MINUTES OF MEETING MAY 29, 2007
AND RECONVENED MAY 30, 2007
TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 29th day of May 2007, the Commissioners' Court convened the Voting Session at 9:19 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 and Deputy Robert Resnick.

The Commissioners Court recessed the Voting Session at 11:52 AM.

The Commissioners Court reconvened the Voting Session at 1:45 PM.

The Commissioners Court recessed the Voting Session at 1:54 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:54 PM and adjourned at 1:56 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:57 PM and adjourned at 2:01 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; convened at 2:01 PM and adjourned at 2:01 PM.

The Commissioners Court reconvened the Voting Session at 2:02 PM.

The Commissioners Court retired to Executive Session at 2:40 PM.

The Commissioners Court reconvened the Voting Session at 5:08 PM.

The Commissioners Court recessed the Voting Session at 5:21 PM.

The Commissioners Court reconvened the Voting Session at 3:09 PM, Wednesday, May 30, 2007.

The Commissioners Court retired to Executive Session at 3:09 PM, Wednesday, May 30, 2007.

The Commissioners Court reconvened the Voting Session at 4:10 PM, Wednesday, May 30, 2007.

The Commissioners Court adjourned the Voting Session at 4:19 PM, Wednesday, May 30, 2007.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF HARTSHILL DRIVE WITHIN THE LONG CANYON 1-A SUBDIVISION, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (ACTION ITEM #21) (9:23 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 21 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 Sarah Eckhardt	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 Sarah Eckhardt	yes
	Precinct 3, Commissioner Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

2. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: EMERALD POINT, RESUBDIVISION OF LOTS 6, 7 AND 8, EAGLE RIDGE SUBDIVISION (TOTAL LOTS 2). (COMMISSIONER DAUGHERTY) (ACTION ITEM #22) (9:25 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 22 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 Sarah Eckhardt	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 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 Sarah Eckhardt	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; Craig Pease, Travis County Resident; Stuart Thomas Gerstacker, Travis County Resident; and Robin Schneider, Texas Campaign for the Environment. (9:26 AM)

CONSENT ITEMS

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

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C6 and Items 4.A&B, 6, 7, 10, 11.A&B, 13, 14.A&B, 15, 16, 17, 18, 19, 20, 22, 27, 28, 29, 30.A&B, and 32. (9:38 AM)

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Sarah Eckhardt	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 CORRECTED COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF MARCH 27, 2007, CORRECTS TYPOGRAPHICAL ERROR IN ITEM 10 – INCORRECT CONTRACT NUMBER.

C4. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MAY 15, 2007.

C5. APPROVE SETTING THE PUBLIC HEARING FOR JUNE 5, 2007 TO RECEIVE COMMENTS ON:

A. TOTAL VACATION OF RESUBDIVISION OF LOT 5, SILVER SPUR RANCHETTES SECTION 2; AND

B. REPLAT AND RESUBDIVISION OF LOT 5, SILVER SPUR RANCHETTES SECTION 2 IN PRECINCT THREE (TWO COMMERCIAL LOTS). (COMMISSIONER DAUGHERTY)

C6. APPROVE SETTING A PUBLIC HEARING DATE OF JUNE 12, 2007 TO RECEIVE COMMENTS REGARDING A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO BE KNOWN AS “SHOREVIEW COVE” OFF OF SHOREVIEW OVERLOOK IN STEINER RANCH PHASE 1, SECTION 10D, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY

RESOLUTIONS & PROCLAMATIONS

3. APPROVE PROCLAMATION PROCLAIMING JUNE 2, 2007 AS "WOMEN IN JAZZ ASSOCIATION DAY" IN TRAVIS COUNTY. (JUDGE BISCOE) (1:46 PM)

Members of the Court heard from: Kevin Hart, Women In Jazz; and Pamela Hart, Women in Jazz.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the Proclamation in Item 3.

