

MINUTES OF MEETING AUGUST 10, 2010

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 10th day of August 2010, the Commissioners' Court convened the Voting Session at 9:16 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 record notes that Precinct Four Commissioner Margaret Gómez was not present during this Voting Session.

The Commissioners Court recessed the Voting Session at 12:22 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 1:54 PM and adjourned at 1:55 PM.

The Commissioners Court reconvened the Voting Session at 1:55 PM.

The Commissioners Court retired to Executive Session at 3:10 PM.

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

The Commissioners Court adjourned the Voting Session at 5:21 PM.

PUBLIC HEARINGS

1. RECEIVE COMMENTS REGARDING PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO BE KNOWN AS "OTILIA LANE" OFF MAHA LOOP ROAD IN PRECINCT FOUR. (COMMISSIONER GÓMEZ) (ACTION ITEM # 4) (9:16 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to Agenda Item 4 for a summary of the action item.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt 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	absent

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Motion by Commissioner Davis **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	absent

CITIZENS COMMUNICATION

Members of the Court heard from: Nancy McDonald, Director Regional Outreach, Real Estate Council of Austin (RECA); Maurice Priest, Travis County Resident; Ronnie Gjemre, Travis County Resident; and Steven Turner, Texan. (9:18 AM)

CONSENT ITEMS

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney; and Ronnie Gjemre, Travis County Resident.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve the following Consent Items: C1-C5 and Items 4, 5, 6, 8, 10, 12, 15, 16.A-D, 20, 21, 22, 23, 25, 26, 27.A&B, 28, 29, 30, 31, 32, 33, 34, 36, and A1. (9:31 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	absent

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR THE VOTING SESSION OF JULY 27, 2010.

Clerk's Note: The Court noted that Commissioner Eckhardt wished to abstain on Item C3 as she was absent for the July 26, 2010 voting session.

- C4. APPROVE SETTING A PUBLIC HEARING ON TUESDAY, AUGUST 17, 2010 TO RECEIVE COMMENTS REGARDING THE FISCAL YEAR 2011 DISTRICT CLERK'S RECORDS MANAGEMENT PLAN.
- C5. APPROVE SETTING A PUBLIC HEARING ON TUESDAY, SEPTEMBER 14, 2010 TO RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: THE ESTATES AT COMMANDERS POINT FINAL PLAT (6 TOTAL LOTS [5 SINGLE-FAMILY RESIDENTIAL, 1 WATER QUALITY LOT] – 5.634 ACRES – AGARITA COVE – WATER AND WASTEWATER SERVICE WILL BE PROVIDED BY W.C.I.D. #17 – CITY OF AUSTIN ETJ). (COMMISSIONER HUBER)

SPECIAL ITEMS

2. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:37 AM)

Members of the Court heard from: Hershel Lee, Fire Marshal.

Discussion only. No formal action taken.

Item 2 to be reposted on August 17, 2010.

RESOLUTIONS AND PROCLAMATIONS

3. APPROVE A PROCLAMATION ACKNOWLEDGING THE COLLABORATIVE EFFORTS OF THE NATIONAL ASSOCIATION OF REALTORS, THE NATIONAL HOUSING CONFERENCE, THE TEXAS ASSOCIATION OF REALTORS AND THE AUSTIN BOARD OF REALTORS IN SPONSORING THE AUSTIN REGIONAL WORKFORCE HOUSING FORUM AND CERTIFICATION COURSE ON AUGUST 12 AND 13, 2010 THAT WILL ENCOURAGE DIALOGUE AS WELL AS PUBLIC AND PRIVATE SUPPORT THAT WILL REVITALIZE THE ISSUE OF WORKFORCE HOUSING IN CENTRAL TEXAS. (JUDGE BISCOE) (9:39 AM)

Members of the Court heard from: John Horton, Chair, Board of Directors, RECA; and Ronnie Gjemre, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the Proclamation in Item 32.

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	absent

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

4. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO BE KNOWN AS "OTILIA LANE" OFF MAHA LOOP ROAD IN PRECINCT FOUR. (COMMISSIONER GÓMEZ) (9:31 AM)

Clerk's Note: Item 4 is the action item for the public hearing on Agenda Item 1.

