

## **MINUTES OF MEETING JUNE 23, 2009**

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

On Tuesday, the 23<sup>rd</sup> day of June 2009, the Commissioners' Court convened the Voting Session at 9:10 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 recessed the Voting Session at 12:07 PM.

The Commissioners Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), convened at 1:37 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Bee Cave Road District #1 (Galleria), convened at 1:38 PM and adjourned at 1:41 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:41 PM and adjourned at 1:46 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:46 PM and adjourned at 1:47 PM.

The Commissioners Court, meeting as the Travis County Development Authority; the Capital Health Facilities Development Corporation; the Capital Industrial Development Corporation; and the Travis County Cultural Education Facilities Finance Corporation, convened at 1:47 PM and adjourned at 1:48 PM.

The Commissioners Court reconvened the Voting Session at 1:48 PM.

The Commissioners Court retired to Executive Session at 2:56 PM.

The Commissioners Court reconvened the Voting Session at 4:08 PM.

The Commissioners Court adjourned the Voting Session at 4:10 PM.

**PUBLIC HEARINGS**

1. RECEIVE COMMENTS REGARDING A REQUEST TO TEMPORARILY CLOSE FUCHS GROVE ROAD IN PRECINCT ONE FOR BRIDGE IMPROVEMENTS BEGINNING JULY 8, 2009 AND CONTINUING THROUGH OCTOBER 9, 2009 OR UNTIL CONSTRUCTION IS COMPLETED. (COMMISSIONER DAVIS) (ACTION ITEM #22) (9:11 AM)

**Clerk’s Note:** This Item is a public hearing to receive comments. Please refer to Agenda Item 22 for a summary of the action item.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez 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:** Steve Manilla, Director, Public Works, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez 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

**Clerk’s Note:** The Court thanked Staff for posting the signs informing residents of the public hearing in a timely manner.



**SPECIAL ITEMS**

- 2. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:30 AM)

**Members of the Court heard from:** Hershel Lee, Fire Marshal; and Pete Baldwin, Emergency Management Coordinator, Travis County Emergency Services.

**Motion by Judge Biscoe and seconded by** Commissioner Gómez that we follow Staff's recommendation and impose and adopt an outdoor burn ban, that we authorize the County Judge to sign on behalf of the Commissioner Court.

**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 heard that the Texas Pyrotechnic Association has recommended the voluntary removal of fireworks that would be considered restricted, skyrocketes with sticks and missiles with fins, from sale in Travis County. The Commissioners Court requested that the Fire Marshal send a letter of thanks to Chester Davis, President, Texas Pyrotechnic Association.

**HEALTH AND HUMAN SERVICES DEPT. ITEMS**

- 3. CONSIDER AND TAKE APPROPRIATE ACTION ON THE DRAFT FOR PUBLIC COMMENT ON THE PROGRAM YEAR 2009 ACTION PLAN RELATED TO THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AVAILABLE THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (9:39 AM)

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

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

**Motion carried:**

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

**PLANNING AND BUDGET DEPT. ITEMS**

- 4. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:28 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. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:28 AM)
  - A. NEW GRANT APPLICATION TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR HEALTH AND HUMAN SERVICES AND VETERANS SERVICES DEPARTMENT TO RECEIVE AMERICAN RECOVERY AND REINVESTMENT ACT WEATHERIZATION ASSISTANCE PROGRAM FUNDS TO ADDRESS WEATHERIZATION AND ENERGY EFFICIENCY NEEDS FOR LOW INCOME HOUSEHOLDS; AND
  - B. **REVISED LANGUAGE:** NEW GRANT APPLICATION TO THE NATIONAL ENERGY TECHNOLOGY LABORATORY AMERICAN RECOVERY AND REINVESTMENT ACT, **ENERGY** EFFICIENCY AND CONSERVATION BLOCK GRANT PROGRAM FOR RETROFIT OF TRAVIS COUNTY EXECUTIVE OFFICE BUILDING HVAC SYSTEMS.