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

PLANNING AND BUDGET DEPT. ITEMS

4. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:38 AM)

   A. GRANT APPLICATION TO THE GOVERNORS OFFICE CRIMINAL JUSTICE DIVISION FOR THE SHERIFF'S DEPARTMENT TO COMPLETE THE TRAILER USED IN TRANSPORTING AND HOUSING THE CANINES ASSIGNED TO THE K-9 UNIT; AND

   B. GRANT APPLICATION TO THE DEPARTMENT OF LABOR FOR ADDITIONAL RESOURCES TO ENHANCE AND EXPAND THE YOUTHFUL OFFENDERS ALTERNATIVE EDUCATIONAL PATHWAYS PROGRAM IN THE JUVENILE PROBATION DEPARTMENT'S EXISTING JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM (JJAEP).

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. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:20 AM)

No action required on Item 5.

ADMINISTRATIVE OPERATIONS ITEMS

6. 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 $571,064.26 FOR THE PERIOD OF MAY 11 TO MAY 17, 2007. (9:38 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.

7. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:38 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM CITY OF AUSTIN FOR A REDUCED FEE FOR USE OF TRAVIS COUNTY EXPOSITION CENTER ON MAY 2 AND 3, 2007. (9:20 AM)

Item 8 was pulled from the Agenda.

JUSTICE & PUBLIC SAFETY ITEMS

9. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING: (11:42 AM) (2:02 PM)

   A. ADDITIONAL STRATEGIES TO IMMEDIATELY REDUCE BACKLOG OF LAB TESTS FROM FORENSIC LAB SERVICES;

   B. SET MEETING ON FRIDAY, JUNE 1, 2007, AT 12:00 P.M. FOR STRATEGIC DISCUSSION OF RECOMMENDATIONS BY AFFECTED DEPARTMENTS AND OFFICIALS;

   C. ADOPT SCHEDULE FOR JAIL REDUCTION PLAN IN THE EVENT THAT MAXIMUM JAIL CAPACITY IS REACHED.

Clerk's Note: Items 9.A-C are associated with one another and were called for concurrent discussion.

Clerk's Note: Item 9 was revisited at 2:02 PM.

Members of the Court heard from: Kimberly Pierce, Planning Manager, Criminal Justice Planning (CJP); Major David Balagia, Corrections Division, Travis County Sheriff's Office (TCSO); Bill Derryberry, Senior Budget Analyst, Planning and Budget Office (PBO); and Jim Connolly, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to approve Items 9.A-C.

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

PURCHASING OFFICE ITEMS

10. APPROVE CONTRACT AWARD TO TEXAS ENERGY ENGINEERING SERVICES, INC. FOR THE PURCHASE OF PROFESSIONAL MECHANICAL, ELECTRICAL AND PLUMBING ENGINEERING SERVICES FOR PRECINCT TWO OFFICE BUILDING EXPANSION. (FACILITIES MANAGEMENT) (COMMISSIONER ECKHARDT) (9:38 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 POST-RELEASE TRANSITIONAL HOUSING SERVICES: (9:38 AM)

    A. APPROVE CONTRACT AWARD FOR POST-RELEASE TRANSITIONAL HOUSING SERVICES, RFS NO. S070168-VR, TO THE HIGHEST QUALIFIED RESPONDENT, SOUTH AUSTIN MARKET PLACE; AND

    B. APPROVE EXEMPTION ORDER FOR ISSUANCE OF AN INFORMAL RFS TO SOLICIT ADDITIONAL POST-RELEASE TRANSITIONAL HOUSING SERVICES. (CRIMINAL JUSTICE PLANNING AND COUNSELING AND EDUCATIONAL SERVICES)

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

12. APPROVE MODIFICATION NO.1, TERMINATION OF INTERLOCAL NO. IL060044JW, AUSTIN TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION CENTER (MHMR), FOR MENTAL HEALTH JAIL/COURT LIAISONS SERVICES. (CRIMINAL COURTS) (9:42 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve Item 12.

