

## **MINUTES OF MEETING MAY 26, 2009**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 26<sup>th</sup> day of May 2009, the Commissioners' Court convened the Voting Session at 9:14 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court retired to Executive Session at 10:48 AM.

The Commissioners Court reconvened the Voting Session at 11:21 AM.

The Commissioners Court recessed the Voting Session at 11:57 AM.

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

The Commissioners Court recessed the Voting Session at 2:06 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 2:06 PM and adjourned at 2:09 PM.

The Commissioners Court reconvened the Voting Session at 2:09 PM.

The Commissioners Court adjourned the Voting Session at 2:16 PM.

**PUBLIC HEARINGS**

- 1. RECEIVE COMMENTS REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: BELL GRAND AVENUE BUSINESS PARK, A RESUBDIVISION OF THE REPLAT OF LOT 25, BLOCK J, NORTH PARK SUBDIVISION SECTION 2. (COMMISSIONER ECKHARDT) (ACTION ITEM #10) (9:15 AM)

**Clerk’s Note:** This Item is a public hearing to receive comments. Please refer to Agenda Item 10 for a summary of the action item.

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

<b>Motion carried:</b> 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, Program Manager, Planning and Engineering, Transportation and Natural Resources (TNR).

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

<b>Motion carried:</b> 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. RECEIVE COMMENTS ON THE PROPOSED USES FOR THE \$226,300 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AVAILABLE THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (9:16 AM)

**Clerk’s Note:** This Item is a public hearing to receive comments.

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

<b>Motion carried:</b> 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:** Christy Moffett, Social Services Manager, Travis County Health and Human Services (TCHHS); and Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS).

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

<b>Motion carried:</b> 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:** Ronnie Gjemre, Travis County Resident; Gus Peña, Travis County Resident; Jimmy Castro, Travis County Resident; and Maurice Priest, Travis County Resident. (9:22 AM)

**CONSENT ITEMS**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C3 and Items 4, 5, 6, 8, 9, 10, 11, 12, 13.A&B, 14, 15.A-D, 16, 17, 20, 22, 24, 29, and 30. (9:33 AM)

<b>Motion carried:</b> 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. REAPPOINT VICTORIA HOFF WORSHAM TO SERVE ON TRAVIS COUNTY HISTORICAL COMMISSION AS A PRECINCT TWO APPOINTEE EFFECTIVE IMMEDIATELY THROUGH JANUARY 31, 2011. (COMMISSIONER ECKHARDT)
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MAY 12, 2009.

**RESOLUTIONS AND PROCLAMATIONS**

- 3. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM U.S. CENSUS BUREAU FOR A RESOLUTION AND APPOINTMENT OF A COMPLETE COUNT COMMITTEE. (JUDGE BISCOE) (9:38 AM)

**Members of the Court heard from:** Ivonne Espada-Simeon, US Census Bureau; and Ronnie Gjemre, Travis County Resident.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the Resolution in Item 3.

<b>Motion carried:</b> 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

**PURCHASING OFFICE ITEMS**

- 4. DECLARE CERTAIN TRAFFIC COUNTERS AS SURPLUS AND AUTHORIZE TRADE-IN FOR NEW TRAFFIC COUNTERS, PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:33 AM)

**Clerk's Note:** Item 4 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 5. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS070283RE, HAILAN ZHANG, FOR PROGRAMMING AND DATA BASE SERVICES. (9:33 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. APPROVE MODIFICATION NO. 1 FOR TERMINATION OF CONTRACT NO. PS070385VR, MERCHANTS OF HOPE CHILDREN'S HOME FOR RESIDENTIAL TREATMENT SERVICES. (9:33 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 MODIFICATION NO. 3 TO INTERLOCAL AGREEMENT NO. IL070037RE, AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, FOR SYSTEM OF CARE SERVICES. (10:47 AM)

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 7.

<b>Motion carried:</b> 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

- 8. APPROVE CONTRACT AWARD FOR SPORTS FIELD TURF MAINTENANCE, IFB NO. B090241LD, TO THE LOW BIDDER, KBRO SPORTS FIELD MANAGEMENT. (9:33 AM)

**Clerk's Note:** Item 8 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

9. APPROVE CONTRACT FOR TRANSPORTATION AND EXTRADITION SERVICES TO U.S. EXTRADITION SERVICE, INC. (9:33 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.

