

MINUTES OF MEETING APRIL 27, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 27th day of April 2010, the Commissioners' Court convened the Voting Session at 9:11 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 Deputies Deborah Mendez and Gillian Porter.

The Commissioners Court record notes that County Judge Samuel T. Biscoe and Precinct Four Commissioner Margaret Gómez were not present during this Voting Session.

The Commissioners Court retired to Executive Session at 11:26 AM.

The Commissioners Court reconvened the Voting Session at 12:36 PM.

The Commissioners Court adjourned the Voting Session at 12:41 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 12:41 PM and adjourned at 12:42 PM.

ADDITIONAL MOTION AND VOTE

Motion by Commissioner Davis **and seconded by** Commissioner Huber to authorize Commissioner Eckhardt to sign on the behalf of Judge Biscoe for any of the business that comes before the Court.

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

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE ONE FIVE FOOT PUBLIC UTILITY EASEMENT LOCATED ALONG THE WEST LOT LINE OF LOT 74 OF CARDINAL HILLS ESTATES, UNIT 15 SUBDIVISION. (COMMISSIONER HUBER) (ACTION ITEM #14) (9:13 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 14 for a summary of the action item.

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

Motion carried:

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

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

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

Motion carried:

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

2. RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 1347 AND 1348 OF THE AMENDED PLAT OF APACHE SHORES, SECTION 3 SUBDIVISION. (COMMISSIONER HUBER) (ACTION ITEM #15) (9:15 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 15 for a summary of the action item.

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

Motion carried:

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

Members of the Court heard from: Anna Bowlin, Division Director, Engineering Services, TNR; Evalina Gilbert, Apache Shores Resident; and Robert Fowler, Apache Shores Resident.

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

Motion carried:

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

3. RECEIVE COMMENTS ON A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO BE KNOWN AS "BOBBY ROAD" OFF SPARKS ROAD, IN PRECINCT ONE. (COMMISSIONER DAVIS) (ACTION ITEM #16) (9:22 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 16 for a summary of the action item.

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

Motion carried:

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

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

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

Motion carried:

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

4. RECEIVE COMMENTS REGARDING A PROPOSAL TO TEMPORARILY CLOSE MCKINNEY FALLS PARKWAY BETWEEN WILLIAM CANNON DRIVE AND COLTON-BLUFF SPRINGS ROAD FOR ROADWAY CONSTRUCTION BEGINNING ON OR ABOUT MAY 4, 2010 AND CONTINUING THROUGH AUGUST 31, 2010 OR UNTIL CONSTRUCTION IS COMPLETED. (COMMISSIONER GÓMEZ) (ACTION ITEM #17) (9:24 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 17 for a summary of the action item.

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

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

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director, Public Works, TNR; Chiddi N'Jie, Project Manager, TNR; Donny Cowen, Travis County Resident; and Pamela Washington, Travis County Resident.

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

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

CITIZENS COMMUNICATION

Members of the Court heard from: Don Smith, Chief, Travis County Fire Control, ESD # 4; Paul Reynolds, Chief, Travis County ESD # 4, Director of training program; Riley Iverson, Firefighter Cadet Class 10; Shawn Burkhart, Firefighter Cadet Class 10; Randy Palos, Firefighter Cadet Class 10; Joshua Lopez, Firefighter Cadet Class 10; Lorenzo Ruiz, Firefighter Cadet Class 10; Leslie Lugo, Firefighter Cadet Class 10; Andrew Garcia, Firefighter Cadet Class 10; Jacob Couch, Firefighter Cadet Class 10; and John Schwartz, Firefighter Cadet Class 10; Maurice Priest, Travis County Resident; Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD); Giovanni Mastromatteo, Business Analyst II, Information and Telecommunications Systems (ITS) ; Tracey Calloway, Interim Director, HRMD; Todd Osburn, Compensation Manager, HRMD; Crystal Bustillos, Senior HR Analyst, HRMD; Ronnie Gjemre, Travis County Resident; (9:51 AM)

CONSENT ITEMS

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

Motion by Commissioner Huber **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C5 and Items 8, 9, 10, 11, 12, 13, 14, 16, 18, 20, 22, 23, 25, and 26. (10:12 AM)

