

MINUTES OF MEETING FEBRUARY 3, 2009

AND RECONVENED FEBRUARY 4, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 3rd day of February 2009, the Commissioners' Court convened the Voting Session at 9:13 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 recessed the Voting Session at 12:14 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:36 PM and adjourned at 1:36 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 1:36 PM and adjourned at 1:37 PM.

The Commissioners Court reconvened the Voting Session at 1:37 PM.

The Commissioners Court retired to Executive Session at 3:19 PM.

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

The Commissioners Court recessed the Voting Session at 5:20 PM until Wednesday, February 4, 2008 at 10:00 AM.

The Commissioners Court reconvened the Voting Session at 10:04 AM, Wednesday, February 4, 2008.

The Commissioners Court retired to Executive Session at 10:04 AM, Wednesday, February 4, 2008.

The Commissioners Court reconvened the Voting Session at 10:43 AM, Wednesday, February 4, 2008.

The Commissioners Court adjourned the Voting Session at 10:45 AM, Wednesday, February 4, 2008.

CITIZENS COMMUNICATION

Members of the Court heard from: Ronnie Gjemre, Travis County Resident; and Bob Pope, Travis County Resident. (9:14 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C3 and Items 2, 3.A, 4, 5, 8, 9, 10, 11, 14, 15, 16, 19, 21, 22, and A3. (9:23 AM)

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF JANUARY 13, 2009.
- C3. APPROVE SETTING A PUBLIC HEARING ON FEBRUARY 17, 2009 TO RECEIVE COMMENTS REGARDING A REQUEST TO TEMPORARILY CLOSE OASIS BLUFF DRIVE TO THROUGH TRAFFIC FROM COMANCHE TRAIL TO BULLICK HOLLOW ROAD IN PRECINCT THREE FOR THE "COLD FUSION SIZZLER" SLALOM SKATEBOARD RACES TO BE HELD ON MARCH 28, 2009 FROM 8:00 AM TO 8:00 PM.

SPECIAL ITEMS

1. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:25 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services; Hershel Lee, Assistant Fire Marshal; and Cyd Grimes, Travis County Purchasing Agent.

Discussion only. No formal action taken.

Clerk's Note: The County Judge noted the Court's intention to renew the prohibition on outdoor burning during the Consent Item next week, Tuesday February 10, 2009, unless things change dramatically.

PLANNING AND BUDGET DEPT. ITEMS

2. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:23 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:23 AM)

A. ACCEPTANCE OF FORMULA GRANT AWARD WITH THE TASK FORCE ON INDIGENT DEFENSE FOR INDIGENT DEFENSE SERVICES IN CRIMINAL COURTS; AND

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

ITEM 3 CONTINUED

3. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:13 AM)
 - B. CONTRACT WITH THE RSVP ADVISORY COUNCIL TO HELP FUND THE SENIOR AND VOLUNTEERS FOR CHILDHOOD IMMUNIZATION PROGRAM IN HEALTH AND HUMAN SERVICES AND VETERANS SERVICE.

Item 3.B Postponed until February 10, 2009.

ADMINISTRATIVE OPERATIONS ITEMS

4. 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 \$868,256.76 FOR THE PERIOD OF JANUARY 16 TO 22, 2009. (9:23 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. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:23 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.

JUSTICE AND PUBLIC SAFETY ITEMS

6. CONSIDER AND TAKE APPROPRIATE ACTION ON AN INVITATION FROM THE URBAN INSTITUTE FOR TRAVIS COUNTY TO APPLY FOR TECHNICAL ASSISTANCE THROUGH A JAIL POPULATION REDUCTION INITIATIVE. (9:34 AM)

Members of the Court heard from: Roger Jefferies, Executive Manager, Justice and Public Safety (JPS).

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 6.

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Sarah Eckhardt	yes
Precinct 3, Commissioner Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

7. RECEIVE STATUS REPORT ON VISITATION CENTER CONSTRUCTION PROJECT AT TRAVIS COUNTY COMMUNITY JUSTICE CENTER (STATE JAIL) AND TAKE APPROPRIATE ACTION. (9:39 AM)

Members of the Court heard from: Roger Jefferies, Executive Manager, JPS; Kimberly Pierce, Planning Manager, Criminal Justice Planning (CJP); Roger El Khoury, Director, Facilities Management; Jim Barr, Senior Project Manager, Facilities Management; Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and John Hille, Assistant County Attorney.

Discussion only. No formal action taken.

Item 7 to be reposted on February 10, 2009.

