

## **MINUTES OF MEETING – AUGUST 28, 2007**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 28<sup>th</sup> day of August 2007, the Commissioners' Court convened the Voting Session at 9:15 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court recessed the Voting Session at 12:00 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; convened at 1:37 PM and adjourned at 1:39 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation; convened at 1:39 PM and adjourned at 2:02 PM.

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

The Commissioners Court retired to Executive Session at 3:25 PM.

The Commissioners Court reconvened the Voting Session at 5:18 PM.

The Commissioners Court adjourned the Voting Session at 5:23 PM.

### **CITIZENS COMMUNICATION**

**Members of the Court heard from:** Philip A. Dick, Travis County Resident; Frances McIntyre, Co-President, League Of Women's Voters, Austin Area; Alan Roddy, Travis County Resident; Scott Johnson, Travis County Resident; Sylvia Lopez, Historically Underutilized Business (HUB) Program Coordinator, Purchasing; and Jerome Guerrero, HUB Specialist, Purchasing. (9:16 AM)

## CONSENT ITEMS

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C3 and Items 6, 7.A-E, 8.A&C, 9, 10, 11.A&B, 14, 15, 18, 19, 20, 21, 23, 24, 25, 26, 29, 30, 31, 34.A&B, 35.A&B, 36, 37, and 38. (9:36 AM)

<b>Motion carried:</b>	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 COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF AUGUST 14, 2007.

## RESOLUTIONS & PROCLAMATIONS

1. APPROVE PROCLAMATION DECLARING SEPTEMBER 8, 2007 AS  
"INTERNATIONAL LITERACY DAY." (JUDGE BISCOE) (9:39 AM)

**Members of the Court heard from:** Meg Poag, Executive Director, Literacy Coalition of Central Texas; Gail Harmon, Executive Director, Literacy Austin; and Mindy Gomillion, Executive Director, Capital Area Reach Out and Read.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the Proclamation in Item 1.

<b>Motion carried:</b>	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. APPROVE PROCLAMATION DECLARING SEPTEMBER 4 THROUGH 9, 2007 AS "AMERICAN CONTRACT COMPLIANCE 2007 NATIONAL TRAINING INSTITUTE WEEK" IN AUSTIN/TRAVIS COUNTY. (JUDGE BISCOE) (9:49 AM)

**Members of the Court heard from:** Sylvia Lopez, Historically Underutilized Business (HUB) Program Coordinator, Purchasing; and Jerome Guerrero, HUB Specialist, Purchasing.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the Proclamation in Item 2.

**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

## SPECIAL ITEMS

3. RECEIVE UPDATE AND PRESENTATION FROM NORTH AMERICA'S SUPERCORRIDOR COALITION, INC. (NASCO). (2:02 PM)

**Members of the Court heard from:** Rachel Connell, Director, Membership & Events, North America's SuperCorridor Coalition, Inc. (NASCO); and Francisco Conde, Director, Special Projects & Communications, NASCO.

Discussion only. No formal action taken.

**PLANNING AND BUDGET DEPT. ITEMS**

4. CONSIDER AND TAKE APPROPRIATE ACTION ON VARIOUS ISSUES RELATED TO THE FY '08 BUDGET PROCESS, INCLUDING: (10:33 AM)
  - A. RECEIPT OF CONSOLIDATED FY '08 BUDGET AGENDA WORKSHEET CONTAINING REQUESTS FROM COMMISSIONERS COURT MEMBERS TO DISCUSS TOPICS DURING FY '08 BUDGET MARK-UP SCHEDULED FOR SEPTEMBER 5, 6 AND 7, 2007;
  - B. REMAINING SCHEDULE IN SEPTEMBER FOR PUBLIC HEARINGS, ADVERTISEMENTS, MARK-UP AND FINAL ADOPTION OF FY '08 COUNTY BUDGET;
  - C. STATUTORILY REQUIRED NEWSPAPER ADVERTISEMENT FOR PUBLIC HEARING ON PROPOSED FY '08 TAX RATE;
  - D. OTHER ADVERTISEMENTS NECESSARY TO COMPLETE THE FY '08 BUDGET PROCESS; AND
  - E. OTHER RELATED ISSUES.

**Clerk's Note:** Items 4.A-E are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Christian Smith, Executive Manager, PBO; Leroy Nellis, Budget Manager, PBO; and Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office.

Discussion only. No formal action taken.

5. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR SERVICES FOR THIRD PARTY COLLECTIONS OF DELINQUENT CRIMINAL FINES AND FEES FOR JUSTICE COURTS. (11:22 AM)

**Clerk's Note:** The Court discussed the following names as potential members of the Evaluation Committee:

- 1) Judge Barbara Bemby, Justice of the Peace Precinct 2;
- 2) Dusty Knight, Chief Operating Officer, Tax Assessor Collector's Office;
- 3) Beth Blakenship, Auditor's Office;
- 4) Liz Min, Business Consultant, Information Technology Systems (ITS),
- 5) Leroy Nellis, Budget Manager, PBO, and
- 6) Joe Alvarado, Financial Analyst, Justices of the Peace.

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Dusty Knight, Chief Operating Officer, Tax Assessor Collector's Office; Diana Ramirez, Budget Analyst, PBO; Cyd Grimes, Travis County Purchasing Agent; Stacy Suits, Chief Deputy, Constable Precinct 3; and Travis Gatlin, Budget Analyst, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 5.

**A Friendly Amendment to the previous Motion was offered by** Judge Biscoe that the Motion include the members that were mentioned, including Judge Barbara Bemby, Justice of the Peace Precinct 2 as a representative for the JP's, but if they say differently just bring it back and make changes.

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

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

**Clerk's Note:** The Court requested that confirmation in writing be obtained from the Justices of the Peace regarding the designation of a representative for the Evaluation Committee.

6. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:36 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:  
(9:36 AM)
  - A. APPROVE GRANT APPLICATION TO THE TEXAS DEPARTMENT OF AGING AND DISABILITY SERVICES FOR THE HEALTH AND HUMAN SERVICES DEPARTMENT TO RECEIVE FUNDS TO SUPPORT THE GENERAL OPERATING EXPENSES OF THE RETIRED SENIORS VOLUNTEER PROGRAM (RSVP);
  - B. APPROVE GRANT APPLICATION TO THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR THE HEALTH AND HUMAN SERVICES DEPARTMENT TO SUPPORT THE RSVP PROGRAM;
  - C. APPROVE GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO PROVIDE FUNDING TO THE SHERIFF DEPARTMENT FOR ADDITIONAL ENFORCEMENT EFFORTS TO TARGET SPEED RELATED AND DWI OFFENSES;
  - D. APPROVE GRANT CONTRACT WITH THE UNIVERSITY OF NORTH TEXAS FOR THE SENIOR AND VOLUNTEERS FOR CHILDHOOD IMMUNIZATION PROJECT IN THE HEALTH AND HUMAN SERVICES DEPARTMENT; AND
  - E. APPROVE GRANT CONTRACT WITH THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION (SAMHSA) FOR THE JUVENILE PROBATION DEPARTMENT TO ENHANCE THE DEPARTMENT'S DRUG COURT.

**Clerk's Note:** Items 7.A-E 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**

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A TRAINING COURSE IN NON-PROFIT LEADERSHIP AND MANAGEMENT OFFERED BY THE CENTER FOR COMMUNITY BASED AND NONPROFIT ORGANIZATIONS AT AUSTIN COMMUNITY COLLEGE AS FOLLOWS:  
(9:36 AM)

A. AUTHORIZE HEALTH AND HUMAN SERVICES (HHS) TO INVEST \$5,000 IN THE NON-PROFIT LEADERSHIP AND MANAGEMENT PROGRAM FROM ITS FISCAL YEAR 2007 BUDGET;

**Clerk's Note:** Item 8.A 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 REGARDING A TRAINING COURSE IN NON-PROFIT LEADERSHIP AND MANAGEMENT OFFERED BY THE CENTER FOR COMMUNITY BASED AND NONPROFIT ORGANIZATIONS AT AUSTIN COMMUNITY COLLEGE AS FOLLOWS:  
(9:15 AM)

B. AUTHORIZE HHS TO INVEST \$10,000 IN THE PROGRAM FROM FY '06 FUNDS ENCUMBERED FOR TRAINING; AND

Item 8.B postponed until further notice.

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A TRAINING COURSE IN NON-PROFIT LEADERSHIP AND MANAGEMENT OFFERED BY THE CENTER FOR COMMUNITY BASED AND NONPROFIT ORGANIZATIONS AT AUSTIN COMMUNITY COLLEGE AS FOLLOWS:  
(9:36 AM)

C. AUTHORIZE DESIGNATED HHS STAFF TO PARTICIPATE IN THE NON-PROFIT LEADERSHIP AND MANAGEMENT PROGRAM AT NO ADDITIONAL COST TO TRAVIS COUNTY.

**Clerk's Note:** Item 8.C 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**

9. 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 \$441,638.52 FOR THE PERIOD OF AUGUST 10 TO AUGUST 16, 2007. (9:36 AM)

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

10. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:36 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 ON THE FOLLOWING WELLNESS COMMITTEE REQUESTS: (9:36 AM)
  - A. APPROVE PAYROLL STUFFER FOR AUGUST 31, 2007 PAY PERIOD FOR TRAVIS COUNTY AND RUNTEX UNIVERSITY FALL KICK-OFF FESTIVAL; AND
  - B. AUTHORIZE PRINTING OF PAYROLL STUFFER FOR DISTRIBUTION IN THE AUGUST 31, 2007 PAYCHECKS.

**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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE DRUG COURT PROGRAM: (2:41 PM)

A. RELOCATION TO POST ROAD BUILDING; AND

B. APPROVAL OF THE SCHEMATIC DESIGN.

**Clerk's Note:** Items 12.A&B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Roger El Khoury, Director, Facilities Management.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 12.A&B.

<b>Motion carried:</b> 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

13. RECEIVE UPDATE REGARDING FEDERAL EMERGENCY MANAGEMENT ADMINISTRATION (FEMA) RULE CHANGE IN INSURANCE REQUIREMENTS FOR LOCAL GOVERNMENTS AND TAKE APPROPRIATE ACTION. (2:45 PM)

**Members of the Court heard from:** Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD).

Discussion only. No formal action taken.

### **JUSTICE & PUBLIC SAFETY ITEMS**

14. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENT WITH CAPITAL AREA COUNCIL OF GOVERNMENTS FOR USE OF REVENUE RETURNED UNDER RULE 251.3. (9:36 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 REGARDING THE MEMORANDUM OF UNDERSTANDING WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR USE OF STATEWIDE INTEROPERABILITY RADIO CHANNELS. (9:36 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. RECEIVE BRIEFING ON REPORT REGARDING CONTRACT PERFORMANCE OF THE AUSTIN/TRAVIS COUNTY REENTRY ROUNDTABLE AND TAKE APPROPRIATE ACTION. (10:08 AM)

**Members of the Court heard from:** Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES); Penny Rayfield, Chair, Reentry Roundtable Planning Council; and Darla Gay, Planning Manager, Travis County District Attorney's Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we receive the report.

**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

17. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE FEE INCREASES FOR SERVICES PROVIDED BY THE COUNSELING AND EDUCATION SERVICES DEPARTMENT. (2:30 PM)

**Clerk's Note:** The Court discussed:

- 1) An increase of \$20.00 in the Family Violence Assessment fee; and
- 2) A \$2.00 surcharge for the various Education Classes.

**Members of the Court heard from:** Caryl Colburn, Director, TCCES.

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

**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

18. APPROVE RENEWAL OF INTERLOCAL COOPERATION AGREEMENT NO. IL990109OJ, CITY OF AUSTIN/DOWNTOWN AUSTIN ALLIANCE, TO PROVIDE SERVICES AND IMPROVEMENTS FOR THE AUSTIN DOWNTOWN PUBLIC IMPROVEMENT DISTRICT. (COMMISSIONER GÓMEZ) (9:36 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 TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. PS060229DG, MCGRAY & MCGRAY LAND SURVEYORS, INC. FOR SURVEYING SERVICES. (FACILITIES MANAGEMENT AND TRANSPORTATION AND NATURAL RESOURCES) (9:36 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. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. 03T00288OJ, APPRISS, INC., FOR THE TEXAS VINE SERVICES AGREEMENT. (SHERIFF'S OFFICE AND INFORMATION TELECOMMUNICATIONS SYSTEMS) (9:36 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 MODIFICATION NO. 7 TO CONTRACT NO. 02T00292OJ, SAFE GUARD HEALTH PLANS, INC. AND SAFE HEALTH LIFE INS. CO., FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY EMPLOYEES AND TRAVIS COUNTY HEALTHCARE DISTRICT EMPLOYEES. (HUMAN RESOURCES) (9:36 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 MODIFICATION NO. 3 TO INTERLOCAL AGREEMENT NO. IL020019EF, AUSTIN/TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION, FOR COMMUNITY ACTION NETWORK COORDINATOR SERVICES. (HHS & VS) (2:48 PM)

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 22.

**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

23. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. IL000041EF, CITY OF AUSTIN, FOR THE CONGREGATE MEALS PROGRAM. (HHS & VS) (9:36 AM)

**Clerk's Note:** Item 23 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

24. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE CHANGE TO INTERLOCAL AGREEMENT NO. IL070279RE WITH TEXAS COOPERATIVE EXTENSION FOR WILDLIFE SERVICES. (HHS & VS) (9:36 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. APPROVE MODIFICATION NO. 6 TO CONTRACT NO. PS000299KW, SOUTHWEST KEY PROGRAM, INC., FOR EDUCATIONAL AND COUNSELING SERVICES FOR THE JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM (JJAEP). (JUVENILE PROBATION) (9:36 AM)

**Clerk's Note:** Item 25 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

26. APPROVE CONTRACT AWARD FOR REMANUFACTURED TONER CARTRIDGES, IFB NO. B070287RG, TO THE QUALIFIED LOW BIDDER, V-QUEST. (TRANSPORTATION AND NATURAL RESOURCES) (9:36 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING HOWARD LANE I, ROAD AND DRAINAGE IMPROVEMENTS PROJECT: (2:48 PM)
- A. APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR WATER LINE RELOCATION ON HOWARD LANE I; AND
- B. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 05AE0138JJ, MARTINEZ, WRIGHT AND MENDEZ, INC., HOWARD LANE DESIGN SERVICES. (TRANSPORTATION AND NATURAL RESOURCES) (COMMISSIONER DAVIS)

**Clerk's Note:** Items 27.A&B are associated with one another and were called for concurrent discussion.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Items 27.A&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

28. APPROVE CONTRACT AWARD FOR GASOLINE AND DIESEL FUEL, IFB NO. B070285LD, TO THE LOW, RESPONSIVE BIDDER, SUNCOAST RESOURCES. (TRANSPORTATION AND NATURAL RESOURCES) (2:54 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and John White, Environmental Quality Program Manager, TNR.

**Motion by** Commissioner Davis **and seconded by** Commissioner Eckhardt to reject this particular bid and send it out for re-bid.

**Motion carried:**

County Judge Samuel T. Biscoe	no
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

**Clerk's Note:** Commissioner Eckhardt noted that the basis for her second was SunCoast Industries' failure to disclose their moderate violations.

29. APPROVE CONTRACT AWARD OF A LICENSE AND MAINTENANCE AGREEMENT FOR EJUSTICE SOFTWARE SYSTEM WITH HAMER ENTERPRISES AND AUTHORIZE PURCHASING AGENT TO SIGN. (TAX OFFICE/ITS) (9:36 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.

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

30. APPROVE THE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN CYPRESS CANYON, SECTIONS 3A AND 3B, TWO SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:36 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 ON LICENSE AGREEMENT WITH AUSTIN TRIATHLETES FOR A TRIATHLON, BIATHLON AND YOUTH BIATHLON AT PACE BEND PARK. (COMMISSIONER DAUGHERTY)  
(9:36 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. A. CONSIDER AND TAKE APPROPRIATE ACTION ON LETTER TO TEXAS DEPARTMENT OF TRANSPORTATION REGARDING CRITICAL TRAFFIC AND PUBLIC SAFETY ISSUES ON STATE HIGHWAY 71 WEST; AND
- B. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION REQUESTING THE TEXAS DEPARTMENT OF TRANSPORTATION TO REDUCE THE SPEED LIMIT TO 55 MILES PER HOUR ON SPECIFIC SECTIONS OF HIGHWAY 71 WEST. (COMMISSIONER DAUGHERTY)  
(3:04 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and David Greear, Traffic Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to approve Item 32.A.

<b>Motion carried:</b> 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 Daugherty to approve Item 32.B.

<b>Motion carried:</b> 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

**Clerk's Note:** The Court requested that copies of the letter from Item 32.A and the Resolution from Item 32.B be sent to all members of the Travis County Delegation.

33. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN FOR THE CONSTRUCTION OF THE EXTENSION OF PARMER LANE FROM US 290 TO SH 130, IN PRECINCT ONE. (COMMISSIONER DAVIS) (2:50 PM)

**Members of the Court heard from:** Steve Manilla, Director, Public Works, TNR.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to approve Item 33.

**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

34. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING BRUTON SPRINGS CONDOMINIUM PROJECT: (9:36 AM)

A. REQUEST TO GRANT EXEMPTION FROM PLATTING REQUIREMENTS;  
AND

B. APPROVE A CONSTRUCTION AGREEMENT. (COMMISSIONER DAUGHERTY)

**Clerk's Note:** Items 34.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

35. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(9:36 AM)

A. A PLAT FOR RECORDING IN PRECINCT ONE: LAKES OF NORTHTOWN, SECTION 2, FINAL PLAT (63 TOTAL LOTS); AND

B. APPROVE CONSTRUCTION AGREEMENT FOR LAKES OF NORTHTOWN, SECTION 2, FINAL PLAT. (COMMISSIONER DAVIS)

**Clerk's Note:** Items 35.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.



**OTHER ITEMS**

36. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:36 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. REVIEW AND APPROVE CREATION OF ONE FULL TIME EMPLOYEE SLOT FOR A PSYCHIATRIST FOR THE TRAVIS COUNTY JAIL EFFECTIVE IMMEDIATELY AND WITH END DATE OF FEBRUARY 28, 2008. (SHERIFF'S OFFICE) (9:36 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 AMENDMENT TWO AND EXTENSION OF CONTRACT FOR COMMUNITY SUPERVISION SERVICES WITH THE OFFICE OF THE ATTORNEY GENERAL. (JUVENILE PROBATION) (9:36 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.

**Clerk's Note:** The County Judge noted that the new termination date of the Contract for Community Supervision Services would be November 30, 2007.

39. DISCUSS AND TAKE APPROPRIATE ACTION ON FEASIBILITY OF CREATING POSITION TO PERFORM PUBLIC INFORMATION, INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE DUTIES AT TRAVIS COUNTY. (3:10 PM)

Discussion only. No formal action taken.

Item 39 to be reposted on September 4, 2007.

40. **REVISED LANGUAGE:** CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST FROM SPANSION LLC TO NOMINATE IT AS A PROJECT TO THE GOVERNOR'S OFFICE UNDER THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO SECTION 2303, TX. GOV'T CODE AND THE REQUEST TO CONDUCT A PUBLIC HEARING ON SEPTEMBER 4, 2007, AS REQUIRED. (10:52 AM) (3:25 PM) (5:18 PM)

**Clerk's Note:** Items 40 and A2 are associated with one another and were called for concurrent discussion.

**Clerk's Note:** Judge Biscoe announced that Items 40 and A2 would be considered in Executive Session pursuant to Gov't. Code Ann 551.071, Consultation with Attorney.

**Members of the Court heard from:** Karey Barton, Senior Manager, Ryan and Company; Sharon Welhouse, Manager, Ryan and Company; and Mary Etta Gerhardt, Assistant County Attorney.

Discussion only. No formal action taken.

Items 40 and A2 to be reposted on September 4, 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

Note 5 Gov't Code Ann 551.087, Economic Development Negotiations

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.

41. CONSIDER AND TAKE APPROPRIATE ACTION ON THE POTENTIAL PURCHASE OF REAL ESTATE ALONG AIRPORT BOULEVARD. <sup>1 AND 2</sup>  
(3:25 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.

Item 41 postponed until September 4, 2007.

42. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND THE FIRE MARSHAL REGARDING 21018 STATE HIGHWAY 71 WEST, SPICEWOOD, TEXAS AND NON-COMPLIANCE WITH TRAVIS COUNTY FIRE CODE AND ORDERS OF THE FIRE MARSHAL AND TAKE APPROPRIATE ACTION. <sup>1 AND 2</sup>  
(3:25 PM) (5:18 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.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Eckhardt that we authorize the Fire Marshal and the County Attorney to initiate appropriate legal action to get compliance with the Fire Code, including any sort of injunctive relief, request for damages, and any other lawsuit matter that is appropriate based on the facts of this case. No action will be taken on that for at least two weeks and we will have it back on the Court's Agenda on September 11, 2007 for follow up discussion prior to the legal action.

**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

**Clerk's Note:** The County Judge noted that it would be good to send the signal that authorization to initiate legal action has been given, and that we delay two weeks to allow any pre-litigation steps to work.

**Clerk's Note:** The Court noted that Item 42 was discussed under Gov't. Code Ann 551.071, Consultation with Attorney only.

43. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES REGARDING SALE OF COUNTY PROPERTY LOCATED AT 6701 BURNET ROAD, AUSTIN, TEXAS. <sup>2</sup> (3:25 PM) (5:20 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.

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

**Motion by** Commissioner Eckhardt **and seconded by** Commissioner Gómez that we amend the contract to refund to the prospective purchaser \$15,720.00, and extend the feasibility period that we are currently in to 5:00 PM, Friday, August 31, 2007.

**A Friendly Amendment to the previous Motion was offered by** Judge Biscoe that the County Judge be authorized to sign the prepared document

**Acceptance of the Friendly Amendment was made by** Commissioner Eckhardt.

<b>Motion carried:</b> 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 REQUEST FOR FINANCIAL INCENTIVES FROM PROJECT DIAMONDBACK. <sup>5</sup> (3:25 PM) (5:22 PM)

**Clerk's Note:** Judge Biscoe announced that Item 43 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.087, Economic Development Negotiations.

Discussion only. No formal action taken.

Item 44 to be reposted on September 4, 2007.

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON A CONSTRUCTION RELATED EROSION EVENT IN HAYS COUNTY, ASSOCIATED WATER QUALITY AND ENVIRONMENTAL IMPACTS ON HAMILTON POOL AND OTHER NATURAL RESOURCES IN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (9:15 AM)

**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.

Item 45 postponed until further notice.

46. CONSIDER AND TAKE APPROPRIATE ACTION ON PERFORMANCE PAY FOR EXECUTIVE MANAGERS. <sup>3</sup> (3:25 PM) (5:22 PM)

**Clerk's Note:** Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we authorize the County Judge, on behalf of the Commissioners Court, to execute Performance Action Forms (PAF) from the Human Resources Department (HRMD) to give the Executive Managers and the two previously Acting Executive Managers Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES) and Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services a 1% pay increase; for the Acting Executive Managers based on their Department Head salaries.

<b>Motion carried:</b> 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

47. RECEIVE LEGAL BRIEFING ON COUNTY LAND USE AUTHORITY. <sup>1</sup> (3:25 PM) (5:23 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.

Discussion only. No formal action taken.

Item 47 to be reposted on September 4, 2007.

**ADDED ITEMS**

- A1. RECEIVE REPORT OF MONITORING VISIT TO TRAVIS COUNTY SCHOOL LANDS LOCATED IN THROCKMORTON COUNTY AND TAKE APPROPRIATE ACTION. (9:54 AM)

**Members of the Court heard from:** Jeff Ripley, Director, Travis County Cooperative Extension, Travis County Health and Human Services (TCHHS).

Discussion only. No formal action taken.

- A2. RATIFY THE SETTING OF A PUBLIC HEARING ON SEPTEMBER 4, 2007, AT 9:00 A.M. IN THE COMMISSIONERS COURTROOM TO RECEIVE COMMENTS REGARDING REQUEST FROM SPANSION LLC FOR NOMINATION TO THE GOVERNOR'S OFFICE AS A PROJECT UNDER THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO SECTION 2303, TX. GOV'T CODE. (3:25 PM) (5:18 PM)

**Clerk's Note:** Items 40 and A2 are associated with one another and were called for concurrent discussion. Please refer to Item 40 for a summary of the action taken by the Court.

- A3. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR CONSTABLE PRECINCT FOUR OFFICE EMPLOYEE, SLOT 3. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY, AND 551.074, PERSONNEL MATTERS) (2:35 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 and Gov't. Code Ann. 551.074, Personnel Matters.

Item A3 postponed until September 4, 2007.

- A4. APPROVE CONTRACT AWARD FOR INMATE TELEPHONE SERVICES, PUBLIC PAY TELEPHONES AND OTHER SERVICES, RFP NO. P070173VC TO THE HIGHEST RANKED PROPOSER, SECURUS TECHNOLOGIES. (INFORMATION AND TELECOMMUNICATIONS SYSTEMS AND SHERIFF'S OFFICE) (2:35 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Heather White, Securus Technologies, and Walter Lagrone, Director, Operations and Technology, Information and Telecommunications Systems (ITS)

**Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item A4.**

<b>Motion carried:</b>	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 Daugherty to adjourn the Voting Session. (5:23 PM)**

**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**

**Date of Approval**

**Samuel T. Biscoe, Travis County Judge**