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

- 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 APRIL 13, 2010.
- C4. APPROVE SETTING A PUBLIC HEARING ON MAY 18, 2010 TO RECEIVE COMMENTS REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 11 AND 12, BLOCK G OF APACHE SHORES, SECTION 7 SUBDIVISION. (COMMISSIONER HUBER)

CONSENT ITEMS CONTINUED

- C5. APPROVE SETTING A PUBLIC HEARING ON JUNE 1, 2010 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOT 3B, REVISED PLAT OF LOTS 2 AND 3, BLOCK B AND LOT 4, BLOCK B, ANGEL BAY SUBDIVISION. (COMMISSIONER HUBER)

RESOLUTIONS AND PROCLAMATIONS

5. APPROVE PROCLAMATION DECLARING APRIL 27, 2010 AS "CONSERVATION DAY" IN HONOR OF THE 75TH ANNIVERSARY OF THE NATURAL RESOURCES CONSERVATION SERVICE IN THE STATE OF TEXAS. (COMMISSIONER GÓMEZ) (10:15 AM)

Members of the Court heard from: Eddie Garcia, National Resources Conservation Service (NRCS).

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve the Proclamation in Item 5.

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

6. APPROVE PROCLAMATION DECLARING MAY 3 THROUGH 9, 2010 AS "PUBLIC SERVICE RECOGNITION WEEK"; AND MAY 4, 2010 AS "TRAVIS COUNTY EMPLOYEE RECOGNITION DAY" IN TRAVIS COUNTY.
(COMMISSIONER GÓMEZ) (10:22 AM)

Members of the Court heard from: Tracey Calloway, Interim Director, HRMD; and Kris Nilsen, Human Resources Specialist, HRMD.

Motion by Commissioner Huber **and seconded by** Commissioner Davis to approve the Proclamation in Item 6.

Motion carried:

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

JUSTICE AND PUBLIC SAFETY ITEMS

7. RECEIVE BRIEFING REGARDING ORDER TO ADOPT THE 2009 INTERNATIONAL FIRE CODE FOR UNINCORPORATED TRAVIS COUNTY, EFFECTIVE JUNE 1, 2010. (10:28 AM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Hershel Lee, Fire Marshal; and Barbara Wilson, Assistant County Attorney.

Discussion only. No formal action taken.

Item 7 to be reposted on May 18, 2010.

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING ORDER OF THE TRAVIS COUNTY COMMISSIONERS COURT AMENDING THE TRAVIS COUNTY CODE CHAPTER 39, WIRELESS COMMUNICATIONS POLICY.
(10:12 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 A PUBLIC OFFICIAL RENEWAL BOND FOR FIRE MARSHAL HERSHEL NOAH LEE. (10:12 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.

PURCHASING OFFICE ITEMS

10. APPROVE CONTRACT AWARD FOR THE EXPOSITION CENTER ARENA STADIUM SEATING REPLACEMENT, IFB NO. B100137-RV, TO THE LOW BIDDER, AUDITORIUM CHAIRS. (10:12 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 ASSIGNMENT OF CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. MA070188VC, FROM L.E.A.D.S. ONLINE, INC. TO LEADSONLINE, LLC. (10:12 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. DECLARE CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (10:12 AM)

Clerk's Note: Item 12 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

13. APPROVE CONTRACT AWARD FOR 2009 STREET OVERLAY PROJECT, IFB NO. B100017-JW, TO THE LOW BIDDER, J.D. RAMMING PAVING COMPANY, LTD. (10:12 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

14. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE ONE FIVE FOOT PUBLIC UTILITY EASEMENT LOCATED ALONG THE WEST LOT LINE OF LOT 74 OF CARDINAL HILLS ESTATES, UNIT 15 SUBDIVISION. (COMMISSIONER HUBER) (10:12 AM)

Clerk's Note: Item 14 is the action item for the public hearing on Agenda Item 1.

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 REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE TWO FIVE FOOT PUBLIC UTILITY EASEMENTS LOCATED ALONG THE COMMON LOT LINE OF LOTS 1347 AND 1348 OF THE AMENDED PLAT OF APACHE SHORES, SECTION 3 SUBDIVISION. (COMMISSIONER HUBER) (10:13 AM)

Clerk's Note: Item 15 is the action item for the public hearing on Agenda Item 2.

Item 15 postponed until May 11, 2010.

16. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO BE KNOWN AS "BOBBY ROAD" OFF SPARKS ROAD, IN PRECINCT ONE. (COMMISSIONER DAVIS) (10:12 AM)

Clerk's Note: Item 16 is the action item for the public hearing on Agenda Item 3.

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 A PROPOSAL TO TEMPORARILY CLOSE MCKINNEY FALLS PARKWAY BETWEEN WILLIAM CANNON DRIVE AND COLTON-BLUFF SPRINGS ROAD FOR ROADWAY CONSTRUCTION BEGINNING ON OR ABOUT MAY 4, 2010 AND CONTINUING THROUGH AUGUST 31, 2010 OR UNTIL CONSTRUCTION IS COMPLETED. (COMMISSIONER GÓMEZ) (11:12 AM)

Clerk's Note: Item 17 is the action item for the public hearing on Agenda Item 4.

Clerk's Note: The Court discussed an accelerated timeline for the project reducing the road closure time from 16 weeks to 6 weeks. The extra cost of \$48,000.00 would come from the 2001 voter approved bonds.

Members of the Court heard from: Steve Manilla, Director, Public Works, TNR; and Chiddi N'Jie, Project Manager, TNR.

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve Item 17, with the accelerated timeline.

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO USE ALTERNATIVE FISCAL AND A CASH SECURITY AGREEMENT FOR THE COMMONS AT ROWE LANE PHASE IIB SUBDIVISION. (COMMISSIONER ECKHARDT) (10:12 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.

HEALTH AND HUMAN SERVICES DEPT. ITEMS

19. CONSIDER AND TAKE APPROPRIATE ACTION TO RATIFY STAFF SUBMISSION OF A PROPOSAL TO THE CITY OF AUSTIN'S HEALTH AND HUMAN SERVICES DEPARTMENT FOR A TOBACCO CESSATION INITIATIVE. (10:56 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Dr. Hari Dhir M.D. MPH MBA, Medical Director, Wellness Clinic; Ana Almaguel, Planner, TCHHS&VS; and Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve Item 19.

Motion carried:

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

PLANNING AND BUDGET DEPT. ITEMS

20. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (10:12 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. **REVISED LANGUAGE:** CONSIDER AND TAKE APPROPRIATE ACTION REGARDING FAMILY DRUG TREATMENT COURT SERVICES: (11:09 AM)

A. MEMORANDA OF UNDERSTANDING WITH THE FOLLOWING AGENCIES:

1. AUSTIN RECOVERY;
2. AUSTIN-TRAVIS COUNTY INTEGRAL CARE
3. COURT APPOINTED SPECIAL ADVOCATES (CASA);
4. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES;
5. FOUNDATION COMMUNITIES;
- 6. TRAVIS COUNTY DISTRICT ATTORNEY'S OFFICE; AND**
- 7. DEPARTMENT OF STATE HEALTH SERVICES (MEMORANDUM OF AGREEMENT).**

- B. NEW APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, TO ENHANCE THE EXISTING TRAVIS COUNTY FAMILY DRUG COURT BY PROVIDING CLINICAL ASSESSMENTS AND SERVICES TO THE CHILDREN OF DRUG COURT PARTICIPANTS. GRANT WILL BE MANAGED BY THE HEALTH AND HUMAN SERVICES DEPARTMENT AND WILL REQUIRE A CASH MATCH IN YEAR THREE OF THE GRANT THAT WILL BE REQUESTED AS A PART OF THE FISCAL YEAR 2013 BUDGET PROCESS.

Clerk's Note: Items 21.A.1-7&B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Travis Gatlin, Budget Analyst, PBO; Ronnie Gjemre, Travis County Resident; and Sherri Fleming, Executive Manager, TCHHS&VS.

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve Items 21.A.1-7&B.

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

ADMINISTRATIVE OPERATIONS ITEMS

22. 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 \$841,261.29 FOR THE PERIOD OF APRIL 9 TO 15, 2010. (10:12 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (10:12 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.

OTHER ITEMS

24. RECEIVE AND DISCUSS AS NECESSARY THE MID-YEAR REVENUE REPORT FOR THE FISCAL YEAR 2010 BUDGET. (11:20 AM)

Members of the Court heard from: Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office.

Discussion only. No formal action taken.

25. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ADD TWO ALL-TERRAIN VEHICLES TO THE TRAVIS COUNTY VEHICLE FLEET FOR USE WITHIN THE SHERIFF'S OFFICE LAW ENFORCEMENT BUREAU. (10:12 AM)

Clerk's Note: Item 25 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

26. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ACCEPT THE FISCAL YEAR 2010 SUPPLEMENT GRANT FOR THE AUTO THEFT TASK FORCE IN THE AMOUNT OF \$37,300. (10:12 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 UPDATE AND TAKE APPROPRIATE ACTION ON FUNDRAISING EFFORTS TO BUILD GRASSROOTS AWARENESS OF THE CENSUS. (11:25 AM)

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

Discussion only. No formal action taken.

28. CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER FROM COUNTY JUDGE DELEGATING THE FUNCTION OF THE TEXAS ALCOHOLIC BEVERAGE COMMISSION LICENSE AND PERMIT APPROVALS TO COMMISSIONER MARGARET J. GÓMEZ FOR ALL APPLICATIONS PRESENTED BEGINNING ON TUESDAY, APRIL 27, 2010 UNTIL CLOSE OF BUSINESS ON MONDAY, MAY 3, 2010. (JUDGE BISCOE) (10:13 AM)

Item 28 was pulled from the Agenda.

29. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO USE THE LOCAL INITIATIVE PROGRAM GRANT ON A PILOT PROGRAM TO IDENTIFY VEHICLES THAT HAVE A COUNTERFEIT STATE INSPECTION. (10:13 AM)

Item 29 was postponed.

30. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON APPOINTING ADDITIONAL COUNTY RESIDENT OR OFFICIAL TO THE POLICY BOARD OF THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION (CAMPO). (JUDGE BISCOE) (10:13 AM)

Item 30 postponed until May 4, 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.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE MCKINNEY FALLS PARKWAY ROAD IMPROVEMENT PROJECT AND THE CONDEMNATION CASE INVOLVING PARCELS OWNED BY RKS TEXAS INVESTMENTS, LP. ^{1 AND 2} (11:26 AM) (12:36 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.

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

Motion by Commissioner Eckhardt **and seconded by** Commissioner Davis that we accept the offer of settlement in the amount of \$500,354.00, pursuant to a condemnation case involving parcels owned by RKS Texas investments, LP.

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

32. RECEIVE BRIEFING FROM RETAINED OUTSIDE COUNSEL AND TAKE APPROPRIATE ACTION REGARDING CAUSE NO. A-09-CA-280-LY; J. ADAN BALLESTEROS VS. TRAVIS COUNTY, TEXAS AND BOB VANN; IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. ¹ (11:26 AM) (12:39 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.

Discussion only. No formal action taken.

33. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING SETTLEMENT OFFERS REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO THE FOLLOWING: (11:26 AM)

A. MARIA GODINEZ;

Clerk's Note: Judge Biscoe announced that Items 33.A-D would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 33.A postponed until May 4, 2010.

33. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING SETTLEMENT OFFERS REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO THE FOLLOWING: (11:26 AM) (12:39 PM)

B. ALEXANDRA KUNERT;

Clerk's Note: Judge Biscoe announced that Items 33.A-D would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Commissioner Huber **and seconded by** Commissioner Davis that in recognition of faithful payments for the last five years on an outstanding balance of \$3,008.40, that we consider that paid in full with the remaining balance of about \$1,200.00 no longer due.

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

33. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING SETTLEMENT OFFERS REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO THE FOLLOWING: (11:26 AM) (12:40 PM)

C. LEILANI GONZALEZ; AND

Clerk's Note: Judge Biscoe announced that Items 33.A-D would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Commissioner Huber **and seconded by** Commissioner Davis that with the balance due being \$2,921.58, that in consideration of the circumstances that we offer a settlement payment of \$500.00.

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

33. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING SETTLEMENT OFFERS REGARDING PAYMENT FOR STAR FLIGHT SERVICES RENDERED TO THE FOLLOWING: (11:26 AM)

D. RAYMOND JOHNSON. ¹

Clerk's Note: Judge Biscoe announced that Items 33.A-D would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Item 33.D pulled from the Agenda.

34. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ^{1 AND 2} (11:26 AM)

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 and Gov't. Code Ann. 551.072, Real Property.

Item 34 pulled from the Agenda.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Huber to adjourn the Voting Session. (12:41 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge