

MINUTES OF MEETING JANUARY 22, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 22nd day of January 2008, 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 retired to Executive Session at 11:48 AM.

The Commissioners Court reconvened the Voting Session at 12:10 PM.

The Commissioners Court recessed the Voting Session at 12:10 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:40 PM and adjourned at 1:40 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:40 PM and adjourned at 1:42 PM

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:42 PM and adjourned at 1:42 PM.

The Commissioners Court reconvened the Voting Session at 1:42 PM.

The Commissioners Court retired to Executive Session at 1:58 PM.

The Commissioners Court reconvened the Voting Session at 3:29 PM.

The Commissioners Court adjourned the Voting Session at 3:35 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS ON A RESUBDIVISION OF LOTS 264-269 AND 276-280 OF STEINER RANCH PHASE ONE, SECTION SIX-G, IN PRECINCT THREE (14 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (ACTION ITEM # 11) (9:15 AM)

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

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

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	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 ON A REVISED PLAT OF BLUEBONNET PARK, LOT 18, IN PRECINCT ONE (2 TOTAL LOTS). (ACTION ITEM # 12) (9:16 AM)

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

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty 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 Davis and seconded by Commissioner Daugherty 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: Gus Peña, Travis County Resident; Andrew Hawkins, Save Our Springs Alliance; Judy Gracie, Travis County Resident; Emmitt Hayes, Jr., Director, Substance Abuse Services, Juvenile Probation Department; Estella Medina, Chief Juvenile Probation Officer; and Texanna Davis, Assistant District Attorney. (9:18 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C3 and Items 6, 8, 9.A-C, 10.A&B, 11, 12, 13.A&B, 18.A&B, 21, 22, 25, 26, and 30. (9:39 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. APPOINT CARROLL D. KNIGHT TO SERVE AS A PRECINCT THREE APPOINTEE TO THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD NO. 3, EFFECTIVE FEBRUARY 1, 2008 THROUGH DECEMBER 2009.
(COMMISSIONER DAUGHERTY)
- C3. REAPPOINT ARLEN HANLE TO SERVE AS A PRECINCT THREE APPOINTEE TO THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD NO. 9, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 2009.
(COMMISSIONER DAUGHERTY)

RESOLUTIONS & PROCLAMATIONS

3. APPROVE PROCLAMATION RECOGNIZING THE MONTH OF JANUARY 2008 AS "MENTORING MONTH" IN TRAVIS COUNTY. (9:32 AM)

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Kathrin Brewer, Executive Director, Austin Partners in Education.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve 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

INTRODUCTIONS

4. INTRODUCTION OF JOHN CASEY ROY TO THE COMMISSIONERS COURT.
(COUNTY ATTORNEY) (9:41 AM)

Members of the Court heard from: James W. Collins, Executive Assistant, Travis County Attorney's Office; and John Casey Roy, Assistant County Attorney.

Discussion only. No formal action taken.

SPECIAL ITEM

5. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDER
PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF
TRAVIS COUNTY. (9:44 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services.

Discussion Only. No formal action taken.

Item 5 to be reposted on January 29, 2007.

Clerk's Note: Judge Biscoe announced that by taking no action the prohibition against outdoor burning stays in place. The Order is effective until February 6, 2008.

PURCHASING OFFICE ITEMS

6. APPROVE ASSIGNMENT OF CONTRACT TO CONTRACT NO. 07T00010LD,
JANITORIAL SERVICES PRECINCT FOUR AND CONTRACT NO.
07T00218LD, JANITORIAL SERVICES NORTH RURAL COMMUNITY CENTER
FROM MAJESTIKLEEN, INC. TO INTERNATIONAL BUILDING SERVICES.
(FACILITIES MANAGEMENT) (9:39 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. APPROVE CONTRACT AWARD FOR CONSTRUCTION SERVICES FOR THE BARTON CREEK BOULEVARD AND TRAVIS COOK ROAD IMPROVEMENT PROJECT, IFB NO. B080027LP, TO THE LOW BIDDER, AUSTEX DEVELOPMENT I, LTD. (TRANSPORTATION AND NATURAL RESOURCES) (9:15 AM)

Item 7 was pulled from the Agenda.