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

13. APPROVE CONTRACT AWARD FOR EAST RURAL COMMUNITY CENTER AND CLINIC, HVAC UPGRADE PROJECT, IFB NO. B070244-NB, TO THE LOW BIDDER, H.M.T. SERVICES CORPORATION. (FACILITIES MANAGEMENT) (9:38 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 THE FOLLOWING: (9:38 AM)

    A. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 07K00316JW, THE ANCHOR GROUP, INC., D/B/A ANCHOR FENCE CO., TRAVIS COUNTY CORRECTIONAL COMPLEX BUILDING 100 (ADMIN) GATE 1V REPLACEMENT; AND

    B. APPROVE FULL AND FINAL MUTUAL SETTLEMENT AND RELEASE ARISING OUT OF TRAVIS COUNTY CORRECTIONAL COMPLEX BUILDING 100 (ADMIN) GATE 1V REPLACEMENT. (SHERIFF'S OFFICE)

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

15. APPROVE CONTRACT AWARD FOR EXECUTIVE OFFICE BUILDING ELEVATOR REFURBISHMENTS, IFB NO. B070214-DG, TO THE LOW BIDDER, A & F ELEVATOR COMPANY. (FACILITIES MANAGEMENT) (9:38 AM)

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

16. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (FIXED ASSETS) (9:38 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 MODIFICATION NO. 2 TO CONTRACT NO. PS060210RE, WORKSOURCE-GREATER AUSTIN WORKFORCE BOARD, FOR RAPID EMPLOYMENT MODEL. (HHS & VS) (9:38 AM)

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

18. APPROVE MODIFICATION NO. 2 TO INTERLOCAL NO. IL060254RE, THE UNIVERSITY OF TEXAS AT AUSTIN, RAY MARSHALL CENTER FOR EVALUATION AND ASSESSMENT OF THE RAPID EMPLOYMENT MODEL, A WORKFORCE PROGRAM FUNDED BY TRAVIS COUNTY AND WORKSOURCE. (HHS & VS) (9:38 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. APPROVE CONTRACT AWARD FOR A COMPUTERIZED MAINTENANCE MANAGEMENT SYSTEM, RFP NO. P070159-VC, TO THE HIGHEST RANKED PROPOSER, MICROMAIN CORPORATION. (SHERIFF'S OFFICE) (9:38 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. REJECT ALL BIDS RECEIVED FOR IFB NO. B070235-DR FOR WATER TREATMENT SERVICES AND REBID. (FACILITIES MANAGEMENT) (9:38 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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

21. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF HARTSHILL DRIVE WITHIN THE LONG CANYON 1-A SUBDIVISION, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:41 AM)

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

Discussion only. No formal action taken.

Item 21 to be reposted on June 5, 2007.

22. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: EMERALD POINT, RESUBDIVISION OF LOTS 6, 7 AND 8, EAGLE RIDGE SUBDIVISION (TOTAL LOTS 2). (COMMISSIONER DAUGHERTY) (9:38 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 ON AGREEMENT WITH HORNSBY BEND WATER UTILITY COMPANY FOR PLAIN VIEW ESTATES NEIGHBORHOOD. (COMMISSIONER DAVIS) (9:19 AM)

Item 23 postponed until ready.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENT OF THIRD PERSON TO SERVE AS VOTING MEMBER OF THE CAPITAL AREA REGIONAL TRANSPORTATION ORGANIZATION (CARTPO). (11:00 AM)

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

Motion by Commissioner Davis **and seconded by** Commissioner Gómez that Joe Sanchez, Mayor of Manor, be made a member of the Capital Area Regional Transportation Organization (CARTPO), and we notify him, and let him know what meetings and everything else that has transpired.

Motion failed:	County Judge Samuel T. Biscoe	present but not voting
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Sarah Eckhardt	no
	Precinct 3, Commissioner Gerald Daugherty	no
	Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Commissioner Eckhardt **and seconded by** Commissioner Daugherty that Pflugerville Council Member, Place 5, Victor Gonzales be named the CARTPO representative.