**Clerk’s Note:** Items 5.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court’s Motion and Vote.

6. RECEIVE BRIEFING, DISCUSS AND GIVE STAFF DIRECTION REGARDING THE PROCESS AND SCHEDULE FOR DEVELOPING THE ADVERTISEMENT FOR THE PUBLIC HEARING TO SET ELECTED OFFICIALS’ SALARIES FOR FISCAL YEAR 2010. (9:41 AM)

**Members of the Court heard from:** Belinda Powell, Capital Planning Coordinator, Planning and Budget Office (PBO).

**Motion by** Judge Biscoe **and seconded by** Commissioner Eckhardt that we authorize the County Judge to send the appropriate letter to the Elected Officials indicating that the Commissioners Court will not propose pay increases because of lack of resources; and therefore we are not having a public hearing this year.

**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

7. CONSIDER AND TAKE APPROPRIATE ACTION ON COMMISSIONERS COURT PROGRAM PLANNING GUIDE AND AUTHORIZE STAFF TO RELEASE THE DOCUMENT TO BROADDUS AND ASSOCIATES FOR USE DURING PHASE 1 OF THE TRAVIS COUNTY CENTRAL CAMPUS NEEDS ANALYSIS AND MASTER PLAN. (2:13 PM)

**Members of the Court heard from:** Belinda Powell, Capital Planning Coordinator, PBO.

**Motion by Judge Biscoe and seconded by Commissioner Eckhardt** that we authorize delivery of this document to our consultant.

**Motion carried:**

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

8. CONSIDER AND TAKE APPROPRIATE ACTION ON AMENDMENT FIVE TO THE CURRENT DEPOSITORY BANK CONTRACT BETWEEN JPMORGAN CHASE AND TRAVIS COUNTY. (9:45 AM)

**Members of the Court heard from:** Rodney Rhoades, Executive Manager, PBO; and Mary Mayes, Investment Manager, Cash/Investment Management.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 8.

**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

- 9. CONSIDER AND TAKE APPROPRIATE ACTION ON FISCAL YEAR 2010 BUDGET RELATED ITEMS: (9:48 AM)
  - A. FISCAL YEAR 2010 BUDGET PARAMETERS;
  - B. DEPARTMENTAL BUDGET HEARINGS AND MARKUP SCHEDULES; AND
  - C. POSSIBLE VOLUNTARY HIRING FREEZE.

**Clerk's Note:** Items 9.A-C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Rodney Rhoades, Executive Manager, PBO; Leroy Nellis, Budget Manager, PBO; and Susan Spataro, Travis County Auditor.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item 9.C, which is for us to ask Elected and Appointed Officials to impose a hiring freeze of non-essential positions immediately. Non-essential means, basically, you can do without the position, and still meet your mandatory and discretionary duties and responsibilities in Travis County.

**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 9.A was discussion only. No formal action taken.

Item 9.B to be reposted on June 30, 2009.

**Clerk's Note:** The Court will send out a press release regarding the hiring freeze of non-essential positions.



10. CONSIDER AND TAKE APPROPRIATE ACTION ON IMPROVING THE GRANTS PROCESS AND COORDINATION INCLUDING REPORTING FOR FUTURE YEARS. (2:16 PM)

**Members of the Court heard from:** Rodney Rhoades, Executive Manager, PBO; Travis Gatlin, Budget Analyst, PBO; Alicia Perez, Executive Manager, Administrative Operations; and Susan Spataro, Travis County Auditor.

**Clerk's Note:** The Court authorized Staff to create a working group to review grant application processes and possible policy changes, to include:

- Auditor's Office
- Planning and Budget Office
- Purchasing
- Administrative Operations
- County Attorney's Office
- Intergovernmental Relations Office
- Human Resources Management Department; and
- High grant users such as - Criminal Justice Planning, Travis County Sheriff's Office, Health and Human Services

Discussion only. No formal action taken.

