

MINUTES OF MEETING FEBRUARY 23, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 23rd day of February 2010, 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 11:45 AM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:37 PM and adjourned at 1:40 PM.

The Commissioners Court reconvened the Voting Session at 1:40 PM.

The Commissioners Court retired to Executive Session at 2:20 PM.

The Commissioners Court reconvened the Voting Session at 4:28 PM.

The Commissioners Court adjourned the Voting Session at 4:34 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 2.038 ACRE PORTION OF A 14.60 ACRE DRAINAGE EASEMENT AS RECORDED IN DOCUMENT NO. 2006006334 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS. (COMMISSIONER ECKHARDT) (ACTION ITEM #25) (9:15 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 25 for a summary of the action item.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber to open the public hearing.

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

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, Transportation and Natural Resources (TNR).

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber to close the public hearing.

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

CITIZENS COMMUNICATION

Members of the Court heard from: Marcelo Tafoya, Director, District 12, League of United Latin American Citizens (LULAC); Gavino Fernandez, Travis County Resident; Gus Peña, Travis County Resident; and Ronnie Gjemre, Travis County Resident. (9:17 AM)

Clerk's Note: The Court held a moment of silence for those affected by the plane crash in Austin on Thursday, February 18, 2010.

CONSENT ITEMS

Members of the Court heard from: Susan Spataro, Travis County Auditor; and Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C4 and Items 2, 3, 11, 12.A-D, 13, 14, 16, 18, 19, 20, 21, 24, 25, 26, 27, and 28. (9:32 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 PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE MINUTES FOR VOTING SESSION OF FEBRUARY 9, 2010.
- C4. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JANUARY, 2010.

ADMINISTRATIVE OPERATIONS ITEMS

2. 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 \$553,376.57 FOR THE PERIOD OF FEBRUARY 5 TO 11, 2010. (9:32 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.

Clerk's Note: The Court noted that there will be a discussion on Tuesday, March 9, 2010 on this subject.

3. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:32 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING REVISIONS TO THE JOB DESCRIPTION OF DIRECTOR OF THE HUMAN RESOURCES MANAGEMENT DEPARTMENT. (9:36 AM)

Clerk's Note: The Court discussed various changes to the job description for the Director of the Human Resources Management Department.

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; and Tracey Calloway, Interim Director, Human Resources Management Department (HRMD).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 4, with the changes.

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

JUSTICE AND PUBLIC SAFETY ITEMS**AT 10:00 A.M.**

5. RECEIVE PRESENTATIONS AND TAKE APPROPRIATE ACTION REGARDING HOSPITAL PROPOSALS FOR HOUSING OF AVAILABLE STAR FLIGHT AIRCRAFT AT THEIR LOCATIONS: (10:00 AM)

A. SETON FAMILY OF HOSPITALS; AND

B. ST. DAVID'S HEALTHCARE AND ST. DAVID'S FOUNDATION.

Clerk's Note: Items 5.A&B are associated with one another and were called for concurrent discussion.

Clerk's Note: The Court discussed setting up a working group consisting of two members of the Commissioners Court, Judge Biscoe and Commissioner Eckhardt, plus representatives from Seton and St. David's, along with Travis County Staff to talk the issues through and come to a decision.

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Greg Hartman, President and CEO, Seton Family of Hospitals; Bob Bonar, MD, President and CEO, Dell Children's Medical Center, Seton Family of Hospitals; Carlos Brown, MD, Network Trauma Director, Seton Family of Hospitals; Mark Clayton, Senior Vice President, St. David's Healthcare; Willy Culberson, Director of Aviation Operations, STAR Flight; Rodney Rhoades, Executive Manager, PBO; and Casey Ping, Program Manager, STAR Flight.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the Biscoe proposal. Our intention would be to sit down with the two proposing parties, maybe separately at first, and then together; and then Staff and I will generate a list of additional information that I think the Commissioners Court needs to see.

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 County Judge noted that the intention would be to report back to the Court in about one month.

6. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING OPTION TO PURCHASE A THIRD EC-145 HELICOPTER FOR THE STAR FLIGHT PROGRAM. (11:20 AM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Rodney Rhoades, Executive Manager, Planning and Budget Office (PBO); and Stan Wedell, Helicopter Maintenance Manager, STAR Flight.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we indicate our decision to purchase a third helicopter, and include that in the bond package that we will approve later today.