Motion failed:	County Judge Samuel T. Biscoe	present but not voting
	Precinct 1, Commissioner Ron Davis	no
	Precinct 2, Commissioner Sarah Eckhardt	yes
	Precinct 3, Commissioner Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	no

Item 24 to be reposted on June 5, 2007.

25. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON THE COMMUTE SOLUTIONS INNOVATIVE PROGRAM GRANT AWARD. (9:43 AM)

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

Discussion only. No formal action taken.

26. APPROVE REQUEST FOR A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT OFF CUERNAVACA DRIVE TO BE KNOWN AS "WOOD ACRE LANE" IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:58 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Tracy Davies, Travis County Resident.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 26.

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

27. CONSIDER AND TAKE APPROPRIATE ACTION ON A CASH SECURITY AGREEMENT WITH TWIN CREEKS HOLDINGS, LTD. FOR SIDEWALK FISCAL FOR TWIN CREEKS COUNTRY CLUB SECTIONS 2A, 2B, 4, 6B, 6C, 7, 8 AND 9, EIGHT SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:38 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. CONSIDER AND TAKE APPROPRIATE ACTION ON A REVISED PRELIMINARY PLAN IN PRECINCT THREE: ASHBROOK PRELIMINARY PLAN (TOTAL LOTS 178). (COMMISSIONER DAUGHERTY) (9:38 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE APPROVAL OF ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR TWIN CREEKS COUNTRY CLUB SECTIONS 6A, 6B AND 6C, THREE SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:38 AM)

Clerk's Note: Item 29 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

30. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (9:38 AM)

    A. A FINAL PLAT IN PRECINCT THREE: RIVER DANCE 6-B AT STEINER RANCH (TOTAL LOTS 46); AND

    B. SUBDIVISION CONSTRUCTION AGREEMENT FOR THE RIVER DANCE 6-B AT STEINER RANCH. (COMMISSIONER DAUGHERTY)

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

HEALTH AND HUMAN SERVICES DEPT. ITEMS

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

Clerk's Note: Items 31.A-G 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); Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS); and Joe Gieselman, Executive Manager, TNR.

ITEM 31 CONTINUED

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    A. AMEND THE PROGRAM YEAR '06 ACTION PLAN;

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to approve Item 31.A.

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

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    B. AMEND THE 2006-2010 CONSOLIDATED PLAN'S STRATEGIC DIRECTION;

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve Item 31.B.

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

ITEM 31 CONTINUED

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    C. REQUEST TO SET 30-DAY PUBLIC COMMENT PERIOD FROM JUNE 20 THROUGH JULY 19, 2007;

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 31.C.

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

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    D. REQUEST TO SET TWO RELATED PUBLIC HEARINGS ON JUNE 26 AND JULY 10, 2007, TO REVIEW THE DRAFTS OF THE PROGRAM YEAR '07 ACTION PLAN, THE SUBSTANTIAL AMENDMENT TO THE PROGRAM YEAR '06 ACTION PLAN AND THE AMENDMENT TO THE 2006-2010 CONSOLIDATED PLAN'S STRATEGIC DIRECTION;

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 31.D.

A Friendly Amendment to the previous Motion was offered by Judge Biscoe that the public hearing for June 26, 2007 be held at 9:00 AM, and the public hearing for July 10, 2007 to be held at 6:00 PM.

Acceptance of the Friendly Amendment was made by Commissioner Gómez.

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

ITEM 31 CONTINUED

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    E. APPROVE THE ADVERTISEMENTS IN ENGLISH AND SPANISH RELATED TO THE DRAFTS DETAILED IN ITEMS C AND D ABOVE;

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve Item 31.E.

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

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    F. DISCUSS POTENTIAL PROJECTS FOR PROGRAM YEAR 07 ACTION PLAN; AND

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 31.F.

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

ITEM 31 CONTINUED

31. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:09 AM)

    G. OTHER RELATED ITEMS.

Discussion only. No formal action taken.

OTHER ITEMS

32. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:38 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. RECEIVE AND DISCUSS AS NECESSARY THE FIRST REVENUE ESTIMATE FOR THE FY 2008 BUDGET PROCESS. (COUNTY AUDITOR) (10:02 AM)

Members of the Court heard from: Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office.

Discussion only. No formal action taken.

34. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE HOTEL AND MILEAGE FOR EMPLOYEE ATTENDING TRAINING ON JUNE 11 THROUGH 13, 2007 IN ROUND ROCK AT THE DELL FACILITY. (COUNTY CLERK'S OFFICE) (11:26 AM)

Clerk's Note: The Court noted that there is a typographical error in the Agenda posting, and that the training session would be taking place June 11 through 15, 2007.

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; Jose Palacios, Chief Assistant County Auditor, Travis County Auditor's Office; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to forego the mileage and authorize and pay for the hotel, which is $353.00.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Sarah Eckhardt	present but not voting
	Precinct 3, Commissioner Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

35. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE DISTRICT CLERK'S FY 2007 RECORDS MANAGEMENT FUND PLAN AND BUDGET. (DISTRICT CLERK) (10:42 AM)

Members of the Court heard from: Michelle Brinkman, Chief Deputy, Travis County District Clerk's Office; and Diana Ramirez, Budget Analyst, PBO.

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

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

THIS ITEM TO BE TAKEN UP AT 11:00 A.M.

36. RECEIVE STATUS REPORT AND TAKE APPROPRIATE ACTION ON VARIOUS LEGISLATIVE ISSUES AND PROPOSED BILLS BEFORE THE 80TH TEXAS LEGISLATURE. (11:04 AM)

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

Discussion only. No formal action taken.

Item 36 to be reposted when necessary.

Clerk's Note: The Court thanked Susan Spataro, Travis County Auditor for her hard work on HB 2365 (GASB45), and Daniel Bradford for all his hard work on this item.

37. DISCUSS FEASIBILITY OF CREATING POSITION TO PERFORM PUBLIC INFORMATION, INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE DUTIES AT TRAVIS COUNTY. (JUDGE BISCOE) (11:38 AM)

Discussion only. No formal action taken.

Item 37 to be reposted on June 5, 2007.

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.

38. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POTENTIAL PURCHASE OF PROPERTY ALONG AIRPORT BLVD. IN CENTRAL AUSTIN. [2] (2:40 PM) (5:08 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.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we reject the counter offer in the amount of $2.8 million, and make a new offer in the amount of $2.21 million.

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

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN CLAIM BY JENNIFER MALDONADO, FORMER SLOT #45; EEOC CHARGE NO. 31C-2007-00733. [1 AND 3] (2:40 PM) (5:09 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, but would not be considered pursuant to Gov't. Code Ann 551.074, Personnel Matters.

Discussion only. No formal action taken.

Item 39 to be reposted on June 6, 2007.

40. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON SELECTION OF EXECUTIVE MANAGER OF JUSTICE AND PUBLIC SAFETY. [1 AND 3] (2:40 PM)

Clerk's Note: Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney, and Gov't. Code Ann 551.074, Personnel Matters.

Item 40 postponed until June 5, 2007.

41. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON THE EXPANSION APPLICATION AND RELATED DOCUMENTATION OF BFI-ALLIED WASTE FILED WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY. [1] (2:40 PM) (5:09 PM) (3:09 PM, Wednesday, May 30, 2007) (4:11 PM, Wednesday, May 30, 2007)

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.

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that the Commissioners Court direct the County Attorney's office to proceed with Option A; that we start off the draft comments indicating the County's previously stated position with respect to November 1, 2015; that we indicate fully the other positions we have if an application for expansion beyond that time is filed with the Texas Commission on Environmental Quality (TCEQ); that we pick up the three points made by Commissioner Davis in Option B, except for the "hub" language; that we amend those special conditions by adding language pertaining to the acquisition and permitting of a green field site at BFI before November 1, 2015, and in that circumstance terminating the operation in northeast Travis County; that we, in either a separate document or a footnote of some sort, leave open the possibility of the agreement as well as the restrictive covenant with an explanation of the impact of it, or importance of it, and invite comment on those two. And, the other part of this Motion is that we would review their revised draft by 3:00 PM, May 30, 2007 and our intention would be that in an hour or less we would approve a draft to make it available for public comment between May 30, 2007 and two weeks from today, which is June 12, 2007, at which time the Court will plan to take action.

A Friendly Amendment to the previous Motion was offered by Commissioner Eckhardt that the communication to the public regarding the possible restrictive covenant agreement be a separate document from the comment to the TCEQ regarding the proposed expansion.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	no
	Precinct 2, Commissioner Sarah Eckhardt	yes
	Precinct 3, Commissioner Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 41 CONTINUED

Clerk's Note: Item 41 was recessed until 3:00 PM, Wednesday, May 30, 2007.

Motion by Commissioner Davis that we approve Option B, which is a letter that was put together and also presented to the TCEQ Staff at a recent meeting this past Thursday, May 24, 2007, at Manor Middle School. This particular Option B consists of immediate closure of the BFI/Giles Holdings Co. landfill operations out on Hwy. 290 East, to shut down all operations immediately, to look for a new green field site outside of the boundaries of Travis County, also not to locate within the City's Desired Development Zone (DDZ), and lastly, that Travis County no longer be the hub for solid waste facilities.

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

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty to approve Option A, with the changes that were made yesterday and hopefully in Court today; that we immediately disseminate that revised document to any and all residents for whom we have e-mail and mailing addresses; and that responses to our draft letter be submitted to the County Judge's Office, in writing, by Monday, June 4, 2007 at 1:00 PM.

A Clarification of the Previous Motion was made by Judge Biscoe that if the Motion passes, the footnote and summary should come back on.

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	no
	Precinct 2, Commissioner Sarah Eckhardt	yes
	Precinct 3, Commissioner Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

Item 41 to be reposted on June 5, 2007 at 2:00 PM.

42. CONSIDER AND TAKE APPROPRIATE ACTION ON PURCHASE CONTRACT WITH THE WALTER AND ALETHA SNOWDEN FAMILY TRUST, WALTER L. SNOWDEN, TRUSTEE, AND ALETHA M. SNOWDEN, TRUSTEE FOR THE ACQUISITION OF APPROXIMATELY 53.944 ACRES OF LAND IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN. [2] (2:40 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. 551.072, Real Property.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty that we authorize Staff to communicate an offer from the Commissioners Court of Travis County to purchase this 53.944 acres of land for $1.46 million, and that we indicate that that offer is open for up to 30 days.

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

43. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE THIRD AMENDMENT TO LEASE BETWEEN TRAVIS COUNTY, TEXAS AND HARRY M. WHITTINGTON, D/B/A TRAVIS PROPERTIES. [1AND 2] (2:40 PM) (5:19 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.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty that we authorize County Staff to seek an extension of the current lease that's used by the Drug Court plus the IDF closet for a total of $37,248.00, which should get us through the end of this fiscal year, September 30th, 2007.

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

44. CONSIDER AND TAKE APPROPRIATE ACTION ON THE SALE OF REAL PROPERTY AT 6701 BURNET ROAD. [1 AND 2] (2:40 PM) (5:20 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, and Gov't. Code Ann. 551.072, Real Property.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Daugherty that we accept the terms proffered by Mr. Paz Dhody.

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

45. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON REAL ESTATE ISSUES IN CENTRAL AUSTIN. [2] (2:40 PM) (5:20 PM) (3:09 PM, Wednesday, May 30, 2007) (4:10 PM, Wednesday, May 30, 2007)

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, and Gov't. Code Ann. 551.072, Real Property.

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to recess Item 45 until 3:00 PM on Wednesday, May 30, 2007.

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we make an offer to purchase this property for $2.11 million, and to ask Staff to communicate that to the property owner.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (4:19 PM, Wednesday, May 30, 2007)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

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Date of Approval

_____

Samuel T. Biscoe, Travis County Judge