11. CONSIDER AND TAKE APPROPRIATE ACTION TO AUTHORIZE THE COUNTY JUDGE TO SIGN THE APPLICATION FOR PREFERRED PRICING WITH MOODY'S RATING AGENCY. (9:28 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.

### ADMINISTRATIVE OPERATIONS ITEMS

12. 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 \$588,414.70 FOR THE PERIOD OF JUNE 5 TO JUNE 11, 2009. (9:28 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:28 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.

**PLEASE NOTE: ITEM 14 WILL BE POSTPONED UNTIL JUNE 30, 2009**

14. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING POSSIBLE USES OF COUNTY-OWNED PROPERTY LOCATED AT 5335 AIRPORT BOULEVARD: (9:10 AM)
  - A. REQUEST FROM MANOS DE CRISTO TO USE THE BUILDING FOR THEIR ANNUAL BACK-TO-SCHOOL PROGRAM AND A REQUEST TO WAIVE ALL FEES FOR USE OF FACILITY FROM JULY 27, 2009 THROUGH AUGUST 21, 2009;
  - B. REQUEST FROM HEALTH AND HUMAN SERVICES AND VETERANS SERVICE DEPARTMENT FOR ANTICIPATED WEATHERIZATION PROGRAM;
  - C. REQUEST FROM TRAVIS COUNTY DISTRICT JUDGES TO USE AS A JURY IMPANELING FACILITY; AND
  - D. OTHER REQUESTS INFORMALLY REQUESTED BUT NOT DISCUSSED.

Items 14.A-D postponed until June 30, 2009.

15. CONSIDER AND TAKE APPROPRIATE ACTION ON THE INFORMATION AND TELECOMMUNICATIONS SYSTEM CAREER LADDER ANALYSIS AND RECOMMENDATIONS COMPLETED BY EVERGREEN SOLUTIONS, LLC. (11:21 AM)

**Members of the Court heard from:** Linda Moore Smith, Director, Human Resources Management Department (HRMD); Alicia Perez, Executive Manager, Administrative Operations; Brian Wolfe, Consultant, Evergreen Solutions; Travis Gatlin, Budget Analyst, PBO; Judy Pittsford, Information Technology Director, Information and Telecommunications Systems (ITS); and Joe Harlow, Chief Technology Officer, ITS.

Discussion only. No formal action taken.

Item 15 to be reposted on June 30, 2009.

## JUSTICE AND PUBLIC SAFETY ITEMS

16. CONSIDER AND TAKE APPROPRIATE ACTION ON GRANT ADJUSTMENT NOTIFICATION FOR THE 2006 LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM GRANT. (9:28 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.

## PURCHASING OFFICE ITEMS

17. APPROVE ORDER EXEMPTING THE PURCHASE OF MECHANICAL ELECTRICAL AND PLUMBING ENGINEERING SERVICES FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT FOR THE EXECUTIVE OFFICE BUILDING HVAC SYSTEMS UPGRADE. (9:28 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.

18. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS090196ML, COACHCENTRIC, LLC FOR MEDIATION SERVICES. (9:28 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 FOR CONCRETE AND GROUT MIX, IFB NO. B090235RG, TO THE QUALIFIED LOW BIDDER, CENTEX MATERIALS LLC. (9:28 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. APPROVE MODIFICATION NO. 7 TO CONTRACT NO. 08T00073RG, A-TEX PEST MANAGEMENT, FOR PEST CONTROL SERVICES. (9:28 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 TO ISSUE A REQUEST FOR PROPOSAL FOR AN ENTERPRISE RESOURCE PLANNING/FINANCIAL MANAGEMENT SYSTEM. (10:14 AM)

**Members of the Court heard from:** Barbara Wilson, Assistant County Attorney; Dean Harvey, Partner, Vinson & Elkins LLP; Susan Spataro, Travis County Auditor; Mike Wichern, Chief Assistant County Auditor, Travis County Auditor's Office; and John Hille, Assistant County Attorney.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 21.

**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

## TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

22. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO TEMPORARILY CLOSE FUCHS GROVE ROAD IN PRECINCT ONE FOR BRIDGE IMPROVEMENTS BEGINNING JULY 8, 2009 AND CONTINUING THROUGH OCTOBER 9, 2009 OR UNTIL CONSTRUCTION IS COMPLETED. (COMMISSIONER DAVIS) (9:28 AM)

**Clerk's Note:** Item 22 is the action item for the public hearing on Agenda Item 1.

**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.



25. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN TO INCLUDE THE CITY'S WATER LINE RELOCATIONS IN THE IMPERIAL DRIVE DRAINAGE IMPROVEMENTS PROJECT. (COMMISSIONER DAVIS) (9:28 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.

**Clerk's Note:** The Court noted that the City of Austin is to place \$127,298.00 in escrow before the start of construction.

### **OTHER ITEMS**

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:28 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 TO APPOINT CHAIRPERSON AND COMPLETE COUNT COMMITTEE TO HEAD THE TRAVIS COUNTY 2010 CENSUS INITIATIVE. (JUDGE BISCOE) (2:49 PM)

**Clerk's Note:** The Court discussed recommending the following persons or representatives from the following organizations to the Complete Count Committee:

- David Shore, Chairman, Geographic Information Systems (GIS) Coordinator, TNR
- Olie Pope, Director, Veterans' Services, TCHHS, or his designee
- Deece Eckstein, Intergovernmental Relations Officer
- Retired Senior Volunteers Program (RSVP)
- Austin Travis County Mental Health Mental Retardation (AT-MHMR)
- Directors of all the Community Centers Advisory Committees
- Religious organizations involving various groups; including Austin Interfaith, Black Ministers Association, etc.
- Education, involving the Superintendent, principals and teachers
- Workers Defense Project; and
- Ask Community Action Network (CAN) to discuss it as an agenda item for outreach and education.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve this strategy, and give these names to the Census people.

**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 if any members of the Court have any further ideas to pass them on through his office.





- 29. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPERTY TAX RATE CONSIDERATIONS FOR THE TRAVIS COUNTY HEALTHCARE DISTRICT. (1:54 PM)

**Clerk’s Note:** The Court discussed the following Staff recommendations:

- Anticipated collection rate of 100%
- Optional homestead exemptions that we use annually
- \$65,000.00 for the disabled and over 65
- at \$5,000 or 20%, whichever is greater, for all homesteads
- approve the historical exemptions of 100% of the structure and 50% on the land for residences or nonprofit agencies
- half that for all other historical properties, and
- no debt buy down

**Members of the Court heard from:** Tien Dao, Business Analyst I, Tax Assessor Collector’s Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 29.

**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

- 30. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ACCEPT AN ALARM MONITORING SOFTWARE SYSTEM DONATED BY AMERICAN BUSINESS MONITORING SYSTEMS, LLC. TO BE USED AT THE TRAVIS COUNTY SHERIFF’S OFFICE ARMORY. (9:28 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. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MAY 2009. (9:28 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.

- 32. CONSIDER AND TAKE APPROPRIATE ACTION ON FINAL STATUS OF TRAVIS COUNTY LEGISLATIVE PRIORITIES FOR THE 81<sup>ST</sup> TEXAS LEGISLATURE, REGULAR SESSION. (1:56 PM)

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

Discussion only. No formal action taken.

- 33. CONSIDER AND TAKE APPROPRIATE ACTION CONFIRMING NON-RENEWAL OF CONTRACT NUMBERS PS080199ML AND PS090149ML FOR EXTERNAL AUDIT SERVICES FOR 2009 FISCAL YEAR FOR TRAVIS COUNTY, JUVENILE PROBATION AND COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT. (9:28 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.

- 34. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO USE PARKING LOT AND COMFORT FACILITIES AT PALM SCHOOL ON JULY 4, 2009 FROM 4:00 P.M. TO 8:00 P.M. (1:55 PM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 34.

<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

**EXECUTIVE SESSION ITEMS**

Note 1 Gov't Code Ann 551.071, Consultation with Attorney

Note 2 Gov't Code Ann 551.072, Real Property

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.

35. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSAL FOR DOWNTOWN OFFICE BUILDING BY D2000, A TURN KEY DEVELOPMENT COMPANY. <sup>1 AND 2</sup> (9:11 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. 551.072, Real Property.

Item 35 postponed until June 30, 2009.

36. RECEIVE BRIEFING FROM RETAINED OUTSIDE COUNSEL AND TAKE APPROPRIATE ACTION REGARDING CAUSE NO. D-1-GN-09-0005000; J. ADAN BALLESTEROS VS. TRAVIS COUNTY, TEXAS AND BOB VANN; IN THE 250<sup>TH</sup> DISTRICT COURT OF TRAVIS COUNTY, TEXAS. <sup>1</sup> (2:56 PM) (4:08 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.

**Motion by** Judge Biscoe that we reject the offer to settle that has been made to us and that we counter to settle by paying the amount of \$18,000.00, and authorizing our attorney, if necessary, to make an offer of judgment in this amount.

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

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, ET AL V. JOAQUIN FOX (DONALD R. RISINGER RESALE DEED). <sup>1</sup> (2:56 PM) (4:09 PM)

**Clerk's Note:** Judge Biscoe announced that Item 37 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 authorize the County Judge to sign the proposed tax resale deed to Donald R. Risinger, who has paid Travis County the sum of \$4,000.00 in cash.

**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

38. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING CONTRACT AWARD FOR BROKERAGE SERVICES FOR THE TRAVIS COUNTY CENTRAL CAMPUS WITH UGL EQUIS CORPORATION, FIRM SELECTED FOR CONTRACT NEGOTIATION. <sup>1 AND 2</sup> (2:56 PM) (4:09 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.

No action required on Item 38.

Item 38 to be reposted on June 30, 2009.



MINUTES OF MEETING – JUNE 23, 2009

NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3

On Tuesday, the 23<sup>rd</sup> day of June 2009, the Commissioners’ Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the Voting Session at 1:36 PM 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 Road District Board of Directors adjourned the Voting Session of the Northwest Travis County Road District No. 3 (Golden Triangle) at 1:41 PM.

1. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPERTY TAX RATE CONSIDERATIONS FOR THE NORTHWEST TRAVIS COUNTY ROAD DISTRICT NO. 3. (1:36 PM)

**Clerk’s Note:** The Court discussed the following recommendations from Staff:

- Anticipated collection rate to be 100%; and,
- No debt buy down.

**Members of the Court heard from:** Tien Dao, Business Analyst I, Tax Assessor Collector’s Office.

**Motion by Judge Biscoe and seconded by** Commissioner Gómez to approve Item 1.

**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

**ADDED ITEM**

2. APPROVE PAYMENT OF CLAIMS. (1:40 PM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Huber to approve Item 2.

<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

**ADJOURNMENT**

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to adjourn the Voting Session of the Northwest Travis County Road District No. 3. (1:41PM)

<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

**MINUTES APPROVED BY THE ROAD DISTRICT BOARD**

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**Date of Approval**

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

MINUTES OF MEETING – JUNE 23, 2009

TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1

On Tuesday, the 23<sup>rd</sup> day of June, 2009, the Commissioners’ Court, meeting as the Travis County Bee Cave Road District No. 1 (Galleria) Board of Directors, convened the Voting Session at 1:37 PM 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 Road District Board of Directors adjourned the Voting Session of the Travis County Bee Cave Road District No. 1 (Galleria) at 1:41 PM.

- 1. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPERTY TAX RATE CONSIDERATIONS FOR THE TRAVIS COUNTY BEE CAVE ROAD DISTRICT NO. 1 (GALLERIA). (1:37 PM)

**Clerk’s Note:** The Court discussed the following recommendations from Staff:

- Anticipated collection rate to be 100%; and,
- No debt buy down.

**Members of the Court heard from:** Tien Dao, Business Analyst I, Tax Assessor Collector’s Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 1.

<b>Motion carried:</b> 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