PURCHASING OFFICE ITEMS

8. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:23 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. 6) TO INTERLOCAL CONTRACT NO. IL040149ML, LIMESTONE COUNTY, FOR INMATE HOUSING SERVICES. (9:23 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. APPROVE CONTRACT AWARD FOR CONSTRUCTION SERVICES FOR THE HOWARD LANE I PROJECT, IFB NO. B090058LP, TO THE LOW BIDDER, JOE BLAND CONSTRUCTION, LP. (9:23 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. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. CM060077LC, IDENTIX INCORPORATED, FOR PURCHASE/MAINTENANCE OF LIVESCAN PALM SCANNERS. (9:23 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 REGARDING EVALUATION COMMITTEE'S RECOMMENDATION FOR APPROVAL OF SHORT-LISTED FIRMS AS A RESULT OF QUALIFICATION STATEMENTS RECEIVED IN RESPONSE TO RFQ NO. Q090041RV, TRAVIS COUNTY CENTRAL CAMPUS STUDY FOR A STRATEGIC NEEDS ANALYSIS AND FACILITIES MASTER PLAN. (10:35 AM) (5:19 PM)

Clerk's Note: The Court discussed a schedule for the interviews:

- Wednesday, February 25, 2009 – Evaluation Team;
- Thursday, February 26, 2009 at 1:30 PM – Commissioners Court; and,
- Friday, February 27, 2009 at 9:00 AM – Judicial Leadership.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Christian Smith, Special Assistant to the Commissioners Court.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt that we approve the recommendation of the committee with the reversal of the dates for the Evaluation Committee and the Commissioners Court as discussed.

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

Item 12 was revisited at 5:19 PM.

Clerk's Note: The Court noted that the interviews with the Commissioners Court will now take place on Wednesday, February 25, 2009 at 9:00 AM.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

13. CONSIDER AND TAKE APPROPRIATE ACTION ON THE CENTRAL TEXAS REGION'S IMPLEMENTATION OF THE 2009 BIG PUSH INITIATIVES TO MAINTAIN ATTAINMENT OF THE 8-HOUR OZONE NATIONAL AMBIENT AIR QUALITY STANDARD. (10:42 AM)

Clerk's Note: The Court heard recommendations from Staff on County operational changes to be used on Ozone Action Days.

Members of the Court heard from: Jon White, Natural Resources Program Manager, TNR; Tom Weber, Environmental Quality Program Manager, TNR; Adele Noel, Air Quality Project Manager, TNR; Joe Gieselman, Executive Manager, TNR; and Ronnie Gjemre, Travis County Resident.

Motion by Judge Biscoe and seconded by Commissioner Davis that we take all of these directions into account, do additional work to present to the Commissioners Court in two weeks, February 17, 2009, as a status report so we can take further action.

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

Clerk's Note: The Court directed Staff to share recommendations with the other entities in the area, and see what efforts they are making to reduce Ozone production.

Item 13 to be reposted on February 17, 2009.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON A REQUEST FOR AN EXEMPTION FROM PLATTING REQUIREMENTS FOR LA PUENTE CONDOMINIUM PROJECT IN PRECINCT THREE. (9:23 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 ON A PLAT FOR RECORDING IN PRECINCT ONE: COTTONWOOD ESTATES (2 TOTAL LOTS). (9:23 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.

OTHER ITEMS

16. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:23 AM)

Clerk's Note: Item 16 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

17. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE MATTERS, INCLUDING: (11:14 AM)

- A. STATUS REPORT ON DRAFTING LEGISLATION TO ADDRESS TRAVIS COUNTY LEGISLATIVE PRIORITIES;
- B. ADDITIONS, DELETIONS OR MODIFICATIONS TO THE LEGISLATIVE PRIORITIES ADOPTED BY THE COMMISSIONERS COURT;
- C. BRIEFING ON LEGISLATIVE GOALS AND BILLS OF VARIOUS TRAVIS COUNTY OFFICIALS AND OTHER ENTITIES; AND
- D. TRAVIS COUNTY POSITION REGARDING LEGISLATIVE OPTIONS TO INCREASE TRANSPORTATION MOBILITY FUNDING.

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

ITEM 17 CONTINUED

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer.

Clerk's Note: The Court heard a request that the Commissioners Court add the following to its legislative priorities for the 81st Texas legislature:

- 1) Legislation to grant counties the authority to regulate billboards within their jurisdiction but outside the corporate limits of a municipality.

Motion by Commissioner Huber **and seconded by** Commissioner Gómez 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 Karen Huber	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Clerk's Note: The Court discussed adding the following items to the County's list of priorities as requested by other Travis County Elected Officials:

- 1) Legislation to increase the amount of the fee paid by a defendant for a peace officer's services in executing or processing an arrest warrant, capias, or capias pro fine from \$50 to \$75;
- 2) Legislation relating to the payment of a special expense fee on a grant of deferred disposition in a justice or municipal court;
- 3) Legislation relating to longevity pay for certain state judges and justices and to the treatment of that longevity pay; and,
- 4) Legislation relating to creating the position of presiding criminal judge of Travis County.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve recommendations 1 and 2.

