

MINUTES OF MEETING NOVEMBER 10, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 10th day of November 2009, 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 recessed the Voting Session at 12:13 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:41 PM and adjourned at 1:56 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; and the Travis County Cultural Education Facilities Finance Corporation, convened at 1:57 PM and adjourned at 1:57 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:58 PM and adjourned at 2:04 PM.

The Commissioners Court reconvened the Voting Session at 2:04 PM.

The Commissioners Court retired to Executive Session at 2:08 PM.

The Commissioners Court reconvened the Voting Session at 4:13 PM.

The Commissioners Court adjourned the Voting Session at 4:16 PM.

Clerk's Note: Commissioner Davis expressed the Court's condolences to former City Councilmember Willie Lewis and his family on loss of his wife, Geraldine. (9:46 AM)

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, Travis County Resident; Maurice Priest, Travis County Resident; Jimmy Castro, Travis County Resident; John Brady, Risk and Safety Consultant, Alive at 25, Human Resources Management Department (HRMD); Gloria Souhami, Program Director, Travis County Underage Drinking Prevention Program; Ms. Phillip A. Dick, Travis County Resident; Ronnie Gjemre, Travis County Resident; Jennifer Riggs, Partner, Riggs, Aleshire & Ray, PC; and Sara Black, Travis County Resident. (9:16 AM)

Clerk's Note: The Court held a moment of silence in remembrance of the victims and their families at Fort Hood.

CONSENT ITEMS

Members of the Court heard from: Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C3 and Items 4.A-G, 5.A-L, 6, 7, 8, 9.A&B, 10, 11, 16, 17, 18, 19, 20, 21, 23, and 25. (9:44 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 THE VOTING SESSION OF OCTOBER 27, 2009.
- C3. APPROVE SETTING A PUBLIC HEARING DATE OF NOVEMBER 24, 2009 TO RECEIVE COMMENTS REGARDING A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO BE KNOWN AS "CASLANO COVE" OFF SHORE VISTA DRIVE NEAR QUINLAN PARK ROAD.
(COMMISSIONER HUBER)

RESOLUTIONS AND PROCLAMATIONS

1. APPROVE PROCLAMATION REGARDING AUSTIN ADOPTION DAY TO BE HELD NOVEMBER 19, 2009 AT GARDNER-BETTS JUVENILE JUSTICE CENTER. (COMMISSIONER GÓMEZ) (9:47 AM) (10:00 AM)

Members of the Court heard from: Denise Hyde, Austin Bar Association.

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

Motion carried:

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

Clerk's Note: Item 1 was further discussed at 10:00 AM with a request by Commissioner Davis that the Commissioners' Court record reflect a Corrected Vote on Item 1. Judge Biscoe instructed that the record show Commissioner Davis voting yes on the Motion on Item 1. The Commissioners' Court record does reflect the Corrected Vote.

Corrected Vote:

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

2. APPROVE RESOLUTION RECOGNIZING BELINDA JO ANGOORI FOR HER MANY YEARS OF SERVICE TO TRAVIS COUNTY AND ITS RESIDENTS. (COMMISSIONER GÓMEZ) (9:51 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS) ; Andrea Colunga Bussey, Division Director, Family Support Services, TCHHS&VS; Mike Manor, Social Services Program Administrator, Post Road Community Center; Belinda Jo Angoori, TCHHS&VS; and Jimmy Castro, Travis County Resident.

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

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

3. APPROVE RESOLUTION RECOGNIZING NOVEMBER 11, 2009 AS "VETERANS' DAY" IN TRAVIS COUNTY. (JUDGE BISCOE) (10:00 AM)

Members of the Court heard from: Olie Pope, Director, Veterans' Services, Travis County Health and Human Services (TCHHS); and Donald Boland, President, Veteran's Day Committee.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the Resolution in 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 Karen Huber yes
Precinct 4, Commissioner Margaret J. Gómez yes

JUSTICE AND PUBLIC SAFETY ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENTS BETWEEN TRAVIS COUNTY AND THE FOLLOWING SMALL CITIES AND VILLAGES WHOLLY WITHIN TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES: (9:44 AM)

- A. CITY OF BEE CAVE;
- B. VILLAGE OF THE HILLS;
- C. CITY OF LAKEWAY;
- D. CITY OF MANOR;
- E. CITY OF ROLLINGWOOD;
- F. CITY OF SUNSET VALLEY; AND
- G. CITY OF WEST LAKE HILLS.