**Clerk's Note:** The Court noted that Item 9 also includes an exemption order pursuant to 262.024 of the Texas Government Code.

## TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT TWO: BELL GRAND AVENUE BUSINESS PARK, A RESUBDIVISION OF THE REPLAT OF LOT 25, BLOCK J, NORTH PARK SUBDIVISION SECTION 2. (COMMISSIONER ECKHARDT) (9:33 AM)

**Clerk's Note:** Item 10 is the action item for the public hearing on Agenda Item 1.

**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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO RELEASE BOUNDARY STREET FISCAL AS POSTED BY CASH SECURITY AGREEMENT FOR THE IMPROVEMENT OF DUKE ROAD IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:33 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 TO ACCEPT CHECK FROM NORTHRIDGE WATER SUPPLY CORPORATION RECEIVER, PATRICK KING, TO BE USED FOR SERVICE CONNECTIONS IN NORTHRIDGE ACRES. (JUDGE BISCOE) (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(9:33 AM)
- A. PARTICIPATION AGREEMENT WITH THE DEER CREEK RANCH AND LAKES ASSOCIATION FOR THE IMPROVEMENT AND ACCEPTANCE OF PORTIONS OF PANORAMA DRIVE AND LAKE PARK DRIVE; AND
  - B. RECOMMENDATION TO ACCEPT 2,560 LINEAR FEET OF PANORAMA DRIVE AND 200 LINEAR FEET OF LAKE PARK DRIVE, FROM PANORAMA DRIVE IN A NORTHERLY DIRECTION. (COMMISSIONER HUBER)

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

### **PLANNING AND BUDGET DEPT. ITEMS**

14. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:33 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:  
(9:33 AM)
  - A. NEW GRANT APPLICATION TO U.S. DEPARTMENT OF JUSTICE, BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, FOR TRAVIS COUNTY TO RECEIVE AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS FOR ONE TIME PURCHASES FOR TECHNOLOGY TO IMPROVE THE CRIMINAL JUSTICE SYSTEM;
  - B. NEW GRANT APPLICATION TO TEXAS PARKS AND WILDLIFE DEPARTMENT FOR TRANSPORTATION AND NATURAL RESOURCES TO ACQUIRE AND DEVELOP THE FIRST PHASE OF THE ONION CREEK GREENWAY IN PRECINCT FOUR FOR PARK AMENITIES;
  - C. NEW GRANT APPLICATION TO U.S. DEPARTMENT OF JUSTICE – COPS OFFICE FOR FUNDING PHASE IIA OF THE TRAVIS COUNTY SHERIFF'S OFFICE FIRING RANGE PROJECT TO EXPAND THE CAPACITY TO TWO COURSES OF FIRE AND INSTRUCTION AT THE SAME TIME;
  - D. GRANT CONTRACT AMENDMENT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR TRANSPORTATION AND NATURAL RESOURCES TO SUPPORT CLEAN AIR PROJECTS PROPOSED BY THE COUNTY RELATED TO THE LOCAL INITIATIVE PROJECTS GRANT, PART OF THE LOW INCOME REPAIR ASSISTANCE RETROFIT AND ACCELERATED VEHICLE RETIREMENT PROGRAM; AND

**Clerk's Note:** Items 15.A-D approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.



ITEM 15 CONTINUED

15. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (10:38 AM)

E. CONTRACT WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE HEALTH AND HUMAN SERVICES DEPARTMENT TO PROVIDE HOUSEHOLD HEATING AND COOLING ENERGY ASSISTANCE TO HELP LOW INCOME FAMILIES OR INDIVIDUALS BECOME ENERGY SELF-SUFFICIENT UNDER THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM.

**Clerk’s Note:** The Court discussed the following ways to address concerns regarding a possible request by the State to take the original documents offsite:

- The County Attorney’s Office work with the State to change the language;
- The original documents be available to the State on any Travis County site; and,
- The County make reasonable copies that are submitted to the State.

**Members of the Court heard from:** Travis Gatlin, Budget Analyst, Planning and Budget Office (PBO); Sherri Fleming, Executive Manager, TCHHS&VS; Diana Warner, First Assistant County Auditor; and Mary Etta Gerhardt, Assistant County Attorney.