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 A CASH SECURITY AGREEMENT WITH STREETMAN HOMES FOR SIDEWALK FISCAL FOR WEST CYPRESS HILLS SECTION 2 LOT 15 BLOCK 1 IN PRECINCT THREE. (COMMISSIONER HUBER) (9:31 AM)

Clerk's Note: Item 5 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

6. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING KST/VOELKER TRACT FINAL PLAT IN PRECINCT ONE (SHORT FORM PLAT – 2 TOTAL COMMERCIAL LOTS – 7.00 ACRES – SUNCREST ROAD – APPROPRIATE FISCAL OF \$29,035.50 HAS BEEN POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY CITY OF MANOR – CITY OF MANOR ETJ). (COMMISSIONER DAVIS) (9:31 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(9:48 AM)
- A. APPROVE CONCEPTUAL MASTER PLAN FOR 2005 BOND-FUNDED PHASE 3 IMPROVEMENTS AT NORTHEAST METRO PARK; AND
 - B. APPROVE AMENDING THE NORTHEAST METRO PARK MASTER PLAN TO INCLUDE A SECOND PARK ENTRANCE ROAD. (COMMISSIONER ECKHARDT)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Wendy Scaperotta, Senior Planner, TNR; Charles Bergh, Division Director, Parks and Natural Resources, TNR; and Ronnie Gjemre, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 7.B, the inclusion of the road into the updating of the park plan.

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	absent

Item 7.A was discussion only and will be reposted on August 17, 2010.

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING RACEWAY SINGLE FAMILY SUBDIVISION PRELIMINARY PLAN IN PRECINCT TWO (PRELIMINARY PLAN – 383 LOTS – 74.344 ACRES – GRAND AVENUE PARKWAY – FISCAL IS NOT REQUIRED WITH THE PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER ECKHARDT) (9:31 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 ON THE FOLLOWING ISSUES:
 - A. RECOMMENDATIONS FROM THE TRAVIS COUNTY VEHICLE USERS COMMITTEE;
 - B. REQUESTS BY CONSTABLES FOR VEHICLES AND EQUIPMENT COMPARABLE TO THE SHERIFF'S OFFICE; AND
 - C. MOBILE RADIO REPLACEMENTS.

Members of the Court heard from: Don Ward, Director, Road Maintenance and Fleet Services, TNR; Jessica Rio, Assistant Budget Manager, PBO; Mike Joyce, Fleet Manager, TNR; Cyd Grimes, Travis County Purchasing Agent; Danny Hobby, Executive Manager, Travis County Emergency Services; Joe Gieselman, Executive Manager, TNR; Mike Hemby, Senior Planner, Travis County Sheriff's Office (TCSO); Danny Thomas, Constable, Precinct 1; David Lampl, Project Manager III Information and Telecommunications Systems (ITS); and Richard McCain, Constable, Precinct 3.

Discussion only. No formal action taken.

Items 9.A-C to be reposted on August 24, 2010.

10. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE JOINT ACCESS EASEMENT FOR THE RE-SUBDIVISION OF LOT 3, BLOCK B OF THE RE-PLAT OF BLOCKS A, B, AND C, CENTRAL COMMERCE PARK – A SUBDIVISION IN PRECINCT TWO. (COMMISSIONER ECKHARDT) (9:31 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 IN RESPONSE TO REQUEST FROM AUSTIN TRAVIS COUNTY INTEGRAL CARE CENTER BOARD OF TRUSTEES (FORMERLY AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION BOARD) REGARDING BOARD COMPOSITION. (JUDGE BISCOE) (11:08 AM)

Members of the Court heard from: David Evans, Executive Director, Austin Travis County Integral Care (ATCIC).

Motion by Commissioner Eckhardt **and seconded by** Commissioner Huber that we go to three appointments of the Commissioners Court as a whole rather than four appointments from each separate Precinct.

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

12. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR ASSISTANCE FROM THE NATIONAL FORUM FOR BLACK PUBLIC ADMINISTRATORS IN THE FORM OF PRINTING AND SPONSORSHIP OF YOUTH TO ATTEND CONFERENCE. (9:31 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.

Clerk's Note: By approving Item 12 the Court authorized the County Judge to sign a Memorandum of Understanding, to print the fliers, and sponsor 50 youths to attend the program.

13. RECEIVE UPDATE FROM AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICE DEPARTMENT AND TAKE APPROPRIATE ACTION REGARDING:
(10:11 AM)

A. PUBLIC HEALTH AND ANIMAL SERVICES; AND

B. HOUSE BILL 216 – REGULATING BOARDING HOMES.

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); Travis Gatlin, Budget Analyst, PBO; Bruce Mills, Acting Assistant Director, Animal Services, A-TCHHS; Ronnie Gjemre, Travis County Resident; Melanie Miller, Chief Financial Officer, A-TCHHS; Mary Etta Gerhardt, Assistant County Attorney; and Shannon Jones, Assistant Director, Public Health, A-TCHHS.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the request to keep working with the City of Austin.

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	absent

Clerk's Note: The Court noted that Item 13.A will be brought back to the Commissioners Court during September, 2010 for a Work Session discussion.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO THE PROGRAM YEAR 2010 ACTION PLAN AVAILABLE THROUGH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:06 AM)

A. ACCEPT COMMENTS RECEIVED DURING THE 30-DAY PUBLIC COMMENT PERIOD;

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 Eckhardt to approve Item 14.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	absent

14. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO THE PROGRAM YEAR 2010 ACTION PLAN AVAILABLE THROUGH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:08 AM)

B. APPROVE THE FINAL DRAFT INCLUDING FINAL EDITS; AND

Members of the Court heard from: Christy Moffett, Social Services Manager, TCHHS.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve Item 14.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	absent

ITEM 14 CONTINUED

14. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING ITEMS RELATED TO THE PROGRAM YEAR 2010 ACTION PLAN AVAILABLE THROUGH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: (10:10 AM)

C. AUTHORIZE SUBMISSION TO THE UNITED STATE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SAN ANTONIO FIELD OFFICE, REGION VI.

Members of the Court heard from: Christy Moffett, Social Services Manager, TCHHS.

Motion by Commissioner Davis **and seconded by** Commissioner Huber to approve Item 14.C.

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	absent

PLANNING AND BUDGET DEPT. ITEMS

15. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:31 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.

Clerk's Note: The County Judge noted that by approving Item 15 the Court have authorized funding for an independent external audit of the Austin Police Department's DNA Laboratory.

16. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:31 AM)
- A. APPLICATION FOR A NEW GRANT WITH THE ONE STAR FOUNDATION FOR RENEWING OUR COMMUNITIES ACCOUNT GRANT TO ENHANCE CRIMINAL JUSTICE PLANNING'S EXISTING EX-OFFENDER WORKFORCE DEVELOPMENT PROGRAM;
 - B. ANNUAL CONTRACT WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY, TEXAS DIVISION OF EMERGENCY MANAGEMENT FOR THE EMERGENCY MANAGEMENT PERFORMANCE GRANT IN THE EMERGENCY SERVICES DEPARTMENT;
 - C. AMENDMENT TO THE CONTRACT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION TO DE-OBLIGATE UNSPENT FUNDS IN FISCAL YEAR 2010 UNDERAGE DRINKING PREVENTION GRANT MANAGED BY THE COUNTY ATTORNEY'S OFFICE; AND
 - D. AMENDMENT NUMBER FOUR TO THE CONTRACT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TO ADD FUNDS FOR THE LOW INCOME VEHICLE REPAIR, ASSISTANCE, RETROFIT, AND ACCELERATED VEHICLE RETIREMENT PROGRAM MANAGED BY TRANSPORTATION AND NATURAL RESOURCES.