Clerk's Note: Items 4.A-G 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 INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND THE FOLLOWING EMERGENCY SERVICES DISTRICTS WHOLLY WITHIN TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES: (9:44 AM)

- A. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 1;
- B. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 2;
- C. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 3;
- D. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 4;
- E. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 6;
- F. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 8;
- G. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 9;
- H. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 10;
- I. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 11;
- J. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 12;
- K. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 13; AND
- L. TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 14.

Clerk's Note: Items 5.A-L 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

6. DECLARE LISTING OF CERTAIN EQUIPMENT AS MISSING AND DISPOSE OF AS "LOST" IN THE H.T.E. SYSTEM PURSUANT TO SECTION 3.10.4 OF THE TRAVIS COUNTY FIXED ASSET POLICY AND PROCEDURES MANUAL. (9:44 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 TWELVE-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. PS090067RE, ORION RESEARCH AND MANAGEMENT SERVICES, FOR WILDLIFE MANAGEMENT SERVICES. (9:44 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

8. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: SCHUKNECHT SUBDIVISION, A RESUBDIVISION OF LOTS 3, 4 AND 5, BLOCK A OF THE EXA PRESLAR SUBDIVISION (4 TOTAL LOTS). (COMMISSIONER HUBER) (9:44 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SPEIDEL DRIVE SECTION 2 SUBDIVISION, IN PRECINCT 2: (9:44 AM)
 - A. ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FOR SPEIDEL DRIVE SECTION 2; AND
 - B. LICENSE AGREEMENT WITH THE PARK AT BLACKHAWK AND LAKESIDE HOMEOWNERS ASSOCIATION, INC., FOR IMPROVEMENTS IN THE RIGHT OF WAY OF SPEIDEL DRIVE. (COMMISSIONER ECKHARDT)

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.

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING NOTIFICATION OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS IN THE RANCH AT LAKESIDE SECTION ONE SUBDIVISION AND RECOMMENDED DISTRIBUTION OF THE FISCAL FOR THE SUBDIVISION. (COMMISSIONER HUBER) (9:44 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.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

11. CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT WITH CITY OF AUSTIN - AUSTIN ENERGY TO CONTINUE THE CUSTOMER ASSISTANCE PLUS 1 PROGRAM PROVIDING UTILITY ASSISTANCE TO LOW-INCOME HOUSEHOLDS IN TRAVIS COUNTY THAT ARE CUSTOMERS OF AUSTIN ENERGY FOR FISCAL YEAR 2010. (9:44 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 DRAFT FOR PUBLIC COMMENT OF THE PROPOSED SUBSTANTIAL AMENDMENTS FOR PROGRAM YEARS 2006 THROUGH 2009 ACTION PLANS RELATED TO THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AVAILABLE THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (11:25 AM)

Members of the Court heard from: Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS).

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 12.

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

13. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON HEALTH AND HUMAN SERVICES RECOMMENDATION TO IMPLEMENT A PHARMACEUTICAL SAVINGS PROGRAM FOR COUNTY RESIDENTS.
(11:11 AM) (2:08 PM) (4:13 PM)

Clerk's Note: Judge Biscoe announced that Item 13 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; and Ana Almaguel, Planner, TCHHS&VS.

Discussion only. No formal action taken.

Item 13 to be reposted when ready.

PLANNING AND BUDGET DEPT. ITEMS

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

Item 14 not needed.

15. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(11:28 AM)
 - A. GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR JUVENILE PROBATION TO CONTINUE THE EXISTING DRUG COURT/IN-HOME FAMILY SERVICES GRANT THAT ENHANCES THE DEPARTMENT'S DRUG COURT PROGRAM; AND
 - B. GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR'S, CRIMINAL JUSTICE DIVISION FOR JUVENILE PROBATION TO CONTINUE THE RESIDENTIAL SUBSTANCE ABUSE TREATMENT PROGRAM THAT PROVIDES SERVICES TO JUVENILES WITH MENTAL HEALTH AND SUBSTANCE ABUSE ISSUES.

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

Members of the Court heard from: Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 15.A&B.

Motion carried:

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

ADMINISTRATIVE OPERATIONS ITEMS

16. 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 \$653,822.83 FOR THE PERIOD OF OCTOBER 23 TO 29, 2009. (9:44 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:44 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.

OTHER ITEMS

18. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:44 AM)

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

19. CONSIDER AND TAKE APPROPRIATE ACTION ON FISCAL YEAR 2009 ASSET FORFEITURE REPORTS FROM TRAVIS COUNTY CONSTABLES PRECINCTS 1, 2, 3, 4 AND 5, AS REQUIRED BY CHAPTER 59.06 OF THE CODE OF CRIMINAL PROCEDURE. (JUDGE BISCOE) (9:44 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 AUTHORIZATION TO MAINTAIN ANNUALLY DETERMINED CONTRIBUTION RATE PLAN SELECTIONS FOR RETIREES AND MAINTAIN COUNTY CONTRIBUTIONS UNDER THE TEXAS DISTRICT AND COUNTY RETIREMENT SYSTEM. (9:44 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 REGARDING LICENSE AGREEMENT BETWEEN TRAVIS COUNTY AND MACOMB COUNTY, MICHIGAN FOR THE USE OF THE TRAVIS COUNTY I-JURY SOFTWARE. (9:44 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 ISSUES REGARDING THE HUMAN RESOURCES MANAGEMENT DEPARTMENT (HRMD) AND COUNTY ORGANIZATIONAL DESIGN INCLUDING:

- A. DIRECTOR OF HUMAN RESOURCES;
- B. CONFIRMATION OF COURT SUBCOMMITTEE TO WORK WITH HRMD ISSUES DURING THE INTERIM; AND
- C. APPOINTMENT OF SUBCOMMITTEE TO WORK WITH THE CURRENT ORGANIZATIONAL PLANNING TEAM.

Clerk's Note: Items 22.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; Joe Gieselman, Executive Manager, TNR; Rodney Rhoades, Executive Manager, Planning and Budget Office (PBO); Susan Spataro, Travis County Auditor; and Danny Hobby, Executive Manager, Travis County Emergency Services.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we fill the position of Director of Human Resources on an interim basis, that the person selected should not be eligible to fill the permanent position, and that we give our organizational team 30 days after posting.

A Friendly Amendment to the previous Motion was offered by Commissioner Eckhardt that we add in that this Interim Director of HRMD would operate under an Executive Manager.

Clerk's Note: The Friendly Amendment was not accepted.

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

Clerk's Note: The Court directed the organizational team to develop a job description for the Interim Director.

ITEM 22 CONTINUED

Clerk's Note: The Court discussed Judge Biscoe and Commissioner Gómez continuing to work on the Court subcommittee.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 22.B.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	abstain
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 Judge Biscoe and Commissioner Huber working on a subcommittee with the Organization Team, that they be available and bring any feedback to the Court when deemed appropriate.

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

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

23. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF SEPTEMBER, 2009. (9:44 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 AMENDMENT TO TRAVIS COUNTY CODE CHAPTER 1, COMMISSIONERS COURT RULES OF PROCEDURE, BY ADDING SUBSECTIONS 1.004(F) – (G), TRAVIS COUNTY COMMISSIONERS COURT RULES OF CONDUCT AND DECORUM; GENERAL. (JUDGE BISCOE) (2:05 PM) (2:08 PM) (4:14 PM)

Clerk's Note: Judge Biscoe announced that Item A1 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Ronnie Gjemre, Travis County Resident.

Discussion only. No formal action taken.

Item 24 to be reposted when ready.

25. CONSIDER AND TAKE APPROPRIATE ACTION ON APPOINTMENT OF JUDGE JAN BRELAND, COUNTY COURT AT LAW NO. 6 TO THE BAIL BOND BOARD PURSUANT TO CHAPTER 1704.053 OF THE TEXAS OCCUPATIONS CODE. (JUDGE BISCOE) (9:44 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 REGARDING REQUEST FOR MARKET SALARY SURVEY OF THE TRAVIS COUNTY PURCHASING AGENT POSITION. (11:31 AM)

Members of the Court heard from: Todd Osburn, Compensation Manager, Human Resources Management Department (HRMD); and John Hille, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Huber to approve Item 26.

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

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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE
POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN AREA. ¹
^{AND 2} (2:08 PM) (4:14 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 and Gov't. Code Ann. 551.072, Real Property.

No action required on Item 27.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON ACQUISITION OF
APPROXIMATELY 260.4 ACRES OF LAND OWNED BY NEW LIFE
INTERNATIONAL IN CONNECTION WITH THE BALCONES CANYONLANDS
CONSERVATION PLAN. ^{1 AND 2} (2:05 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 and Gov't. Code Ann. 551.072, Real Property.

Item 28 postponed until November 17, 2009.

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LICENSE AGREEMENT WITH G & M ENTERPRISES FOR USE OF THE TRAVIS COUNTY EXPOSITION CENTER. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (11:03 AM) (2:08 AM) (4:15 AM)

Clerk's Note: Judge Biscoe announced that Item A1 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Members of the Court heard from: Beverly Manroe, G&M Enterprises; and Tenley Aldredge, Assistant County Attorney.

Clerk's Note: The Court discussed:

- Incorporating four provisions negotiated with G&M Enterprises into the proposed agreement, and
- Authorizing the County Judge to sign the agreements.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item A1.

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 all the individuals who have been working on this delicate and significant matter.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION REGARDING THE ISSUANCE OF THE RIVER VALLEY INDUSTRIAL DEVELOPMENT CORPORATION REVENUE BONDS (CROSS COUNTY WATER SUPPLY CORPORATION WATER TRANSMISSION PROJECT), SERIES 2009 IN AN AMOUNT NOT TO EXCEED \$40 MILLION DOLLARS. (COMMISSIONER DAVIS) (10:08 AM)

Members of the Court heard from: Patrick Reilly, President, Cross County Water Supply Corporation (CCWSC); Justin Spillman, Travis County Landowner; Ridge Kaiser, Project Manager, CCWSC; Carol Polumbo, Managing Partner, McCall, Parkhurst & Horton, LLP; and John Zaskoda, Travis County Resident.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez that we approve Item A2, and that is with the River Valley Industrial Development Corporation to issue revenue bonds under this particular Resolution dealing with the CCWSC to carry out this completion of this 52-mile project, and that they continue to work diligently to continue the negotiations with those particular property owners in which they have not acquired right-of-way acquisition at this time.

A Friendly Amendment to the previous Motion was offered by Commissioner Gómez that we also put on there about the jobs that can be created in Travis County for Historically Underutilized Businesses (HUB).

Acceptance of the Friendly Amendment was made by Commissioner Davis.

A Friendly Amendment to the previous Motion was offered by Judge Biscoe that there be no condemnation of the Spillman land, if feasible, or working with the Spillman property owners to reduce the impact on their property; I realize that sometimes as a last resort you have to condemn, so if you really have to, then you try to work with them to reduce the impact.

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

A Friendly Amendment to the previous Motion was offered by Commissioner Huber to add that 50% of the pipeline capacity remains available for non-Blue Water water sources, in order to ensure competitiveness in pricing in the future.

Clerk's Note: The Friendly Amendment was not accepted.

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

ADJOURNMENT

Motion by Commissioner Davis and seconded by Commissioner Gómez to adjourn the Voting Session. (4:16 PM)

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