**Motion by** Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve the contract language.

**A Friendly Amendment to the previous Motion was offered by** Judge Biscoe to try to work with the State to clarify this, with the three options that we mentioned.

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

<b>Motion carried:</b> 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 \$897,124.15 FOR THE PERIOD OF MAY 8 TO 15, 2009. (9:33 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. (9:33 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.

### JUSTICE AND PUBLIC SAFETY ITEMS

18. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED PUBLIC INPUT PROCESS FOR THE NEW TRAVIS COUNTY MEDICAL EXAMINER'S OFFICE AND RELATED ISSUES. (9:14 AM)

Item 18 postponed until June 2, 2009.

19. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING: (9:14 AM)
  - A. SCOPE OF SERVICES AND ISSUANCE OF REQUEST FOR QUALIFICATIONS NO. Q090166JT, ARCHITECTURAL AND ENGINEERING CONSULTING SERVICES FOR A PLANNING STUDY FOR A NEW TRAVIS COUNTY MEDICAL EXAMINER'S OFFICE; AND
  - B. AMOUNT AND SOURCE OF REQUIRED FUNDING.

Items 19.A&B postponed until June 2, 2009.

**OTHER ITEMS**

20. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:33 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 A REQUEST FROM TRAVIS COUNTY SHERIFF'S OFFICE TO UTILIZE TRAVIS COUNTY EXPOSITION CENTER ON JUNE 24, 2009 FOR A COMBINED JOB FAIR WITH TRAVIS COUNTY HUMAN RESOURCES DEPARTMENT WITH PAYMENT VIA IN-KIND SERVICES. (10:13 AM)

**Members of the Court heard from:** Debbie Rich, Human Resources Coordinator, Travis County Sheriff's Office (TCSO); Alison Gomez, Human Resources Assistant Senior, TCSO; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Alicia Perez, Executive Manager, Administrative Operations; and Michael Norton, Director, Travis County Exposition Center.

**Clerk's Note:** The Court, without objection, approved the request in Item 21.

22. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF APRIL, 2009. (9:33 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. RECEIVE AND DISCUSS THE FIRST REVENUE ESTIMATE FOR THE FISCAL YEAR 2010 BUDGET PROCESS. (1:40 PM)

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; Blain Keith, Chief Assistant County Auditor, Travis County Auditor's Office; Carolyn Damron, Travis County Auditor's Office; Leroy Nellis, Budget Manager, PBO; and Rodney Rhoades, Executive Manager, PBO.

Discussion only. No formal action taken.

24. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO AUTHORIZE THE OFFICE OF THE TAX ASSESSOR/COLLECTOR (TAX OFFICE) TO DEPOSIT MONIES COLLECTED, UNDER ARTICLE 103.004(A) OF THE CODE OF CRIMINAL PROCEDURE, FOR JUSTICES OF THE PEACE AND COUNTY CLERK FINES AND FEES, INTO THE COUNTY TREASURY NO LATER THAN THE SEVENTH REGULAR BUSINESS DAY AFTER THE DATE THAT THE MONEY IS COLLECTED. (9:33 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 ON USE OF COUNTY FUNDS FOR FOOD AND REFRESHMENTS AT ALL-DAY VISIONING SESSION ON JUNE 24, 2009 AT THE CAPITOL LEGISLATIVE CONFERENCE CENTER FOR COUNTY OFFICIALS AS PART OF THE DOWNTOWN MASTER PLAN STUDY. (10:28 AM)

**Members of the Court heard from:** Christian Smith, Special Assistant to the Commissioners Court.

**Motion by** Commissioner Eckhardt to approve a box lunch and refreshments.

**Clerk's Note:** The Motion died for lack of a Second.

**Motion by** Judge Biscoe **and seconded by** Commissioner Eckhardt that we authorize up to \$15.00 per participant for water, snacks, and lunch at the visioning session.

<b>Motion carried:</b> 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 thanked our sponsor Senator Kirk Watson and Deece Eckstein, Intergovernmental Relations Officer for organizing the conference room at the State Capital free of charge for this important event.

**AT 11:00 A.M.**

26. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE MATTERS, INCLUDING: (11:23 AM) (2:09 PM)
- A. STATUS REPORT ON THE 81<sup>ST</sup> TEXAS LEGISLATURE;
  - B. STATUS REPORT ON TRAVIS COUNTY LEGISLATIVE PRIORITIES, INCLUDING HOUSE BILLS 612, 1119, 1335, 1440, 1531, 1711, 1981, 2100, 2161, 2162, 2167, 2414, 2693, 3468, 3585, 3616, 3787, 3963, 4175 AND 4262, AND SENATE BILLS 497, 578, 1299, 1783, 2202, 2280, 2451, 2452 AND 2472;
  - C. STATUS REPORT ON TRAVIS COUNTY LEGISLATIVE ACTIVITIES, INCLUDING HOUSE BILLS 2, 9, 17, 46, 78, 88, 117, 127, 133, 134, 337, 402, 561, 562, 564, 612, 650, 692, 701, 711, 721, 755, 765, 773, 987, 1018, 1029, 1038, 1092, 1211, 1284, 1483, 1507, 1575, 1576, 1674, 1906, 1909, 1920, 2007, 2170, 2291, 2369, 2495, 2524, 2573, 2859, 3158, 3448, 3607, 3611, 3612, 3613, 3983, 4729 AND 4756, HOUSE JOINT RESOLUTIONS 15, 22, 36, 43, 55 AND 84, SENATE BILLS 1, 16, 18, 218, 253, 294, 299, 383, 402, 555, 624, 678, 700, 721, 771, 855, 942, 1023, 1310, 1323, 2294, 2301 AND 2474, AND SENATE JOINT RESOLUTIONS 10 AND 48;
  - D. STATUS REPORT ON LEGISLATION OF INTEREST TO TRAVIS COUNTY, INCLUDING HOUSE BILLS 773, 1221, 2941, 3896 AND 4525, AND SENATE BILLS 20, 1311 AND 1458;
  - E. SENATE BILL 312 - RELATING TO THE REGULATION AND CERTIFICATION OF MEDICAL EXAMINERS AND THE CONDUCT OF AUTOPSY AND INQUEST INVESTIGATIONS BY JUSTICES OF THE PEACE AND MEDICAL EXAMINERS; PROVIDING PENALTIES; AND
  - F. HOUSE BILL 1506 - RELATING TO THE IMPOSITION OF CONDITIONS ON CERTAIN DEFENDANTS CHARGED WITH AN OFFENSE INVOLVING FAMILY VIOLENCE.

**Clerk's Note:** Items 26.A-F are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Deece Eckstein, Intergovernmental Relations Officer; Irma Guerrero, Division Director, Pretrial Services; and Ron Morgan, Training and Education Coordinator, Pretrial Services.

Items 26.A-E discussion only. No formal action taken.

**ITEM 26 CONTINUED**

**Clerk's Note:** The Court discussed HB 1506, relating to the imposition of conditions on certain defendants charged with an offense involving family violence. Staff recommended that the Commissioners Court state their opposition to the bill.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we follow that recommendation, and generate a document that does just that, and communicate that to the sponsors as well as the Travis County legislative delegation, and set out the reasons why this is not a good idea.

**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:** Item 26.F was revisited at 2:09 PM

**Clerk's Note:** Staff presented a draft letter for approval by the Commissioners Court stating the Court's reasons for opposing HB 1506. The following two changes were proposed:

- Add "financial" to the first paragraph; and,
- Increase the font size while keeping the letter to two pages.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the letter with those two changes.

**Members of the Court heard from:** Deece Eckstein, Intergovernmental Relations Officer; Ron Morgan, Training and Education Coordinator, Pretrial Services; and Irma Guerrero, Division Director, Pretrial Services.

**Motion carried:**

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

- 27. CONSIDER AND TAKE APPROPRIATE ACTION ON COMMISSIONERS COURT INTENT IN ADOPTING INTERGOVERNMENTAL RELATIONS RECOMMENDATIONS REGARDING PENDING LEGISLATION. (11:52 AM)

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

Discussion only. No formal action taken.

**Clerk’s Note:** The Court indicated that if they vote to support a specific bill it is implicit that IGR and the Legislative Consultants have the authority to communicate that support.

- 28. CONSIDER AND TAKE APPROPRIATE ACTION ON SENDING A LETTER TO CONGRESSMAN LLOYD DOGGETT SUPPORTING HIS EFFORTS TO PASS COMPREHENSIVE AND EFFECTIVE LEGISLATION TO ADDRESS GLOBAL CLIMATE CHANGE. (COMMISSIONER ECKHARDT AND COMMISSIONER HUBER) (10:24 AM)

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

**Motion by** Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve of the letter in Item 28.

**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

- 29. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED INTERNAL TRAVIS COUNTY ORGANIZATIONAL STRUCTURE FOR THE DOWNTOWN MASTER PLAN. (9:33 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.