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

ITEM 17 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Davis that Staff be authorized to work with the impacted officials in recommendations 3 and 4 to further the matter, and present back to the Commissioners Court at the appropriate time.

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

Item 17.A Discussion only.

Item 17.D to be postponed until February 10, 2009.

18. CONSIDER AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY ELIGIBILITY FOR FUNDS FROM THE FEDERAL ECONOMIC STIMULUS PACKAGE, INCLUDING: (3:19 PM)
 - A. REVISIONS TO THE ORIGINAL “BRICKS AND MORTAR” PACKAGE DOCUMENT PRESENTED TO COMMISSIONERS COURT ON DECEMBER 16, 2008; AND
 - B. STATUS REPORT ON EXPANDED LIST OF PROJECTS FOR WHICH TRAVIS COUNTY MAY BE ELIGIBLE BASED ON RECENT CONGRESSIONAL COMMITTEE ACTION.

Members of the Court heard from: Deece Eckstein, Intergovernmental Relations Officer.

Items 18.A&B to be reposted for the February 12, 2009 work session.

19. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENT OF LYNN PERKINS TO SERVE ON THE BOARD OF THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES. (COMMISSIONER GÓMEZ)
(9:23 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 TRAVIS COUNTY'S APPOINTMENTS TO THE CITY OF AUSTIN-TRAVIS COUNTY SUSTAINABLE FOOD POLICY BOARD. (COMMISSIONER ECKHARDT)

Item 20 was not discussed.

21. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPOINT DEPUTY CONSTABLES FOR PRECINCT ONE FOR 2009. (9:23 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 REQUEST TO ACCEPT A FOUR YEAR OLD GERMAN SHEPHERD CANINE TRAINED IN POLICE WORK AS A DONATION FROM KUSTOM KRATES. (9:23 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 THE FORMATION OF THE COUNTY CLERK ELECTIONS STUDY GROUP FOR THE PURPOSE OF STUDYING AND MAKING RECOMMENDATIONS FOR FUTURE TRAVIS COUNTY VOTING SYSTEMS. (11:28 AM) (3:19 PM) (5:18 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; Ronnie Gjemre, Travis County Resident; Karen Rennick, VoteRescue; and Jenny Garth, VoteRescue.

Clerk's Note: Judge Biscoe announced that Item 23 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL BETWEEN TRAVIS COUNTY, THE CITY OF AUSTIN AND THE AUSTIN INDEPENDENT SCHOOL DISTRICT FOR THE MEN AND BOYS HARVEST FOUNDATION TO ENHANCE THE EDUCATIONAL AND ECONOMIC OPPORTUNITIES OF TRAVIS COUNTY YOUTH. (9:13 AM)

Item 24 postponed until February 10, 2009.

25. DISCUSS INTERNSHIP OPPORTUNITIES WITHIN TRAVIS COUNTY GOVERNMENT AND FUNDING OPTIONS FOR AUSTIN COMMUNITY COLLEGE STUDENTS DURING THE FALL 2009 AND SPRING 2010 SEMESTERS. (COMMISSIONER ECKHARDT) (10:11 AM)

Members of the Court heard from: Peck Young, Austin Community College (ACC); and Bruce Todd, Former Travis County Commissioner.

Discussion only. No formal action taken.

Clerk's Note: The Court approved without objection their intention to work with ACC again this year.

Item 25 to be reposted on February 10, 2009.

26. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO JOIN THE TEXAS HIGH SPEED RAIL AND TRANSPORTATION CORPORATION PROJECT. (5:19 PM)

Item 26 postponed until February 10, 2009.

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.

27. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON ATTORNEY'S FEES IN RELIABLE CONSULTANTS, INC., D/B/A DREAMERS V. RONNIE EARLE, ET AL, NO. A-0-CA-086-LY. ¹ (3:19 PM) (5:18 PM)

Clerk's Note: Judge Biscoe announced that Item 27 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 Huber that we authorize the County Attorney's Office to stipulate that \$120,000.00 is reasonable, of the \$240,000.00 claim, and that the County continue to rely on the County's not being liable for any of this attorney's fees.

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

28. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING OUTSTANDING OBLIGATION FROM KENNEDY RIDGE WATER SUPPLY CORPORATION FOR UTILITY RELOCATION AGREEMENT. ¹ (3:19 PM) (5:18 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.

Item 28 to be reposted on February 10, 2009.