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

17. DISCUSS AND TAKE APPROPRIATE ACTION RELATED TO PLANNING ASSUMPTIONS TO BE USED BY BROADDUS & ASSOCIATES FOR THE DEVELOPMENT OF THE TRAVIS COUNTY CENTRAL CAMPUS MASTER PLAN INCLUDING: (11:49 AM)
- A. PARKING PERMITS AND ZONED PARKING WILL BE USED TO MAXIMIZE COUNTY ASSETS BY UP TO A 20% INCREASE IN UTILIZATION IN THE FUTURE;
 - B. TRAVIS COUNTY WILL, OVER TIME, REACH A 5% REDUCTION IN DEMAND FOR PARKING THROUGH THE USE OF ALTERNATIVE MODES OF TRANSPORTATION;
 - C. EXISTING RESOURCES THROUGHOUT THE AREA WILL BE MAXIMIZED TO OFFSET THE NEED TO BUILD ADDITIONAL STRUCTURE PARKING FOR VISITOR AND JUROR PARKING IN THE CENTRAL CAMPUS; AND
 - D. PARKING STRUCTURES DEVELOPED FOR VISITOR AND JUROR PARKING WILL BE PAY TO PARK OPERATIONS CONSTRUCTED THROUGH PARTNERSHIPS THAT SERVE THE AREA OF THE POTENTIAL GARAGE, NOT A SINGLE USE GARAGE.

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

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt to approve Items 17.A-D, with “and Juror” to be removed from 17.D.

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	absent

18. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDED PILOT INITIATIVE TO IMPLEMENT ZONED PARKING FOR COUNTY EMPLOYEES AT 700 LAVACA GARAGE. (11:55 AM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; Sydnia Crosbie, Lead Financial Analyst, TNR, and Chair, Parking Committee; Leslie Stricklan, Project Manager, Facilities Management; and Tenley Aldredge, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Eckhardt that we approve implementation of the recommendations, realizing that additional implementation steps must be taken and give ourselves two weeks, Tuesday, August 24, 2010, to do that, plus:

- Send out an email survey to employees regarding zoned parking
- Work out how we can best use the spaces at 700 Lavaca as quickly as possible
- Create two alternative lists; one, apply hire retroactively and two, going forward with employee automatically added to waiting list on hire date
- Contact Ampco for further clarification
- Research the effect of policy changes

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	absent

Item 18 to be reposted on August 24, 2010.

19. DISCUSS REVENUE AND BUDGET ISSUES WITH ADULT PROBATION (CSCD) AND CONSTABLE PRECINCT TWO TO DEVELOP THE FISCAL YEAR 2011 TRAVIS COUNTY BUDGET. (11:17 AM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; Dr. Geraldine Nagy, Director, Adult Probation, Community Supervision and Corrections Department (CSCD); Lila Oshatz, Probation Division Director, CSCD; Leroy Nellis, Budget Manager, PBO; Kimberly Pierce, Planning Manager, Criminal Justice Planning (CJP); Adan Ballesteros, Constable, Precinct 2; Bryan Curtis, Office Manager, Constable Precinct 2; and George Morales, Chief Deputy, Constable Precinct 2.

Discussion only. No formal action taken.

ADMINISTRATIVE OPERATIONS ITEMS

20. 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 \$542,218.03 FOR THE PERIOD OF JULY 23, 2010 TO JULY 29, 2010. (9:31 AM)

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

21. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:31 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 APPROVE HOLIDAYS EFFECTIVE OCTOBER 1, 2010 THROUGH DECEMBER 31, 2011 IN ACCORDANCE WITH THE TRAVIS COUNTY POLICIES, PROCEDURES AND REGULATIONS MANUAL, SECTIONS 10.043 HOLIDAYS AND 10.044 PERSONAL HOLIDAYS, RESPECTIVELY.

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.

Clerk's Note: The County Judge noted that the holidays approved in Item 22 will be the same ones as previously approved.

23. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO INFORM TRAVIS COUNTY EMPLOYEES AND RETIREES ENROLLED IN THE COUNTY'S PPO PLAN FROM MARCH 14, 1994 THROUGH NOVEMBER 18, 2009 OF A CLASS ACTION SETTLEMENT INVOLVING UNITED HEALTHCARE. (9:31 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.

JUSTICE AND PUBLIC SAFETY ITEMS

24. CONSIDER AND TAKE APPROPRIATE ACTION ON THE RECERTIFICATION OF THE TRAVIS COUNTY EMERGENCY OPERATIONS PLAN. (11:14 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services.

