhardt for her help.

Discussion only. No formal action taken.

PLANNING AND BUDGET DEPT. ITEMS

15. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:26 AM)

- A. GRANT APPLICATION FOR 2007 PHASE 25 EMERGENCY FOOD AND SHELTER PROGRAM FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY. GRANT PROVIDES FUNDS FOR DIRECT UTILITY ASSISTANCE; AND
- B. GRANT CONTRACT FROM THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE TO RENEW FUNDING FOR THE RETIRED SENIORS VOLUNTEER PROGRAM IN THE TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT.

Clerk's Note: Items 15.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (3:49 PM)

Members of the Court heard from: Diana Ramirez, Budget Analyst, Planning and Budget Office (PBO).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 16 with corrections that Diana Ramirez, Budget Analyst, PBO read into the record.

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

Clerk's Note: The Court noted the corrections in Budget Amendments and Transfers were: 1) A1 - Activity code 5004 should be code 8105 Capital Outlay Buildings
2) A6 - Activity Code 821 should be code 823.

17. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE ORDER AMENDING CHAPTER 23, INVESTMENT POLICIES AND PROCEDURES, OF THE TRAVIS COUNTY CODE. (11:41 AM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 17.

Motion carried:

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON APPROVAL OF BROKER/DEALER APPLICANTS FOR CONDUCTING INVESTMENT BUSINESS WITH TRAVIS COUNTY. (11:42 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 18.

Motion carried:

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

ADMINISTRATIVE OPERATIONS ITEMS

19. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR PARTICIPANTS IN THE TRAVIS COUNTY EMPLOYEE HEALTH CARE FUND FOR PAYMENT OF \$356,935.91 FOR THE PERIOD OF NOVEMBER 3 TO NOVEMBER 9, 2006. (9:26 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:26 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST FOR A REFUND FOR THE ARROYO EVENT THAT TOOK PLACE ON AUGUST 26, 2006 AT THE SKYLINE CLUB. (9:26 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST FOR A PAYMENT REFUND FOR THE HUMAN SPIRIT EVENT THAT WAS CANCELLED ON NOVEMBER 1, 2006. (9:26 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING APPROVAL OF REIMBURSEMENT RESOLUTIONS TO PERMIT THE PROCUREMENT OF CONTRACTS TO PROCEED WITH THE FOLLOWING PROJECTS: (11:43 AM)
- A. 2201 POST ROAD RENOVATION;
 - B. 5555 AIRPORT BOULEVARD RENOVATION; AND
 - C. PURCHASE OF VEHICLES IN THE FY '07 BUDGET IN THE AMOUNT OF \$1,122,750.00.

Clerk's Note: Items 23.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Mike Joyce, Fleet Manager, TNR; Stacy Suits, Chief Deputy, Constable Precinct 3; John Hille, Assistant County Attorney; Diana Ramirez, Budget Analyst, PBO; Leroy Nellis, Budget Manager, PBO; Jessica Rio, Budget Analyst, PBO; Alicia Perez, Executive Manager, Administrative Operations; and Roger El Khoury, Director, Facilities Management.

Clerk's Note: The Court discussed a reimbursement resolution to permit the procurement of a contract to proceed with the purchase of vehicles in the FY '07 budget.

Motion by Judge Biscoe and seconded by Commissioner Davis to buy.

A Clarification of the Previous Motion was made by Judge Biscoe to make sure that the Constable Precinct 3 office receives the cars requested.

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 Judge Biscoe and seconded by Commissioner Davis to approve Items 23.A-C, the reimbursement resolutions.

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

24. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AND CONTRACT ISSUES REGARDING THE KEITH RUIZ BUILDING AT 5555 AIRPORT BOULEVARD: (2:42 PM)

- A. FUNDING TO AWARD AND MANAGE CONSTRUCTION CONTRACT;
- B. CONTRACT AWARD FOR INTERIOR RENOVATIONS FOR TRAVIS COUNTY OFFICES, IFB NO. B060356-RV, TO THE LOW BIDDER, TRIMBUILT CONSTRUCTION, INC.; AND
- C. FUNDING FOR ITS INFRASTRUCTURE IMPROVEMENTS.

Clerk's Note: Items 24.A-C and 25 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Roger El Khoury, Director, Facilities Management; Leroy Nellis, Budget Manager, PBO; Diana Warner, First Assistant County Auditor; Diana Ramirez, Budget Analyst, PBO; Jessica Rio, Budget Analyst, PBO; and Jose Palacios, Chief Assistant County Auditor, Travis County Auditor's Office.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that if we go over the original budget up to 20%, we do a contract amendment, plus an explanation from Facilities of why going up to that amount is justified under the circumstances. We also do an explanation that shows that we tried to reduce the costs as much as possible. If they exceed 20%, then we need a discussion item on the Court's Agenda, and we would want to delve into it a bit more deeply than if we go up just under 20%.

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

Items 24.A-C and 25 to be reposted on November 28, 2006.

25. APPROVE CONTRACT AWARD FOR AIRPORT BOULEVARD BUILDING RENOVATIONS (PHASE 2C), IFB NO. B060358-JW, TO THE LOW BIDDER, BRATH, INC. (2:42 PM)

Clerk's Note: Items 24.A-C & 25 are associated with one another and were called for concurrent discussion. Please refer to Items 24.A-C for a summary of the action taken by the Court.

