

## **MINUTES OF MEETING MAY 20, 2008**

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

On Tuesday, the 20<sup>th</sup> day of May 2008, the Commissioners' Court convened the Voting Session at 9:16 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 retired to Executive Session at 11:20 AM.

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

The Commissioners Court recessed the Voting Session at 12:04 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:42 PM and adjourned at 1:42 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:43 PM and adjourned at 1:52 PM

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation; the Capital Industrial Development Corporation; the Capital Health Facilities Development Corporation; and the Travis County Cultural Education Facilities Finance Corporation, convened at 1:53 PM and adjourned at 1:55 PM.

The Commissioners Court, meeting as the Travis County Development Authority, convened at 1:54 PM and adjourned at 1:55 PM

The Commissioners Court reconvened the Voting Session at 1:55 PM.

The Commissioners Court retired to Executive Session at 1:55 PM.

The Commissioners Court reconvened the Voting Session at 2:49 PM.

The Commissioners Court adjourned the Voting Session at 2:50 PM.

## PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOT 42A AND LOTS 43 AND 44, CURIOSITY CAVE SUBDIVISION (3 TOTAL LOTS). (COMMISSIONER DAUGHERTY) (9:17 AM)

**Clerk's Note:** This Item is a public hearing to receive comments.

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

<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

**Members of the Court heard from:** Anna Bowlin, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR).

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

<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 heard from Staff that the developer is withdrawing the request.

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Gus Peña, Travis County Resident; and Jennifer Gale, Travis County Resident. (9:18 AM)

## CONSENT ITEMS

**Motion by** Commissioner Gómez **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1-C5 and Items 5, 6.A&B, 7, 8, 9.A&B, 10, 11, 17, 18.A&B, 19, 20, 21, 22, 23, 24, and 25. (9:33 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. APPROVE SETTING A PUBLIC HEARING ON JUNE 3, 2008 TO RECEIVE COMMENTS REGARDING A REQUEST TO TEMPORARILY CLOSE OLD HIGHWAY 20 IN PRECINCT ONE FOR BRIDGE CONSTRUCTION BEGINNING JUNE 5, 2008 AND CONTINUING THROUGH JULY 24, 2008 OR UNTIL CONSTRUCTION IS COMPLETED.
- C3. APPROVE SETTING A PUBLIC HEARING ON JUNE 10, 2008 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 0.117 ACRE PORTION OF AN 8.69 ACRE DRAINAGE EASEMENT AS RECORDED IN VOLUME 12899, PAGE 65 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS - A SEPARATE INSTRUMENT DRAINAGE EASEMENT DEDICATED IN TRAVIS COUNTY, PRECINCT THREE. (COMMISSIONER DAUGHERTY)
- C4. APPROVE SETTING A PUBLIC HEARING ON JUNE 10, 2008 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE FOUR FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG EITHER SIDE OF THE COMMON LOT LINE OF LOTS 24 AND 25 AND LOTS 25 AND 26 OF TWIN LAKE HILLS, BLOCK PP, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)
- C5. APPROVE SETTING A PUBLIC MEETING ON JUNE 5, 2008 TO RECEIVE COMMENTS REGARDING THE TRAVIS COUNTY DRAINAGE STUDY.

## **INTRODUCTION**

2. INTRODUCTION OF ALLISON ELEMENTARY SCHOOL THIRD GRADE MENTEES. (9:36 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Michelle Horsey, Teacher, Allison Elementary School; Jairo Olvera, Student, Allison Elementary School; Ralph Tovar, Student, Allison Elementary School; Brittany Gonzalez, Student, Allison Elementary School; Jodie Krampota, Student, Allison Elementary School; Brianna Govea, Student, Allison Elementary School; Joe Villarreal, Student, Allison Elementary School; Jose Rivera, Student, Allison Elementary School; Ammar Shigri, Student, Allison Elementary School; Jonathan Rios, Student, Allison Elementary School; Breanna Salazar, Student, Allison Elementary School; Thalia Flores, Student, Allison Elementary School; Carlos Ocampo, Student, Allison Elementary School; Israel Gonzales, Student, Allison Elementary School; Samantha Alcaraz, Student, Allison Elementary School; and Ashley Peña, Student, Allison Elementary School.

Discussion only. No formal action taken.

## **RESOLUTIONS AND PROCLAMATIONS**

3. APPROVE RESOLUTION PROCLAIMING MAY 26, 2008 AS "MEMORIAL DAY" IN TRAVIS COUNTY. (9:24 AM)

**Members of the Court heard from:** Olie Pope, Director, Veterans' Services, Travis County Health and Human Services (TCHHS).