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

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

PURCHASING OFFICE ITEMS

25. REJECT ALL PROPOSALS RECEIVED FOR RFP P100003GM, IDENTITY AND ACCESS MANAGEMENT SOLUTION. (9:31 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. DECLARE LISTING OF CERTAIN EQUIPMENT AS SURPLUS AND SELL AT PUBLIC AUCTION PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:31 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING ROOF AND EXTERIOR WALLS UPGRADE AT THE COUNTY JAIL AS FOLLOWS:
(9:31 AM)

- A. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL ENGINEERING SERVICES FROM QS TECH, LPP, FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT; AND
- B. APPROVE CONTRACT AWARD FOR PROFESSIONAL ENGINEERING SERVICES TO QS TECH, LLP. (9:31 AM)

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

28. APPROVE TWELVE-MONTH EXTENSION, MODIFICATION NO. 5, TO INTERLOCAL AGREEMENT NO. IL080012RE, TEXAS DEPARTMENT OF ASSISTIVE AND REHABILITATIVE SERVICES FOR DEAF INTERPRETER SERVICES. (9:31 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. APPROVE TWELVE-MONTH EXTENSION, MODIFICATION NO. 3, TO INTERLOCAL AGREEMENT NO. IL080013RE, TEXAS DEPARTMENT OF ASSISTIVE AND REHABILITATIVE SERVICES FOR DEAF INTERPRETER SERVICES. (9:31 AM)

Clerk's Note: Item 29 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

30. AUTHORIZE THE PURCHASING AGENT TO COMMENCE NEGOTIATIONS WITH THE MOST HIGHLY QUALIFIED FIRM, INTERMEDIX, RFQ NO. Q100187ML, FOR AERO MEDICAL AND COLLECTION SERVICES. (9:31 AM)

Clerk's Note: Item 30 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

31. APPROVE CONTRACT NO. PS100145ML TO MITOTYPING TECHNOLOGIES FOR MITOCHONDRIAL DNA ANALYSIS SERVICES. (9:31 AM)

Clerk's Note: Item 31 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 County Judge noted that by approving Item 31 the Court will sign an exemption order as the contract is under \$50,000.00.

32. APPROVE CONTRACT AWARD FOR HVAC RENOVATIONS TO BLDG. 230 AT THE TRAVIS COUNTY CORRECTION COMPLEX, TO THE LOW BIDDER, THERMAL MECHANICAL CONTRACTORS INC. (9:31 AM)

Clerk's Note: Item 32 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

33. APPROVE CONTRACT WITH THE LAW OFFICE OF RANDY T. LEAVITT FOR OUTSIDE LEGAL COUNSEL SERVICES FOR A DEFENDANT IN THE CASE STYLED JANE DOE V. RICHARD "DICK" FURRS IN FEDERAL DISTRICT COURT. (9:31 AM)

Clerk's Note: Item 33 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

OTHER ITEMS

34. CONSIDER AND TAKE APPROPRIATE ACTION ON CONTRACT MODIFICATION AND EXTENSION OF CONTRACT 696-PD-0-1-L-L0306 M-010 BETWEEN THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE AND TRAVIS COUNTY FOR THE HOUSING OF RELEASEES FOR THE 2010-2011 CONTRACT TERM. (9:31 AM)

Clerk's Note: Item 34 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

35. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY SHERIFF'S OFFICE AND THE CITY OF AUSTIN, AUSTIN INDEPENDENT SCHOOL DISTRICT POLICE DEPARTMENT, GEORGETOWN POLICE DEPARTMENT, HAYS COUNTY SHERIFF'S OFFICE, PFLUGERVILLE POLICE DEPARTMENT, ROUND ROCK POLICE DEPARTMENT, SAN MARCOS POLICE DEPARTMENT, UNIVERSITY OF TEXAS POLICE DEPARTMENT, AND WILLIAMSON COUNTY SHERIFF'S OFFICE FOR THE ESTABLISHMENT AND OPERATION OF THE AUSTIN REGIONAL INTELLIGENCE CENTER (ARIC).
(1:55 PM)

Members of the Court heard from: Mike Hemby, Senior Planner, TCSO.