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

PLANNING AND BUDGET DEPT. ITEMS

7. RECEIVE UPDATE AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY DEBT MODEL OBLIGATIONS, IMPACT ON DEBT CAPACITY AND FUTURE CASH-FLOW ASSUMPTIONS. (11:31 AM) (1:42 PM) (2:20 PM) (4:28 PM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; Jessica Rio, Assistant Budget Manager, PBO; and Joe Gieselman, Executive Manager, TNR.

Item 7 was revisited at 1:42 PM.

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; Jessica Rio, Assistant Budget Manager, PBO; and Joe Gieselman, Executive Manager, TNR.

Clerk's Note: Judge Biscoe announced that Item 7 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 7 to be reposted on March 9, 2010.

8. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUESTED DEBT ISSUANCE SCHEDULE AND FUNDING FOR FISCAL YEAR 2010 CAPITAL PROJECTS. (1:42 PM) (2:20 PM) (4:34 PM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; Jessica Rio, Assistant Budget Manager, PBO; Joe Gieselman, Executive Manager, TNR; and John Hille, Assistant County Attorney.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Item 8, with the addition of \$4.8M for Parks and Open Space Parkland.

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 noted that the additional \$4.8M debt would be issued in FY 2010 instead of FY 2011 as planned.

Clerk's Note: Judge Biscoe announced that Item 8 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 8 to be reposted on March 9, 2010.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON REIMBURSEMENT RESOLUTION RELATED TO FISCAL YEAR 2010 CERTIFICATES OF OBLIGATION. (1:56 PM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve Item 9.

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

10. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (1:58 PM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 10.

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

11. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES RELATED TO THE PROPOSED FISCAL YEAR 2011 BUDGET GUIDELINES. (9:32 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:32 AM)
- A. APPLICATION FOR A NEW GRANT TO THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION TO INCREASE THE CAPACITY AND ENHANCE SERVICES PROVIDED TO SUBSTANCE ABUSING JUVENILE OFFENDERS SERVED BY THE JUVENILE PROBATION DRUG COURT;
 - B. AMENDED APPLICATION TO AUTOMOBILE BURGLARY AND THEFT PREVENTION AUTHORITY FOR ADDITIONAL RESOURCES FOR THE SHERIFF'S OFFICE AND TASK FORCE PARTNERS' EXISTING PROGRAM TO REDUCE AUTO BURGLARY AND THEFT RELATED CRIMES;
 - C. CONTRACT AMENDMENT WITH THE U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, ADMINISTRATION FOR CHILDREN AND FAMILIES TO CARRY OVER PRIOR YEAR UNSPENT GRANT FUNDS IN HEALTH AND HUMAN SERVICES' PARENTING IN RECOVERY PROGRAM IN ORDER TO COMPLETE THE TREATMENT OF CLIENTS ENROLLED DURING FISCAL YEAR 2009; AND
 - D. CONTRACT FOR A NEW GRANT WITH THE BUREAU OF JUSTICE ASSISTANCE, DEPARTMENT OF CRIMINAL JUSTICE FOR TRAVIS COUNTY TO RECEIVE THE AMERICAN RECOVERY AND REINVESTMENT ACT FUNDED INFORMATION MANAGEMENT STRATEGY FOR CRIMINAL JUSTICE BYRNE MEMORIAL JUSTICE ASSISTANCE FORMULA GRANT FOR ONE-TIME TECHNOLOGY PURCHASES TO IMPROVE THE CRIMINAL JUSTICE SYSTEM.

Clerk's Note: Items 12.A-D 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

13. APPROVE CONTRACT AWARD FOR TRAFFIC PAINT, IFB NO. B100080-NB, TO THE LOW BIDDER, ALLSTATES COATINGS CO. (9:32 AM)

Clerk's Note: Item 13 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

14. APPROVE MODIFICATION NO. 1 TO INTERLOCAL AGREEMENT NO. IL080225DR, TEXAS PARKS AND WILDLIFE DEPARTMENT, FOR FISH AT BULLFROG POND AT EAST METRO PARK. (9:32 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. APPROVE MODIFICATION NO. 5 TO INTERLOCAL AGREEMENT NO. IL070037RE, AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, FOR SYSTEM OF CARE SERVICES. (1:41 PM)

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

Motion carried: County Judge Samuel T. Biscoe	abstain
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

16. APPROVE MODIFICATION NO. 14, AN ASSIGNMENT OF CONTRACT NO. PS960275JG FROM THE COMMITTEE FOR WILD BASIN WILDERNESS, INC. TO ST. EDWARD'S UNIVERSITY. (9:32 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 REGARDING CONTRACT MODIFICATION FOR RENEWAL OF HIV SERVICES WITH: (1:41 PM)

A. AIDS SERVICES OF AUSTIN, CONTRACT NO. PS090131RE; AND

B. WRIGHT HOUSE WELLNESS CENTER, CONTRACT NO. PS090132RE.

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

Members of the Court heard from: Susan Spataro, Travis County Auditor.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 17.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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

18. APPROVE MODIFICATION NO. 2, AN ASSIGNMENT OF CONTRACT NO. 08T00145DR FROM HEART OF TEXAS HOTMIX TO APAC-TEXAS, INC. (9:32 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. APPROVE CONTRACT AWARD WITH LNV ENGINEERING, RFQ NO. Q080290-LP, PROFESSIONAL ENGINEERING SERVICES FOR DESIGN OF PLAIN VIEW ESTATES WATER CONNECTION IMPROVEMENTS. (9:32 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. DECLARE CERTAIN EQUIPMENT AS SURPLUS PROPERTY AND AUTHORIZE SAME TO BE DISPOSED OF THROUGH DELL, INC., PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:32 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 MODIFICATION NO. 7 TO CONTRACT NO. 03T00288OJ, APPRISS, INC., FOR THE TEXAS VINE SERVICES AGREEMENT. (9:32 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. A. APPROVE ORDER EXEMPTING THE PURCHASE OF ONE HELICOPTER FROM AMERICAN EUROCOPTER, LLC FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(2) OF THE TEXAS LOCAL GOVERNMENT CODE; AND (1:59 PM)

Members of the Court heard from: Bonnie Floyd, Assistant Purchasing Agent; John Hille, Assistant County Attorney; and Casey Ping, Program Manager, STAR Flight.

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

22. B. APPROVE CONTRACT AWARD FOR THE PURCHASE OF ONE HELICOPTER FROM AMERICAN EUROCOPTER. (2:01 PM)

Members of the Court heard from: Bonnie Floyd, Assistant Purchasing Agent.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve the contract award, including the authority to accept and STAR Flight Staff going up to Grand Prairie, TX.

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

23. A. APPROVE ORDER EXEMPTING THE PURCHASE OF COMPLETION SERVICES FOR INSTALLATION OF A MEDICAL PACKAGE INCLUDING AN EMERGENCY MEDICAL SERVICES INTERIOR, AVIONICS SYSTEMS, AND AIRFRAME MODIFICATIONS FOR ONE HELICOPTER FROM METRO AVIATION, INC. FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(2) OF THE TEXAS LOCAL GOVERNMENT CODE; AND (2:01 PM)

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 23.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

23. B. APPROVE CONTRACT AWARD FOR THE PURCHASE OF COMPLETION SERVICES FOR INSTALLATION OF A MEDICAL PACKAGE INCLUDING AN EMERGENCY MEDICAL SERVICES INTERIOR, AVIONICS SYSTEMS, AND AIRFRAME MODIFICATIONS FOR ONE HELICOPTER FROM METRO AVIATION, INC. (2:02 PM)

Members of the Court heard from: Bonnie Floyd, Assistant Purchasing Agent; and Casey Ping, Program Manager, STAR Flight.

Motion by Commissioner Huber and seconded by Commissioner Gómez to approve Item 23.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 noted that approval of Item 23.B includes authorizing Staff to inspect and accept installation of the medical package on the helicopter from Metro Aviation, Inc. in Grand Prairie, Texas.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

24. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN AVALON PHASE 4 AND PHASE 7A SUBDIVISIONS. (COMMISSIONER ECKHARDT) (9:32 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 REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 2.038 ACRE PORTION OF A 14.60 ACRE DRAINAGE EASEMENT AS RECORDED IN DOCUMENT NO. 2006006334 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS. (COMMISSIONER ECKHARDT) (9:32 AM)

Clerk's Note: Item 25 is the action item for the public hearing on Agenda Item 1.

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 ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN THE PARK AT BLACKHAWK II PHASE 2A SUBDIVISION AND 130 LINEAR FEET OF JACKIES RANCH BOULEVARD IN THE PARK AT BLACKHAWK II PHASE 2B SUBDIVISION. (COMMISSIONER ECKHARDT) (9:32 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.

OTHER ITEMS

27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE APPOINTMENT OF JERRY STATON TO THE EMERGENCY SERVICES DISTRICT NO. 11 BOARD OF COMMISSIONERS, EFFECTIVE IMMEDIATELY TO DECEMBER, 2011. (COMMISSIONER GÓMEZ) (9:32 AM)

Clerk's Note: Item 27 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON MANAGEMENT REPRESENTATION LETTER TO BE PROVIDED TO LOCKART, ATCHLEY & ASSOCIATES, LLP REGARDING FISCAL YEAR 2009 COUNTY-WIDE ANNUAL FINANCIAL AUDIT. (9:32 AM)

Clerk's Note: Item 28 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

29. CONSIDER AND TAKE APPROPRIATE ACTION ON TRAVIS COUNTY CONTRACT WITH SANTOS ALLIANCES FOR LEGISLATIVE ADVOCACY SERVICES. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (2:20 PM) (4:29 PM)

Members of the Court heard from: John Hille, Assistant County Attorney; and Greg Knaupe, Legislative Consultant, Santos Alliance, Inc.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to assign the Santo Alliance contract to Knaupe, GR, and authorize the County Judge to sign the document 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

30. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM LEE AND TRAVIS COUNTY TRAILRIDERS TO USE TRAVIS COUNTY EXPOSITION CENTER GROUNDS. (JUDGE BISCOE) (9:47 AM)

Members of the Court heard from: Lillie Harris President, Lee and Travis County Trailriders; Tenley Aldredge, Assistant County Attorney; and Roger El Khoury, Director, Facilities Management.

Item 30 was revisited at 2:16 PM.

Clerk's Note: The Court discussed that the grant of the license agreement to use the grounds of the Expo Center and the waiver of the fee would be contingent on proof of liability insurance.

Members of the Court heard from: Tenley Aldredge, Assistant County Attorney; and Michael Norton, Director, Travis County Exposition Center.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 30 contingent upon insurance, so if Ms. Harris comes to us with that, authorize the County Judge to sign the license agreement.

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 indicated its intention to work with the Lee and Travis County Trailriders for up to 5 years, contingent on their obtaining insurance for the events.

31. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING HORSE EVENTS AT THE TRAVIS COUNTY EXPOSITION CENTER: (2:04 PM)
- A. APPOINT COMMITTEE OF TRAVIS COUNTY RESIDENTS, COUNTY STAFF AND ONE OR TWO MEMBER(S) OF COMMISSIONERS COURT; AND
- B. CHARGE TO WORKING GROUP.

Clerk's Note: Items 31.A&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Tenley Aldredge, Assistant County Attorney; Michael Norton, Director, Travis County Exposition Center; and Roger El Khoury, Director, Facilities Management.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we:

- Postpone action on the charge in Item 31.B, once we have one, preferably by March 9, 2010;
- Appoint as a Citizens Committee the names that we have on this list, excluding Ms. Phelan, and the only reason we would exclude her is that the others are all horse events and her specialty seems to be dog agility events; but we commit to work with her separately on whatever issues related to those dog events she has;
- Judge Biscoe will be joined by Commissioner Huber for the Commissioners Court; Roger El Khoury, Director, Facilities Management and Michael Norton, Director, Travis County Exposition Center for County Staff, and any other Staff that designated that need to assist us;
- One member from the Dressage Federation;
- Tenley Aldredge, Assistant County Attorney will be working in an advisory capacity.

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 31.B Discussion only. No formal action taken.

Item 31.B to be reposted on March 9, 2010.

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.

32. RECEIVE BRIEFING, APPOINT COMMISSIONERS COURT REPRESENTATIVE FOR MEDIATION AND/OR TAKE APPROPRIATE ACTION IN MATTHEW DOOLITTLE VS. JOHN CHARLES LOUGHRAN, INDIVIDUALLY AND AS REPRESENTATIVE OF THE TRAVIS COUNTY SHERIFF'S OFFICE, AND TRAVIS COUNTY. ^{1 AND 3} (2:20 PM) (4:31 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 and Gov't. Code Ann. 551.074, Personnel Matters.

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

Item 32 was not discussed.

Item 32 to be reposted March 2, 2010.

33. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(2:20 PM) (4:31 PM)
- A. OFFERS FROM THE LOWER COLORADO RIVER AUTHORITY TRANSMISSION SERVICES CORPORATION TO PURCHASE TWO ELECTRIC LINE RIGHT OF WAY EASEMENTS ON, OVER, AND ACROSS PROPERTY OWNED BY TRAVIS COUNTY NEAR UNION CREEK AND STATE HIGHWAY 71 EAST; AND
 - B. REQUEST TO AUTHORIZE TRANSPORTATION AND NATURAL RESOURCES (TNR) DEPARTMENT TO USE PROCEEDS FROM SALE FOR OPEN SPACE GREENWAY IMPROVEMENTS ALONG UNION CREEK, AND DIRECTING THE AUDITOR'S OFFICE TO CREATE THE APPROPRIATE REVENUE AND/OR EXPENDITURE ACCOUNTS WITHIN TNR, DEPARTMENT 49. ^{1 AND 2}

Clerk's Note: Judge Biscoe announced that Items 33.A&B would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

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

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt that we offer to sell these two tracts to LCRA for the sum of \$78,979.00; also, if that settlement offer is approved, then authorize TNR to take the proceeds of sale and deposit them in a TNR Department 49 account, so that the money may be used for other open space projects.

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	abstain

34. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING THE SETTLEMENT OFFER REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO ERIC BRADLEY. ¹ (2:20 PM) (4:33 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 Gómez that we reject their counter to our counter and that we counter again in the amount of \$3,000.00.

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

35. CONSIDER AND TAKE APPROPRIATE ACTION ON BROKERAGE SERVICES AGREEMENT WITH UGL EQUIS CORPORATION. ¹ (2:20 PM) (4:33 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.

Item 35 was not discussed.

Item 35 to be reposted on March 9, 2010.

36. CONSIDER AND TAKE APPROPRIATE ACTION ON LICENSE AGREEMENT FOR MANCHACA COMMUNITY CENTER. ^{1 AND 2} (2:20 PM) (4:34 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 and Gov't. Code Ann. 551.072, Real Property.

Item 36 was not discussed.

Item 26 to be reposted on March 2, 2010.

ADDED ITEMS

- A1. APPROVE CUSTOMER AGREEMENT BETWEEN TEXAS DEPARTMENT OF INFORMATION RESOURCES AND TEXAS NICUSA, LLC. AND TRAVIS COUNTY FOR CONTINUATION OF TEXASONLINE SERVICES INCLUDING E-FILE AND ELECTRONIC RENEWAL OF VEHICLE REGISTRATION. (2:19 PM)

Motion by Commissioner Eckhardt **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

- A2. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE FOR COUNTY CLERK EMPLOYEE SLOT #121 IN CONJUNCTION WITH A SETTLEMENT OFFER. (THIS ITEM MAY BE DISCUSSED IN EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY, AND GOV'T. CODE ANN. 551.074, PERSONNEL MATTERS) (2:20 PM) (4:30 PM)

Clerk's Note: Judge Biscoe announced that Item A2 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.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve administrative leave with pay through May 15, 2010 for the County Clerk employee in slot #121 in conjunction with the settlement agreement; and expedite terms of the settlement agreement, and facilitate delivery of that check as much as possible.

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

ADJOURNMENT

Motion by Commissioner Eckhardt **and seconded by** Commissioner Davis to adjourn the Voting Session. (4:34 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