8. APPROVE MODIFICATION NO. 12 TO CONTRACT NO. CM040145LC, VISTA SOLUTIONS GROUP, FOR THE DOCUMENT IMAGING SYSTEM FOR THE COUNTY CLERK AND DISTRICT CLERK. (INFORMATION AND TELECOMMUNICATIONS SYSTEMS/DISTRICT CLERK/COUNTY CLERK) (9:39 AM)

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

9. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR INDOOR AIR QUALITY ASSESSMENT: (9:39 AM)

- A. PS070047DG - PROFESSIONAL SERVICES INDUSTRIES, INC. (PSI);
- B. PS070151DG - TERRACON CONSULTING ENGINEERS AND SCIENTISTS; AND
- C. PS070150DG - RIMKUS CONSULTING GROUP, INC. (RISK MANAGEMENT)

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

10. APPROVE CONTRACT AWARD FOR WATER DAMAGE REMEDIATION, MOLD DAMAGE REMEDIATION AND DECONTAMINATION SERVICES, IFB NO. B080072RV, TO THE QUALIFIED LOW BIDDERS: (9:39 AM)
 - A. BLACKMON MOORING OF TEXAS, INC. - PRIMARY CONTRACTOR; AND
 - B. SOUTHPRO RESTORATION SERVICES - SECONDARY CONTRACTOR. (COUNTYWIDE)

Clerk's Note: Item 10 is the action item for the public hearing on Agenda Item 1.

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.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

11. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESUBDIVISION OF LOTS 264-269 AND 276-280 OF STEINER RANCH PHASE ONE, SECTION SIX-G, IN PRECINCT THREE (14 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (9:39 AM)

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

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

12. CONSIDER AND TAKE APPROPRIATE ACTION ON A REVISED PLAT OF BLUEBONNET PARK, LOT 18, IN PRECINCT ONE (2 TOTAL LOTS). (9:39 AM)

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

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

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING EMERALD POINT CONDOMINIUM PROJECT, IN PRECINCT THREE: (9:39 AM)
- A. REQUEST TO GRANT AN EXEMPTION FROM PLATTING REQUIREMENTS; AND
- B. A CONDOMINIUM CONSTRUCTION AGREEMENT WITH MRG15HILINE, L.P. (COMMISSIONER DAUGHERTY)

Clerk's Note: Item 13.A&B 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 TO RESCIND THE COUNTY'S 1986 APPROVAL OF THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION COMMISSION MINUTE ORDER 84428 TO PROPOSE THE TERMS OF A NEW AGREEMENT WITH THE STATE RELATING TO THE UPGRADE OF FM 1826 BETWEEN SLAUGHTER LANE AND US 290 WEST IN SOUTHWEST TRAVIS COUNTY. (COMMISSIONER DAUGHERTY) (9:49 AM)

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

Motion by Commissioner Daugherty **and seconded by** Judge Biscoe to approve Item 14.

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

15. CONSIDER AND TAKE APPROPRIATE ACTION TO SET A PUBLIC HEARING ON FEBRUARY 26, 2008 PURSUANT TO CHAPTER 26 OF THE TEXAS PARKS AND WILDLIFE CODE AND ON A REQUEST BY BRUSHY CREEK REGIONAL UTILITY AUTHORITY TO CONSTRUCT A 78-INCH DIAMETER RAW WATER LINE WITHIN SANDY CREEK PARK IN TRAVIS COUNTY. (COMMISSIONER DAUGHERTY) (9:59 AM)

Members of the Court heard from: Julie Joe, Assistant County Attorney; and Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 15.

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 Court noted that there will be an Executive Session Agenda Item set for February 5, 2008 to answer any legal questions the Commissioners Court may have regarding the February 26, 2008 public hearing.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON A TOTAL VACATION OF A SUBDIVISION NAMED SCENIC POINT, PHASE 4, RESUBDIVISION OF LOT 14, BLOCK "K" OF NORTH POINT PHASE 1, SECTION 2 RECORDED IN DOCUMENT NUMBER 200200136, OFFICIAL PUBLIC RECORDS, LOCATED IN PRECINCT ONE. (10:09 AM)

Members of the Court heard from: Anna Bowlin, Program Manager, Planning and Engineering, TNR; Rick Vaughn, Applicant; and Dennis McClintock, President, Scenic Point Homeowners Association.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that the requested vacation be granted.

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

17. CONSIDER AND TAKE APPROPRIATE ACTION ON THE U.S. ARMY CORP OF ENGINEERS (USACE) FLOOD DAMAGE EVALUATION STUDY OF THE HIGHLAND LAKES INCLUDING LAKE TRAVIS. (COMMISSIONER DAUGHERTY) (10:34 AM)

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

Motion by Commissioner Daugherty **and seconded by** Judge Biscoe to proceed.

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: By approving item 17 the Commissioners Court approved the US Army Corp. of Engineers (USACE) flood damage evaluation study and indicated interest in the outcome.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR PROGRAM YEAR 2008 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS RECEIVED FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (9:39 AM)

A. PUBLIC HEARING DATES, TIME AND LOCATIONS ARE AS FOLLOWS:

TUESDAY, FEBRUARY 19, 2008, AT 9:00 A.M.
TRAVIS COUNTY GRANGER BUILDING
COMMISSIONERS COURTROOM
314 W. 11TH STREET, AUSTIN, TEXAS 78701

THURSDAY, FEBRUARY 21, 2008, AT 6:30 P.M.
TNR SATELLITE OFFICE PRECINCT ONE
9301 JOHNNY MORRIS ROAD, AUSTIN, TEXAS 78724

MONDAY, FEBRUARY 25, 2008, AT 6:30 P.M.
TRAVIS COUNTY COMMUNITY CENTER
15822 FOOTHILLS FARM LOOP, BLDG. D, PFLUGERVILLE, TEXAS 78660

WEDNESDAY, FEBRUARY 27, 2008, AT 6:30 P.M.
WEST RURAL COMMUNITY CENTER
8656-A HIGHWAY 71 WEST, SUITE A, AUSTIN, TEXAS 78735

MONDAY, MARCH 3, 2008, AT 6:30 P.M.
SOUTH RURAL COMMUNITY CENTER
3518 FM 973, AUSTIN, TEXAS 78616

B. ADVERTISEMENTS ANNOUNCING THE PUBLIC HEARING DATES; AND

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING RELATED TO PLANNING FOR PROGRAM YEAR 2008 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS RECEIVED FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (9:40 AM)

C. OTHER RELATED ITEMS.

Item 18 not needed.

19. A. **REVISED LANGUAGE:** CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO DESIGNATE EDWARD MACLEOD RACHT, M.D., AS AN ALTERNATE HEALTH AUTHORITY FOR AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT; AND
- B. A RESOLUTION AND ORDER CONFIRMING THE APPOINTMENTS OF THE HEALTH AUTHORITY AND ALTERNATE HEALTH AUTHORITIES. (10:42 AM)

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

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Items 19.A&B.

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

PLANNING AND BUDGET DEPT. ITEMS

20. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:15 AM)

Item 20 not needed.

ADMINISTRATIVE OPERATIONS ITEMS

21. 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 \$752,556.40 FOR THE PERIOD OF JANUARY 4 TO JANUARY 10, 2008. (9:39 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 ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:39 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 ANNUAL REPORT ON THE EMPLOYEES HEALTH BENEFITS FUND. (10:47 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Norman McRee, Financial Analyst, Lead, Human Resources Management Department (HRMD); Cindy Purinton, Benefit Administrator, HRMD; Dan Mansour, Risk and Benefits Manager, HRMD; Susan Spataro, Travis County Auditor; and Barbara Wilson, Assistant County Attorney.

Discussion Only. No formal action taken.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING
AUTOMOBILE TOTAL LOSS CLAIM RECOMMENDATIONS FOR THE PERIOD
SEPTEMBER 1, 2006 THROUGH NOVEMBER 30, 2007: (11:27 AM)

NON-FAULT:

- A. TCSO UNIT 1954 - SETTLE;
- B. CONSTABLE PCT. 2 UNIT C2397 - SETTLE;
- C. TCSO UNIT 2362 - SETTLE;
- D. TCSO UNIT 2441 - SETTLE;
- E. CONSTABLE, PCT.1 UNIT 2754 - SETTLE;
- F. TCSO UNIT 2365 - SETTLE;
- G. CONSTABLE, PCT.3 UNIT 2195 - SETTLE;
- H. TCSO UNIT 2466 - SETTLE;
- I. CONSTABLE PCT 3 UNIT 1993 - SETTLE;
- J. TCSO UNIT 2211 - SETTLE;

CORRECTIVE ACTION REQUIRED:

- K. TCSO UNIT 2344 - SETTLE;
- L. FACILITIES MGT UNIT 1870 - SETTLE;
- M. TCSO UNIT S0002 - SETTLE;
- N. TCSO UNIT 2576 - SETTLE;
- O. TCSO UNIT 2925 - SETTLE; AND
- P. TCSO UNIT 2575 - SETTLE.

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

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Dan Mansour, Risk and Benefits Manager, HRMD; and Scott Burroughs, Travis County Sheriff's Office (TCSO).

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Items 24.A-J.

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 24 CONTINUED

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Items 24.K-P.

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

OTHER ITEMS

25. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:39 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. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF DECEMBER 2007. (COUNTY AUDITOR) (9:39 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 BOARD AND COMMITTEE ASSIGNMENTS FOR COMMISSIONERS COURT MEMBERS, AND TAKE APPROPRIATE ACTION. (11:32 AM)

Clerk's Note: The Court discussed the following changes:

- 1) Commissioner Margaret Gómez to replace Commissioner Sarah Eckhardt on the Conference of Urban Counties Policy Committee.
- 2) Commissioner Sarah Eckhardt to replace Commissioner Margaret Gómez on the Downtown Austin Alliance.
- 3) Commissioner Sarah Eckhardt to replace Commissioner Gerald Daugherty on the E Commerce Committee.

Motion by Commissioner Gómez **and seconded by** Commissioner Daugherty to approve Item 27.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON AN AMENDMENT TO CHAPTER FIVE OF THE TRAVIS COUNTY CAPITAL FACILITIES STRATEGIC PLAN TO CLARIFY THAT IN ADDITION TO EXPANDING THE CURRENT PRECINCT TWO JUSTICE OF THE PEACE/CONSTABLE PRECINCT TWO/COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT OFFICE BUILDING, A SEARCH WILL BEGIN FOR A NEW SITE FOR THE BUILDING. (COMMISSIONER ECKARDT) (11:35 AM)

Discussion only. No formal action taken.

Item 28 to be reposted on January 29, 2008.

29. CONSIDER AND TAKE APPROPRIATE ACTION ON DIRECTING COUNTY STAFF TO DEVELOP ADDITIONS TO THE TRAVIS COUNTY CODE RELATING TO ACQUISITION AND SALE OF CERTAIN TYPES OF TRAVIS COUNTY-OWNED REAL PROPERTY UNRELATED TO ROAD CONSTRUCTION. (COMMISSIONER DAVIS AND COMMISSIONER ECKHARDT) (11:36 AM)

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

Discussion only. No formal action taken.

Item 29 to be reposted on January 29, 2008.

30. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING MEMORANDUM OF UNDERSTANDING BETWEEN THE COLLABORATIVE PARTNERS OF THE AUSTIN/TRAVIS COUNTY FAMILY VIOLENCE PROTECTION TEAM FOR CONTINUATION OF PARTICIPATION IN THE PROGRAM. (SHERIFF'S OFFICE) (9:39 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 REGARDING REQUEST FROM JAN IVY, RETIREE, FOR COVERAGE UNDER TRAVIS COUNTY INSURANCE PLAN. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION, PURSUANT TO TX. GOVT. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (11:48 AM) (1:43 PM) (1:58 PM) (3:29 PM)

Clerk's Note: Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Jan Ivy, Travis County Retiree; Cindy Purinton, Benefit Administrator, HRMD; Barbara Wilson, Assistant County Attorney; and Dan Mansour, Risk and Benefits Manager, HRMD.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez that Ms. Ivy's request be denied at this time, and that we direct Staff to inform Ms. Ivy of this particular Motion.

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

32. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION NOMINATING MARY MAYES, THE TRAVIS COUNTY INVESTMENT MANAGER, FOR A TEXAS CONFERENCE OF URBAN COUNTIES APPOINTMENT TO SERVE ON THE COUNTY TOBACCO SETTLEMENT PERMANENT TRUST ACCOUNT INVESTMENT ADVISORY COMMITTEE. (COMMISSIONER ECKHARDT) (9:38 AM)

Item 32 postponed until January 29, 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

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.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON THE CONSTRUCTION RELATED EROSION EVENT IN HAYS COUNTY, ASSOCIATED WATER QUALITY AND ENVIRONMENTAL IMPACTS ON HAMILTON POOL AND OTHER NATURAL RESOURCES IN TRAVIS COUNTY. ¹ (1:58 PM) (3:30 PM)

Clerk's Note: Judge Biscoe announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 33 to be reposted on January 29, 2008.

34. RECEIVE ADVICE FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING BALCONES CANYONLANDS CONSERVATION PLAN COORDINATING COMMITTEE'S POLICY STATEMENT SUPPORTING PUBLIC ACCESS TRAILS ON BALCONES CANYONLANDS PRESERVE. ¹ (1:58 PM) (3:30 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.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty that we authorize the County Attorney to work with the City of Austin for a joint legal opinion in reponse to questions that have been asked by the Coordinating Committee.

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

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. MARION HILL (CHARITY RUTH BARTELL RESALE DEED). ¹ (1:58 PM) (3:31 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.

Motion by Judge Biscoe **and seconded by** Commissioner Daugherty that we ought to find out what the prospective buyer has in mind, and otherwise postpone this until appropriate action in the future.

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

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. GENE WILLIAMS (MIHAI AND LUCIA STAN RESALE DEED). ¹ (1:58 PM) (3:32 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 that we authorize the County Judge to sign on behalf of the Commissioners Court the proposed tax resale deed to Mihai and Lucia Stan, who have paid Travis County the sum of \$7,500.00 in cash, and this involves Lot 9, Block G, Emerald Bend.

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

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. NELSON N. LEE (MIHAI AND LUCIA STAN RESALE DEED). ¹ (1:58 PM) (3:33 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 that we authorize approval of the proposed tax resale deed to Mihai and Lucia Stan, who have paid Travis County \$8,500.00 in cash, and this is lot 582, Lago Vista Country Club Estates, Section 4.

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

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. CHARLES TUKACS AND MAGDALENA TUKACS (MIHAI AND LUCIA STAN RESALE DEED). ¹ (1:58 PM) (3:33 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 Daugherty that we authorize approval of the proposed tax resale deed to Mihai and Lucia Stan, who have paid Travis County the sum of \$7,300.00 in cash, and this involves lot 32160, Highland Lake Estates, section 32.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROCESS FOR SALE OF COUNTY OWNED PROPERTY AT 9207 JOHNNY MORRIS ROAD. ^{1 AND 2}
(1:58 PM) (3:34 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 and Gov't. Code Ann. 551.072, Real Property

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

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty that we direct Staff to proceed for a process of the sale of County owned property at 9207 Johnny Morris Road, and that process is to allow the broker, the proposed purchaser of the property, and also the Neighborhood Associations within proximity to have meetings and report back to the Commissioners Court in the near future.

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 Daugherty to adjourn the Voting Session. (3:35 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