OTHER ITEMS

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:26 AM)

Clerk's Note: Item 26 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

27. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF OCTOBER 2006. (COUNTY AUDITOR) (9:26 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. DISCUSS FEASIBILITY OF POSITION TO PERFORM INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE DUTIES FOR TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (3:50 PM)

Clerk's Note: The County Judge suggested that the person employed by the County's legislative consultants would only work for the County and that after the legislative session ends in 2006 discussions could begin on bringing this person on, on a permanent basis.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to have Bob Kamm, Legislative Consultant and Chris Shields, Legislative Consultant come in and talk to the County Judge, to work on a contract with us for December, 2006 through the end of June, 2007, for a \$20,000.00 contract, for services through this legislative session.

A Friendly Amendment to the previous Motion was offered by Commissioner Davis to bring in what the Judge suggested as far as other attributes and maybe this person would want to stay on.

Acceptance of the Friendly Amendment was made by Commissioner Daugherty **and** Commissioner Gómez.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO CONSIDER AND APPROVE RESOLUTION APPROVING A TAX EXEMPT BOND FINANCING TO BE UNDERTAKEN BY STRATEGIC HOUSING FINANCE CORPORATION OF TRAVIS COUNTY TO FINANCE THE SOUTHPARK APARTMENTS, 9401 SOUTH FIRST STREET, AUSTIN, TEXAS. (1:48 PM)

Members of the Court heard from: Cliff Blount, Attorney for the Travis County Corporations; Keith Hoffpauir, Vice President, Strategic Housing Finance Corporation; Cynthia Bast, Partner, Locke, Liddell and Sapp; Gregory Thorse, Commercial Investments Services, Inc.; and Marnie Miller, Financial Advisor, Miller Housing.

Discussion only. No formal action taken.

Item 29 to be reposted on November 28, 2006.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER AMENDING THE ANNUALLY DETERMINED CONTRIBUTION RATE PLAN SELECTIONS TO INCREASE BENEFITS OF RETIREES UNDER TEXAS DISTRICT AND COUNTY RETIREMENT SYSTEM. (9:26 AM)

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

31. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE ASSESSMENT AND COLLECTION SERVICES AGREEMENT BETWEEN TRAVIS COUNTY AND KELLY LANE WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2. (9:26 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 CONTRACT WITH COMMUNITY SHARES OF TEXAS FOR THE 2006 TRAVIS COUNTY COMBINED CHARITIES CAMPAIGN. (9:26 AM)

Clerk's Note: Item 32 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

33. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE. (4:01 PM)

Discussion only. No formal action taken.

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.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ON-CALL PAY ISSUES IN THE MEDICAL EXAMINER'S OFFICE. ^{1 AND 3} (4:01 PM) (5:55 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 and Gov't. Code Ann 551.074, Personnel Matters.

Discussion only. No formal action taken.

Item 40 to be reposted on November 28, 2006.

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN SAMANTHA BARNES V. TRAVIS COUNTY CONSTABLE PRECINCT 5, EEOC CHARGE NO. 451-2006-01256. ^{1 AND 3} (4:01 PM) (5:56 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 and Gov't. Code Ann 551.074, Personnel Matters.

Discussion only. No formal action taken.

36. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. ANTHONY JOHN HARLAND AND DEBORAH HARLAND (WILLIAM MARRS RESALE DEED). ¹ (4:01 PM) (5:56 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 Daugherty to approve the proposed tax resale deed to William Marrs, who has paid Travis County the sum of \$3,000.00 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	absent

37. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. BETHLEHAM BAPTIST CHURCH (YITZA CONSENZA RESALE DEED). ¹ (4:01 PM) (5:57 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 Daugherty to approve the resale deed to Yitza Consenza, who paid Travis County the sum of \$1,950.00 for lot 72, plus \$2,500.00 for lot 50, plus \$1,950.00 for lot 51, and those payment were made to us 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	absent

38. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. BETTE A. BAKER AND MARK J. BENEDICT (JARUKAMOL DAWKRAJAI RESALE DEED). ¹ (4:01 PM) (5:57 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 Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the prepared tax resale deed to Jarukamol Dawkrajai, who has paid Travis County \$7,600.00 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	absent

39. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET. AL. V. VIOLA RHAMBO (PETE PEREZ, SR. RESALE DEED). ¹ (4:01 PM) (5:58 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.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to authorize the County Judge to sign the prepared tax resale deed to Pete Perez, Sr., who has paid Travis County the sum of \$5,500.00 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	absent

40. RECEIVE STATUS REPORT AND TAKE APPROPRIATE ACTION ON PROPOSED VOLUNTARY BUYOUT PROGRAM OF CERTAIN SINGLE-FAMILY RESIDENTIAL PROPERTIES ADJACENT TO WALNUT CREEK AND LOCATED ALONG QUIETTE DRIVE IN PRECINCT ONE FROM THE FOLLOWING PROPERTY OWNERS: (4:01 PM) (5:58 PM)
- A. INGRAM;
 - B. RIOS;
 - C. ENGLISH;
 - D. THORESEN;
 - E. MAGNER; AND
 - F. KELLY. ^{1 AND 2}

Clerk's Note: Judge Biscoe announced that Items 40.A-F 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: Items 40.A-F are associated with one another and were called for concurrent discussion.

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis to authorize the County Judge to sign all of the contract offers in the cases of Ingram, Cavazos-Rios, and English. That's three in Tier One, and in Tier Two - Thorenson, Magner and Kelly; and that in addition we thank the residents for working with us on this and we will expedite all of these closings as much as possible

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

Clerk's Note: Commissioner Sonleitner noted that the Magner contract needs special attention due to closing dates, and thanks to Greg Chico, Right-of-Way Manager, TNR and Dee Heap, Right-of-Way Negotiator, TNR and the Right-of-Way team for bringing this to a successful conclusion.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (6:00 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