**Clerk’s Note:** The Court noted that agreement had been reached on the membership of the General Government Committee: Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; Sherri Fleming, Executive Manager, TCHHS&VS; Dolores Ortega-Carter, Travis County Treasurer; Alicia Perez, Executive Manager, Administrative Operations; Roger Jefferies, Executive Manager, Justice and Public Safety (JPS); and Danny Hobby, Executive Manager, Travis County Emergency Services.



- 30. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A CONTRACT AMENDMENT WITH THE TRAVIS COUNTY HOUSING FINANCE CORPORATION IN ORDER TO PROVIDE FUNDS TO CONVERT A PART-TIME SENIOR FINANCIAL ANALYST TO FULL-TIME STATUS FOR FIVE MONTHS. (9:33 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. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING: (9:51 AM)
  - A. AGREEMENT REGARDING ENHANCEMENT OF WORKFORCE DIVERSITY; AND
  - B. AN ORDER TO PARTICIPATE IN THE TEXAS ENTERPRISE ZONE PROGRAM TO NOMINATE GOLFSMITH INTERNATIONAL, L.P. AS AN ENTERPRISE PROJECT; AND
  - C. AN ORDER IDENTIFYING AND SUMMARIZING LOCAL INCENTIVES.

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

**Members of the Court heard from:** Dustin McCormick, Economic Growth and Redevelopment Services Office, City of Austin; Mary Etta Gerhardt, Assistant County Attorney; and Sharon Wellhouse, Ryan, Inc.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 31.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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

## ITEM 31 CONTINUED

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 31.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                   yes

**Clerk's Note:** The Court discussed an agreement regarding the enhancement of workforce diversity.

**Motion by Commissioner Davis and seconded by Judge Biscoe** to indicate our intention to withdraw our support unless we have satisfactorily reached agreement on workforce diversity, and to receive the diversity plan within twelve months.

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we indicate the Court's intention to execute any additional minor changes necessary for us to meet the filing requirements.

**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.

32. RECEIVE UPDATE REGARDING PURCHASE CONTRACT WITH GRASON VOLENTE INVESTMENTS, LTD. AND TAKE APPROPRIATE ACTION. <sup>1 AND 2</sup>  
(10:48 AM) (11:21 AM)

**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. 551.072, Real Property.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we approve the proposed first amendment to the contract.

<b>Motion carried:</b> 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

33. CONSIDER AND TAKE APPROPRIATE ACTION ON POTENTIAL MODIFICATION TO THE EXISTING LICENSE AGREEMENT BETWEEN TEXAS DISPOSAL SYSTEMS LANDFILL, INC. AND TRAVIS COUNTY, FOR USE OF COUNTY-OWNED PROPERTY LOCATED ON RM 620 IN PRECINCT THREE. (COMMISSIONER HUBER) <sup>1 AND 2</sup> (10:48 AM) (11:22 AM)

**Clerk's Note:** Judge Biscoe announced that Item 33 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 Judge Biscoe and seconded by Commissioner Huber** that we authorize Staff to put together a formal counter to the proposal that we have received, so we can touch base with representatives of the Texas Disposal Systems Landfill, Inc., and try to resolve outstanding differences.

**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 33 to be reposted on June 2, 2009.

34. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POSSIBLE SALE OF COUNTY OWNED LAND OFF FM 969 IN EAST AUSTIN. <sup>1 AND 2</sup> (9:15 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 postponed until June 2, 2009.

- 35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR JUVENILE PROBATION DEPARTMENT EMPLOYEE, SLOT NO. 348. <sup>1 AND 3</sup> (10:48 AM) (11:22 AM)

**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 and Gov’t. Code Ann. 551.074, Personnel Matters.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we approve 3 additional days of leave with pay for the employee in Slot No. 348, to cover May 19 through May 21, 2009.

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

**ADJOURNMENT**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to adjourn the Voting Session. (2:16 PM)

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

**MINUTES APPROVED BY THE COMMISSIONERS’ COURT**

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**