Motion by Judge Biscoe **and seconded by** Commissioner Huber to approve Item 35, and that we authorize the County Judge to sign the document on our behalf.

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	absent

36. APPROVE RESOLUTION ESTABLISHING A VETERANS COURT PROGRAM PURSUANT TO CHAPTER 617 OF THE TEXAS HEALTH & SAFETY CODE.
(9:31 AM)

Clerk's Note: Item 36 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

37. CONSIDER AND TAKE APPROPRIATE ACTION ON THE SECURITY COMMITTEE RECOMMENDATIONS FOR CIVIL COURTS. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (3:09 PM) (3:10 PM) (5:18 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we direct PBO Staff to put this Item on the mark up list, along with a short list of other Items.

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	absent

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

Note 4 Gov't Code Ann 551.087, Economic Development Negotiations

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.

38. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING THE LEASE AGREEMENT WITH TEXAS CHARTER SCHOOL ASSOCIATION AT 700 LAVACA. ^{1 AND 2} (3:10 PM) (5:18 PM)

Clerk's Note: Judge Biscoe announced that Item 38 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.

Motion by Commissioner Huber **and seconded by** Commissioner Eckhardt that we accept lease agreement Option 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	absent

39. DISCUSS AND TAKE APPROPRIATE ACTION ON ECONOMIC DEVELOPMENT PROJECT IN PRECINCT ONE. ⁴ (3:10 PM) (5:19 PM)

Clerk's Note: Judge Biscoe announced that Item 39 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.087, Economic Development Negotiations.

Discussion only. No formal action taken.

Item 39 to be reposted August 17, 2010.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER IN ALEJANDRA CORNELIUS V. CITY OF AUSTIN AND TRAVIS COUNTY. ¹ (3:10 PM) (5:19 PM)

Clerk's Note: Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

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

Motion by Commissioner Eckhardt **and seconded by** Judge Biscoe to reject.

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	absent

41. CONSIDER AND TAKE APPROPRIATE ACTION ON NOTICE FROM THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE OF DECISION TO CANCEL AGREEMENT AND APPROVED BUDGET WITH TRAVIS COUNTY REGARDING SMART BEDS. ¹ (3:10 PM) (5:20 PM)

Clerk's Note: Judge Biscoe announced that Item 41 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 we ask Commissioner Eckhardt and Judge Biscoe, either or both, to continue to pursue resolution of this issue.

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	absent

Clerk's Note: The Court noted that the Motion includes a meeting with the appropriate State Officials.

42. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE POTENTIAL PURCHASE OF REAL ESTATE IN CENTRAL AUSTIN. ^{1 AND 2}
(3:10 PM)

Clerk's Note: Judge Biscoe announced that Item 42 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 42 postponed until August 17, 2010.

ADDED ITEMS

- A1. CONSIDER AND TAKE APPROPRIATE ACTION ON ANNUAL CONTRACT WITH THE TEXAS TASK FORCE ON INDIGENT DEFENSE FOR THE FINAL TERM OF GRANT FUNDING FOR THE MENTAL HEALTH PUBLIC DEFENDER'S OFFICE THAT IS MANAGED BY CRIMINAL JUSTICE PLANNING. (THIS ITEM MAY BE TAKEN INTO EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY) (9:31 AM)

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

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES REGARDING THE LEASE AND SPACE FOR TRAVIS COUNTY DISTRICT ATTORNEY AT 700 LAVACA. (EXECUTIVE SESSION PURSUANT TO GOV'T. CODE ANN. 551.071, CONSULTATION WITH ATTORNEY AND 551.072, REAL PROPERTY) (3:10 PM) (5:21 PM)

Motion by Judge Biscoe and seconded by Commissioner Davis that we take no action today, Tuesday, August 10, 2010, but have it back on the Agenda next week, Tuesday, August 17, 2010.

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	absent

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Judge Biscoe to adjourn the Voting Session. (5:21 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	absent

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge