

MINUTES OF MEETING MAY 27, 2008

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 27th day of May 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 11:24 AM.

The Commissioners Court reconvened the Voting Session at 12:08 PM.

The Commissioners Court recessed the Voting Session at 12:08 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:41 PM, retired to Executive Session at 1:42 PM, reconvened at 1:56 PM, and adjourned at 2:01 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 2:01 PM and adjourned at 2:02 PM.

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

The Commissioners Court adjourned the Voting Session at 2:05 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; Jimmy Castro, Travis County Resident; and Jennifer Gale, Travis County Resident.
(9:16 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C2 and Items 1, 2, 3, 4, 5, 6, 7, 8, 11, 12.A&B, 14, 15, 19, 20, 23.A-Y, 25, 26, and A1. (9:27 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. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSIONS OF MAY 6 AND 13, 2008.

PURCHASING OFFICE ITEMS

1. APPROVE MODIFICATION NO. 2, AN ASSIGNMENT OF CONTRACT NO. 06T00189NB FROM ALL POINTS MOVING AND STORAGE L.P. TO CAPITAL TRANSFER AND STORAGE, L.L.C. (FACILITIES MANAGEMENT) (9:27 AM)

Clerk's Note: Item 1 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

2. APPROVE MODIFICATION NO. 6 TO INTERLOCAL AGREEMENT NO. IL030144RE, THE CITY OF AUSTIN, FOR THE SUMMER YOUTH EMPLOYMENT PROGRAM. (HEALTH AND HUMAN SERVICES AND VETERANS SERVICE) (9:27 AM)

Clerk's Note: Item 2 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

3. APPROVE CONTRACT NO. PS080213VR, SHILOH TREATMENT CENTER INC., TO PROVIDE RESIDENTIAL TREATMENT SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (HEALTH AND HUMAN SERVICES AND VETERANS SERVICE) (9:27 AM)

Clerk's Note: Item 3 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

4. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. CM060180LC, SCOTIA CONSULTING INC., FOR PURCHASE/MAINTENANCE OF PC COMMUNITY SUPERVISION+ SOFTWARE. (DOMESTIC RELATIONS OFFICE) (9:27 AM)

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

5. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. CM060201LC, ARGENT SOFTWARE INC., FOR LICENSES AND SUPPORT SERVICES. (INFORMATION AND TELECOMMUNICATION SYSTEMS) (9:27 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 REQUEST TO PREPARE AND PLAN TO PRESENT THE MOST HIGHLY QUALIFIED PROVIDER LIST OF CONSULTANTS FOR PROFESSIONAL ARCHITECTURE AND ENGINEERING SERVICES FOR SMALL PROJECTS IN TRAVIS COUNTY. (TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT) (9:27 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 COLLECTION AND TRANSPORTATION OF RECYCLABLE MATERIALS, RFP NO. P080186OJ, TO THE QUALIFIED RESPONDENT, ACCO WASTE PAPER OF AUSTIN. (TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT) (9:27 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. APPROVE MODIFICATION NO. 2, CONTRACT NO. PS970103LH, SATISH BHATT, M.D., FOR PSYCHIATRIC SERVICES. (JUVENILE PROBATION)
(9:27 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

9. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:30 AM)
- A. PARK FEES FOR THE COMMUNITY PAVILION AT EAST METRO PARK;
 - B. PROPOSED PARK FEES FOR ATHLETIC FIELDS; AND
 - C. SETTING A PUBLIC HEARING RELATING TO PROPOSED REVISIONS TO PARK FEE SCHEDULE.

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

Clerk's Note: The Court were informed of public hearing dates regarding proposed changes in the Travis County Parks fee schedule. The public hearing dates will be June 9, 10 and 11, 2008 out in the community, times and places to be determined, and the results will be brought back to the Court on June 17, 2008.

Members of the Court heard from: Charles Bergh, Division Director, Parks and Natural Resources, Transportation and Natural Resources (TNR); and Kurt Nielsen, Parks Operations Manager, East Side, TNR.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt 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

Clerk's Note: By approving Items 9.A-C the Court has approved the process for the three public hearings to be held and the results brought back to the Court.

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE USE OF \$250,000 IN LINE ITEM SAVINGS FROM TRANSPORTATION AND NATURAL RESOURCES ROAD AND BRIDGE TO FUND A PAVEMENT CONDITION SURVEY TO EVALUATE THE CONDITION AND FUTURE NEEDS OF TRAVIS COUNTY'S ROADWAYS. (9:16 AM)

Item 10 postponed until June 3, 2008.

11. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE GATTIS SCHOOL ROAD MODIFIED INTERLOCAL AGREEMENT BETWEEN WILLIAMSON COUNTY AND TRAVIS COUNTY FOR IMPROVEMENTS TO GATTIS SCHOOL ROAD, IN PRECINCT TWO. (COMMISSIONER ECKHARDT) (9:27 AM)

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

12. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (9:27 AM)
 - A. PROVIDER/FIRST RESPONDER AGREEMENT BETWEEN AUSTIN TRAVIS COUNTY EMS AND TRAVIS COUNTY FOR FIRST RESPONDERS IN COUNTY PARKS; AND
 - B. AUTHORIZE COUNTY ADMINISTRATOR OF FIRST RESPONDER PROGRAM TO SIGN APPLICATION TO RENEW FIRST RESPONDER ORGANIZATION REGISTRATION AT TEXAS DEPARTMENT OF STATE HEALTH SERVICES.

Clerk's Note: Items 12.A&B 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 ON REQUEST TO AUTHORIZE PAYMENT OF CERTAIN STAFF SALARIES AND OPERATING EXPENSES FROM THE BALCONES CANYONLANDS CONSERVATION PLAN (BCCP) TAX BENEFIT FINANCING FUNDS. (9:16 AM)

Item 13 postponed until June 3, 2008.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON AGREEMENT WITH EUGENE REIMERS, JEAN REIMERS, E.M. REIMERS PARTNERSHIP, LTD., T&J REIMERS TRUST AND TARA REIMERS TRUST TO CONDUCT AN APPRAISAL OF THE REIMERS LAND IN SOUTHWEST TRAVIS COUNTY. (9:27 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.

Clerk's Note: The Judge noted that by approving Item 14 the Court has agreed to share the cost of the appraisal.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

15. CONSIDER AND TAKE APPROPRIATE ACTION ON MEMORANDUM OF UNDERSTANDING BETWEEN TRAVIS COUNTY, CASEY FAMILY PROGRAMS AND THE TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES FOR THE COMMUNITY AND FAMILY REINTEGRATION PILOT PROJECT. (9:27 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. CONSIDER AND TAKE APPROPRIATE ACTION ON RESOLUTION URGING CONGRESS NOT TO REDUCE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FORMULA ALLOCATIONS AND TO INCREASE THE FY '09 FUNDING TO \$4.1 BILLION DOLLARS. (10:31 AM)

Clerk's Note: The Court discussed the recommendation from the National Association of Counties (NACO) and Community Action Network (CAN) to support the Resolution and present it to Congressperson Doggett asking for his support.

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Kenneth Koym, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we share it with all our Congressional Representatives as well as our Senators, a letter plus the Resolution.

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 THE FOLLOWING ITEMS RELATED TO PLANNING FOR AND THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:03 AM)
- A. REQUEST TO APPROVE JUNE 25, 2008 THROUGH JULY 26, 2008 AS THE 30-DAY PUBLIC COMMENT PERIOD FOR THE PUBLIC TO RECEIVE THE DRAFTS OF THE PROGRAM YEAR '08 ACTION PLAN AND THE SUBSTANTIAL AMENDMENT TO THE PROGRAM YEAR '06 ACTION PLAN;
 - B. REQUEST TO APPROVE PUBLIC HEARINGS ON JULY 1, 2008 AND JULY 22, 2008 TO RECEIVE COMMENT ON THE DRAFTS OF THE PROGRAM YEAR '08 ACTION PLAN AND THE SUBSTANTIAL AMENDMENT TO THE PROGRAM YEAR '06 ACTION PLAN;
 - C. REQUEST TO APPROVE THE ADVERTISEMENTS ANNOUNCING THE PUBLIC HEARING DATES AND THE 30-DAY PUBLIC COMMENT PERIOD TO BE PLACED IN NEWSPAPERS OF GENERAL CIRCULATION;
 - D. REQUEST TO AUTHORIZE THE SUBSTANTIAL AMENDMENT OF THE PROGRAM YEAR '06 ACTION PLAN BY DELETING THE SOCIAL WORK EXPANSION SERVICES PROJECT AND REPROGRAMMING THE FUNDS IN THE AMOUNT OF \$83,659 TO ANOTHER PROJECT;
 - E. REQUEST TO APPROVE THE POTENTIAL PROJECTS FOR THE PROGRAM YEAR '08 ACTION PLAN; AND
 - F. OTHER RELATED ISSUES.

Clerk's Note: Items 17.A-F are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS); and Sherri Fleming, Executive Manager TCHHS&VS).

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

ITEM 17 CONTINUED

Motion by Commissioner Gómez and seconded by Commissioner Daugherty to approve Item 17.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

Clerk's Note: The Court noted that the Substantial Amendment in Item 17.B allows the reprogramming of unspent funds inline with HUD guidelines.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve Item 17.D.

Clerk's Note: The Court did not take a vote on the Standing Motion and Second.

Clerk's Note: The Court discussed a Policy that any project that CDBG takes on would require the donation of right-of-way for road improvements.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to approve Item 17.D with that understanding.

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

ITEM 17 CONTINUED

Clerk's Note: The Court heard Staff recommendations that the projects in 17.E be approved apart from "Infrastructure for New Housing Development", which is to be managed by Austin Habitat for Humanity, until outstanding questions have been answered regarding the project.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve Item 17.E, to follow Staff recommendations.

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:36 AM)

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 18.

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

ADMINISTRATIVE OPERATIONS ITEMS

19. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR PARTICIPANTS IN THE TRAVIS COUNTY EMPLOYEE HEALTH CARE FUND FOR PAYMENT OF \$757,871.22 FOR THE PERIOD OF MAY 9 TO MAY 15, 2008. (9:27 AM)

Clerk's Note: Item 19 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

20. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:27 AM)

Clerk's Note: Item 20 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

21. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS RECEIVED FROM THE TRAVIS COUNTY HISTORICAL COMMISSION FOR NAMING THE COUNTY BUILDINGS AT 8656 STATE HIGHWAY 71. (COMMISSIONER DAUGHERTY) (9:51 AM)

Members of the Court heard from: Shawn Malone, Research Analyst, Administrative Operations; and Forrest Preece, Travis County Resident.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez that the building be renamed “The Tower Heroes Building”.

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 by approving this Motion the Court has named Building B at 8656 State Highway 71 “The Tower Heroes Building.” It was also noted that the Historical Commission suggested that Building A of the complex be named to honor Ann Richards. Commissioner Daugherty offered to touch base with the Richards family to discuss the matter before the Court takes any action. This item will be brought back to Court when ready.

22. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS FROM TRAVIS COUNTY EMPLOYEE BENEFITS COMMITTEE REGARDING FY '09 RATES AND PLAN REVISIONS: (10:36 AM)
- A. KEEPING THE EPO PLAN FOR FY '09 AND DIRECT STAFF TO RE-EVALUATE ANNUALLY;
 - B. MAINTAINING FY '08 RATES AND SUBSIDY AMOUNTS FOR THE FY '09 PLAN YEAR FOR ALL PLANS;
 - C. CONTINUING THE LIFE, AD&D AND DISABILITY COVERAGES AT THE CURRENT RATES FOR FY '09;
 - D. RECEIVE REPORT ON DENTAL INSURANCE RFP;
 - E.
 - 1. INCREASING THE ER CO-PAY FROM \$50 TO \$100 ON ALL THREE PLANS;
 - 2. COVERING COLONOSCOPIES AT 100% ON ALL THREE PLANS;
 - 3. COVERING DIABETIC SUPPLIES AT 100% ON ALL THREE PLANS;
 - F. RELEASE OF EMPLOYEE/RETIREE COMMUNICATION PRIOR TO THE EMPLOYEE HEARING AND OPEN ENROLLMENT;
 - G.
 - 1. FY '09 OPEN ENROLLMENT DATES FROM JULY 21, 2008 THROUGH AUGUST 22, 2008;
 - 2. DEFAULT COVERAGE OF EMPLOYEE ONLY CO-INSURED EPO AND BASIC LIFE FOR EMPLOYEES THAT DO NOT COMPLETE OPEN ENROLLMENT PROCESS DURING THE ABOVE DATES; AND
 - H. DISCONTINUING THE REQUIREMENT OF A NOTARIZED PAPER AFFIDAVIT FOR DECLINING INSURANCE AND MOVE TO AN ELECTRONIC STATEMENT OF OTHER INSURANCE THAT WOULD CAPTURE ANY NEEDED INFORMATION.

Clerk's Note: Items 22.A-H 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, Human Resources Management Department (HRMD); Cindy Purinton, Benefit Administrator, HRMD; Travis Gatlin, Budget Analyst, Planning and Budget Office (PBO); and Leroy Nellis, Budget Manager, PBO.

ITEM 22 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Davis that we approve all of the items for discussion with employees at the employee hearing. Part of the Motion is to set the hearing on June 18, 2008 at 4:30 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

JUSTICE AND PUBLIC SAFETY ITEMS

23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE TRAVIS COUNTY MEDICAL EXAMINER'S OFFICE FOR AGREEMENTS TO BE USED BETWEEN THE FOLLOWING COUNTIES AND TRAVIS COUNTY: (9:27 AM)

- A. AUSTIN COUNTY;
B. BASTROP COUNTY;
C. BLANCO COUNTY;
D. BRAZOS COUNTY;
E. CALDWELL COUNTY;
F. COLORADO COUNTY;
G. DEWITT COUNTY;
H. ECTOR COUNTY;
I. FALLS COUNTY;
J. FAYETTE COUNTY;
K. GOLIAD COUNTY;
L. GONZALES COUNTY;
M. GUADALUPE COUNTY;
N. JACKSON COUNTY;
O. KERR COUNTY;
P. LLANO COUNTY;
Q. MCCULLOCH COUNTY;
R. MCLENNAN COUNTY;
S. MILAM COUNTY;
T. ROBERTSON COUNTY;
U. SAN SABA COUNTY;
V. VICTORIA COUNTY;
W. WARD COUNTY;
X. WASHINGTON COUNTY;
AND
Y. WILLIAMSON COUNTY;

Clerk's Note: Items 23.A-Y 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 AGREEMENT FOR TRANSPORT HELICOPTER SERVICES AMONG TRAVIS COUNTY, ST. DAVID'S MEDICAL CENTER AND PEDIATRIX MEDICAL SERVICES, INC. D/B/A PEDIATRIX MEDICAL GROUP OF TEXAS. (10:00 AM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Daugherty to approve Item 24.

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. (9:27 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 APRIL, 2008. (COUNTY AUDITOR) (9:27 AM)

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

27. RECEIVE AND DISCUSS AS NECESSARY THE FIRST REVENUE ESTIMATE FOR THE FY 2009 BUDGET PROCESS. (COUNTY AUDITOR) (11:08 AM)

Members of the Court heard from: Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office; Rodney Rhoades, Executive Manager, PBO; and Susan Spataro, Travis County Auditor.

Discussion only. No formal action taken.

EXECUTIVE SESSION ITEMS

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

Note 3 Gov't Code Ann 551.074, Personnel Matters

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 COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN SANDRA LUNA, INDIVIDUALLY AND A/N/F KASANDRA LUNA V. CITY OF AUSTIN, TRAVIS COUNTY AND MICHAEL HARLEY ALT. ¹ (11:24 AM) (2:02 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.

Discussion only. No formal action taken.

29. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A SETTLEMENT AGREEMENT WITH BARECKY CONSTRUCTION CO. FOR EAST METRO PARK WORK. ¹ (11:24 AM) (2:03 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 Davis to approve Item 29.

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

30. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON SUIT AGAINST VALDEZ REMODELING AND WEATHERIZATION, INC AND NAUTILUS INS. CO. FOR WATER DAMAGE TO RESIDENCE AT 1405 CANTERBURY, AUSTIN, TEXAS OCCURING ON MAY 4, 2006. ¹ (11:24 AM) (2:03 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 Eckhardt that we appoint Dan Mansour, Risk and Benefits Manager, HRMD to represent Travis County in upcoming mediation.

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. 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. ¹ (11:24 AM) (2:03 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 Daugherty that we authorize the retaining of several consultants needed to do additional work for us in this litigation. We understand that the total will be approximately \$70,000.00; source of funding is the Risk Management Fund; and they mentioned three specific things that needed to be carried out in order to put together an appropriate report and two distinct visits by the group or team.

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

ADDED ITEM

- A1. APPROVE RESOLUTION HONORING RAFAELITA "RAFFY" GARZA-VIZCAINO FOR 32 YEARS OF SERVICE IN EDUCATION AND TO THE TRAVIS COUNTY COMMUNITY. (JUDGE BISCOE) (9:27 AM)

Clerk's Note: Item A1 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to adjourn the Voting Session. (2:05 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