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

<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

4. CONSIDER AND TAKE APPROPRIATE ACTION ON RESOLUTION REGARDING RIDGETOP NEIGHBORHOOD ASSOCIATION. (11:12 AM)

**Members of the Court heard from:** Martha Kooch Ward, Convener, Ridgetop Neighborhood Association/Northfield Neighborhood Association (RNA/NNA); and Kim Bernson, President, Ridgetop Neighborhood Association.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the Resolution in Item 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

## TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

5. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR PARKWAY AND PARKSIDE SUBDIVISIONS, TWO SUBDIVISIONS IN PRECINCT ONE. (9:33 AM)

**Clerk's Note:** Item 5 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

6. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (9:33 AM)
- A. INDEMNIFICATION AGREEMENT WITH WILLIAM J. MADDUX TO FUND THE PERMANENT TRAFFIC IMPROVEMENTS ON RM 620 AT HOME DEPOT/SOUTH LAKE MEDICAL; AND
  - B. ADVANCED FUNDING AGREEMENT FOR VOLUNTARY TRANSPORTATION IMPROVEMENT PROJECTS WITH THE STATE OF TEXAS AND TRAVIS COUNTY FOR THE PERMANENT TRAFFIC IMPROVEMENTS ON RM 620 AT HOME DEPOT/SOUTH LAKE MEDICAL, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY)

**Clerk's Note:** Items 6.A&B 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 THE USE OF ALTERNATIVE FISCAL FOR CANYONS AT LAKE TRAVIS SUBDIVISION, IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:33 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.

### PLANNING AND BUDGET DEPT. ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:33 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:33 AM)
  - A. GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE JUVENILE PROBATION DEPARTMENT TO PARTICIPATE IN THE UNITED STATES DEPARTMENT OF AGRICULTURE SCHOOL COMMODITIES PROGRAM TO RECEIVE DONATED COMMODITIES; AND
  - B. GRANT CONTRACT WITH ATTORNEY GENERAL – CRIME VICTIM SERVICES DIVISION FOR INFORMATION AND TELECOMMUNICATIONS DEPARTMENT TO BE REIMBURSED FOR COSTS ASSOCIATED WITH TRAVIS COUNTY'S CONTINUING PARTICIPATION IN THE STATEWIDE AUTOMATED VICTIM NOTIFICATION SERVICE.

**Clerk's Note:** Items 9.A&B 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**

10. 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 \$562,330.57 FOR THE PERIOD OF MAY 2 TO MAY 8, 2008. (9:33 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:33 AM)

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

12. **REVISED LANGUAGE:** CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS RECEIVED FROM THE TRAVIS COUNTY HISTORICAL COMMISSION FOR NAMING THE COUNTY BUILDINGS AT 8656 STATE HIGHWAY 71. (COMMISSIONER DAUGHERTY) (9:17 AM)

Item 12 postponed until May 27, 2008.

13. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PLANNING AND PROGRAMMING OF THE NEW PRECINCT ONE OFFICE BUILDING. (COMMISSIONER DAVIS) (10:39 AM)

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management; Gabriel Stock, Senior Architectural Associate, Facilities Management; Willie Madison, Chief Deputy, Constable Precinct One; and Cherry Johnson, Office Manager, Justice of the Peace Precinct One.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to support Item 13, and also include the authorization to allow Roger El Khoury, Director, Facilities Management and his Staff to use the \$45,000.00 to initiate the design.

**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 the funding was approved in the FY 2008 budget.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE THE 24-HOUR FITNESS CORPORATE PROGRAM AVAILABLE TO ALL TRAVIS COUNTY EMPLOYEES, RETIREES AND FAMILY MEMBERS. (9:49 AM)

**Members of the Court heard from:** Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD); Travis Gatlin, Budget Analyst, PBO; Dr. Lynn Stewart. MD, Health and Wellness Clinic; and Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve this on condition of our ability to enroll 100 members before we deliver the \$4,500.00 check. We will look at it after the first year, and determine whether or not we think the desired results are achieved.

**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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

**Clerk's Note:** The Court noted that this would be a pilot project for one year, and directed Staff to continue negotiating a better deal.



15. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SPACE AT 5501 AIRPORT BLVD. AND THE HEMAN MARION SWEATT TRAVIS COUNTY COURTHOUSE. (10:55 AM)
- A. ALLOCATE SPACE AT 5501 AIRPORT BLVD. TO MOVE THE DISTRICT CLERK JURY MANAGEMENT OFFICE FROM THE HEMAN MARION SWEATT TRAVIS COUNTY COURTHOUSE;
  - B. PROPOSED DESIGN FOR THE NEW DISTRICT CLERK JURY MANAGEMENT OFFICE;
  - C. RELOCATE THE DISTRICT CLERK MICROFILM SECTION TO THE CURRENT JURY MANAGEMENT OFFICE SPACE AT THE HEMAN MARION SWEATT TRAVIS COUNTY COURTHOUSE; AND
  - D. REALLOCATE THE CURRENT DISTRICT CLERK MICROFILM SECTION SPACE FOR USE BY THE JUSTICE OF THE PEACE, PRECINCT FIVE.

**Clerk's Note:** Items 15.A-D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management; Amalia Rodriguez-Mendoza, Travis County District Clerk; Diana Ramirez, Budget Analyst, PBO; Jessica Rio, Assistant Budget Manager, PBO; Katie Gibson, Budget Analyst I, PBO; and Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 15.A-D.

**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

16. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED AGREEMENT WITH TEXAS GAS SERVICE FOR GAS SERVICE INSTALLATION FOR THE TRAVIS COUNTY CORRECTIONAL COMPLEX DESIGN-BUILD PROJECT. (11:17 AM)

**Members of the Court heard from:** Roger El Khoury, Director, Facilities Management.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to approve Item 16.

**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

## JUSTICE AND PUBLIC SAFETY ITEMS

17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN INTERLOCAL AGREEMENT FOR ENFORCEMENT OF TRAVIS COUNTY FIRE CODE BETWEEN TRAVIS COUNTY AND THE VILLAGE OF SAN LEANNA. (9:33 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.

## PURCHASING OFFICE ITEMS

18. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING MODIFICATION NO. 4 OF CONTRACT NO. PS000205JW, GIRLS AND BOYS TOWN OF SAN ANTONIO AS FOLLOWS: (9:33 AM)

A. ASSIGNMENT OF CONTRACT FROM GIRLS AND BOYS TOWN OF SAN ANTONIO TO BOYS TOWN TEXAS, INC.; AND

B. REVISED AGREEMENT PS000205VR, BOYS TOWN TEXAS, INC., FOR RESIDENTIAL TREATMENT SERVICES. (JUVENILE PROBATION)

**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.

19. APPROVE INTERLOCAL AGREEMENT NO. IL080182VR, AUSTIN-SAN ANTONIO INTERMUNICIPAL COMMUTER RAIL DISTRICT, FOR INTERIM ADMINISTRATIVE SERVICES. (COMMISSIONER DAUGHERTY) (9:33 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 MODIFICATION NO. 2 TO CONTRACT NO. PS070124JT, THE AUSTIN TRAVIS COUNTY REENTRY ROUNDTABLE, FOR THE FY 2008 SERVICE DELIVERABLES. (CRIMINAL JUSTICE PLANNING) (9:33 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 CONTRACT NO. PS080181VR, AVALON CENTER INC., TO PROVIDE RESIDENTIAL TREATMENT SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (9:33 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 RESOLUTION DIRECTING THE LEASE OF OIL AND GAS IN TRACTS 31 AND 45 OF THE TRAVIS COUNTY SCHOOL LAND IN THROCKMORTON COUNTY AND AUTHORIZE PURCHASING AGENT TO ISSUE BID. (TEXAS COOPERATIVE EXTENSION OFFICE) (9:33 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.

### OTHER ITEMS

23. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:33 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 ON REQUEST TO APPROVE CONTRACT FOR TRAVIS COUNTY TO PERFORM ADMINISTRATIVE, ACCOUNTING AND CLERICAL SERVICES FOR THE TRAVIS COUNTY CORPORATIONS FROM OCTOBER 1, 2008 TO SEPTEMBER 30, 2010. (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM THE CAPITAL AREA RURAL TRANSPORTATION SYSTEM (CARTS) TO RATIFY APPOINTMENT OF DEBBIE INGALSBE TO REPRESENT CARTS ON THE AUSTIN-SAN ANTONIO COMMUTER RAIL DISTRICT BOARD OF DIRECTORS, EFFECTIVE IMMEDIATELY THROUGH FEBRUARY 2010. (COMMISSIONER GOMEZ) (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO EXTEND THE END DATE OF SLOT #1763, 0.5 TIME PSYCHIATRIST FROM MAY 31, 2008 THROUGH SEPTEMBER 31, 2008. (SHERIFF'S OFFICE) (11:18 AM)

**Clerk's Note:** The Court heard that there will not be any additional funding required from the Allocated Reserve for this Item.

**Members of the Court heard from:** Bill Derryberry, Senior Budget Analyst, PBO.

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

<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

27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS: (11:18 AM)

- A. REDUCE SLOT #1659 CORRECTIONS OFFICER FROM FULL-TIME TO 0.5 TIME; AND
- B. CREATION OF ONE (1) 0.5 TIME SLOT CORRECTIONS OFFICER EFFECTIVE IMMEDIATELY. (SHERIFF'S OFFICE)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 27.A&B, subject to the Travis County Sheriff being able to handle that internally and not needing additional funds.

<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

**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.

28. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. PAT MACON (TLB INVESTMENT PROPERTIES, LLC RESALE DEED). <sup>1</sup> (11:20 AM) (12:00 PM)

**Clerk's Note:** Judge Biscoe announced that Item 28 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 Davis that we authorize the County Judge to sign on behalf of the Commissioners Court the proposed tax resale deed to TLB Investment Properties, LLC., which has paid Travis County the sum of \$4,081.47.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

29. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. MERLINA PORTER (RICHARD A. ROUCLOUX RESALE DEED). <sup>1</sup> (11:20 AM) (12:00 PM)

**Clerk's Note:** Judge Biscoe announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we authorize the County Judge to sign the proposed tax resale deed to Richard A. Roucloux, who has paid Travis County the sum of \$8,640.00 in cash.

**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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

30. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN ROUND ROCK INDEPENDENT SCHOOL DISTRICT, ET AL V. HOMER REED (CITY OF AUSTIN RESALE DEED). <sup>1</sup> (11:20 AM) (12:01 PM)

**Clerk's Note:** Judge Biscoe announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we authorize the County Judge to sign the proposed tax resale deed to the City of Austin, which has paid Travis County the sum of \$8,642.52.

**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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

31. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. MCSHEPHERD RANCH, INC. (JERRY KILBER RESALE DEED). <sup>1</sup> (11:20 AM) (12:02 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.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we authorize the County Judge to sign the proposed tax resale deed to Jerry Kilber, who has paid Travis County the sum of \$10,430.00 in cash.

**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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN MURRAY, ET. AL. V. EARLE, ET. AL. NO. A-02-CA-252-SS. <sup>1</sup> (11:20 AM) (12:02 PM)

**Clerk's Note:** Judge Biscoe announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Clerk's Note:** By taking no action the Court will go along with the strategy that the County Attorney outlined for us.

33. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION AND/OR CONSIDER SETTLEMENT OFFER IN RODGER PIERCE V. DOW, ET. AL., CIVIL ACTION NO. A-07-CA-776-SS. <sup>1</sup> (11:30 AM) (12:03 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.

**Motion by Judge Biscoe and seconded by Commissioner Eckhardt** that we reject the proposed offer.

**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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes



34. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING THE CONTESTED CASE HEARING ON THE PENDING APPLICATION FOR THE EXPANSION OF WASTE MANAGEMENT OF TEXAS LANDFILL LOCATED ON GILES ROAD NEAR STATE HIGHWAY 290 EAST. <sup>1</sup> (11:20 AM) (12:03 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 Davis that we authorize the County Attorney to incur such expenses and to employ such experts as the County Attorney and his office shall deem necessary to assist Travis County in the presentation of the County's protest in the Contested Case Hearing on the pending application for the expansion of the Waste Management of Texas landfill on Giles Road near State Highway 290 East, and that we work to share consultants' costs and other resources in this matter with the other protestants.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING THE PENDING LITIGATION IN TRAVIS COUNTY, TEXAS AND STATE OF TEXAS VS. COLDWATER DEVELOPMENT LTD. AND RODMAN EXCAVATION, INC., ET AL. <sup>1</sup> (11:30 AM) (12:03 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.

Discussion only. No formal action taken.

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON GRIEVANCE RESOLUTION PROCEDURES; AMENDMENT TO SECTION 9.257 TO THE TRAVIS COUNTY CODE. <sup>1</sup> (11:20 AM) (12:04 PM) (1:55 PM) (2:49 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 Gómez that we approve for immediate and interim use Grievance Appeal Process A, as presented by the County Attorney.

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

## ADJOURNMENT

**Motion by** Commissioner Gómez **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (2:50 PM)

<b>Motion carried:</b> County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	absent
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**