29. A. RECEIVE LEGAL BRIEFING FROM COUNTY ATTORNEY ON ISSUES REGARDING CONFIDENTIAL CLIMATE ASSESSMENT RECEIVED FROM EMPLOYMENT PRACTICES SOLUTIONS AND TAKE APPROPRIATE ACTION; AND
- B. DELIBERATE RESULTS OF CONFIDENTIAL CLIMATE ASSESSMENT IN RELATION TO EXECUTIVE MANAGER OF ADMINISTRATIVE OPERATIONS; DIRECTOR OF HUMAN RESOURCES MANAGEMENT DEPARTMENT (HRMD); AND HRMD SLOT NUMBERS 23, 16 AND 9 AND TAKE APPROPRIATE ACTION. ^{1 AND 3} (3:19 PM) (5:20 PM) (10:04 AM, Wednesday, February 4, 2009) (10:43 AM, Wednesday, February 4, 2009)

Clerk's Note: Judge Biscoe announced that Items 29.A&B 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.

Members of the Court heard from: Sherine Thomas, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we implement Plan A as recommended by the consultant, that is, mediation and coaching, and that we have this item back on the Court's agenda next Tuesday, February 10, 2009 for any necessary follow up action.

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

ITEM 29 CONTINUED

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we tweak the draft letter prepared by the County Attorney and our consultant, a letter proposed for sending to the Human Resources Management Department (HRMD) employees; that members of the Court send any recommended changes to the County Attorney's Office; that we try to come up with a final letter as soon as possible; that we provide signature lines for the entire Commissioners Court, so this will go to HRMD employees from the Court; and that we try to send that letter out expeditiously; further, that we try to get any recommended changes to the County Attorney by 12:00 noon, February 5, 2009, and if we can, get this letter out Friday, February 6, 2009 in the afternoon, if not before.

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

Clerk's Note: The Court thanked the dedication and hard work of the County Attorney's Office and the consultant in this matter.

30. RECEIVE BRIEFING FROM THE 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 (9:13 AM)

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.

Item 30 postponed until February 10, 2009.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING ISSUES RELATED TO NOVATION OF LICENSE AGREEMENT FOR OPERATION OF COMMUNITY CENTER. ^{1 AND 2} (3:19 PM) (5:19 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 and Gov't. Code Ann. 551.072, Real Property.

Discussion only. No formal action taken.

Item 31 to be reposted on February 10, 2009.

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POTENTIAL EXPENDITURES OF NEW COUNTY FUNDING FOR SOCIAL SERVICES: (1:37 PM)
- A. PROPOSALS RECEIVED IN RESPONSE TO A REQUEST FOR SERVICES FOR WORKFORCE DEVELOPMENT PROJECTS; AND
- B. VARIOUS COMMUNITY PARTNER INVESTMENTS AND PUBLIC COMMENTS RELATED TO THE PROPOSED USE OF \$450,000 BUDGETED IN FISCAL YEAR 2009.

Clerk's Note: Items A1.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 Lawrence Lyman, Social Services Program Administrator, Workforce Development, TCHHS&VS.

Discussion only. No formal action taken.

Items A1.A&B to be reposted on February 17, 2009.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING COMPENSATION ISSUES: (2:14 PM)
- A. CREATION OF AN AD HOC COMPENSATION COMMITTEE TO DEVELOP A STRATEGY TO ADDRESS SHORT AND LONG TERM ISSUES AND POLICY RECOMMENDATIONS;
 - B. IDENTIFICATION AND PRIORITIZATION OF RELEVANT COMPENSATION ISSUES AND OPPORTUNITIES; AND
 - C. WHETHER TO CONTINUE THE FISCAL YEAR 2009 MARKET SALARY STUDY CURRENTLY IN PROGRESS.

Clerk's Note: Items A2.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); David Escamilla, Travis County Attorney; Leroy Nellis, Budget Manager, PBO; Greg Powell, Business Manager, Local 1624, American Federation of State, County and Municipal Employees (AFSCME); Sherri Fleming, Executive Manager, TCHHS&VS; and Joe Gieselman, Executive Manager, TNR.

Motion by Judge Biscoe **and seconded by** Commissioner Huber to approve Item A2.A.

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item A2.B

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

ITEM A2 CONTINUED

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt that we continue the Fiscal Year 2009 market salary studies currently in progress, and that the consultant be available.

A Friendly Amendment to the previous Motion was offered by Commissioner Davis that we include in this motion the fact that right at the very top of whenever this gets to the employees, that there may not be any money available to pay for the results of this survey.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

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

- A3. APPROVE SETTING A PUBLIC HEARING ON FEBRUARY 24, 2009 TO RECEIVE COMMENTS REGARDING A PARTIAL VACATION OF LOTS 31-35 IN THE HAMMET'S CROSSING SUBDIVISION, AS RECORDED IN VOLUME 83, PAGE 93-D AND 94-A OF THE OFFICIAL PUBLIC RECORDS. (9:23 AM)

Clerk's Note: Item A3 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 Gómez to adjourn the Voting Session. (10:45 AM, Wednesday, February 4, 2009)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge