

MINUTES OF MEETING SEPTEMBER 22, 2009

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 22nd day of September 2009, the Commissioners' Court convened the Voting Session at 9:18 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

The Commissioners Court recessed the Voting Session at 12:03 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened at 1:39 PM and adjourned at 1:48 PM.

The Commissioners Court, meeting as the Travis County Health Facilities Development Corporation, convened at 1:48 PM and adjourned at 1:51 PM.

The Commissioners Court, meeting as the Capital Industrial Development Corporation; and the Travis County Cultural Education Facilities Finance Corporation, convened at 1:51 PM and adjourned at 1:53 PM.

The Commissioners Court, meeting as the Travis County Development Authority; and the Capital Health Facilities Development Corporation, convened at 1:54 PM and adjourned at 1:54 PM.

The Commissioners Court reconvened the Voting Session at 1:54 PM.

The Commissioners Court retired to Executive Session at 2:50 PM.

The Commissioners Court reconvened the Voting Session at 4:20 PM.

The Commissioners Court adjourned the Voting Session at 4:23 PM.

CONSENT ITEMS

Members of the Court heard from: Gus Peña, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C5 and Items 7, 9.A&B, 10, 11, 13, 14, 15, 16.A&B, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 30.A-I, 31, 32, 37, 39, and 41. (9:40 AM)

Motion carried:

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

- C2. REAPPOINT FAITH Y. WEAVER TO SERVE ON THE TRAVIS COUNTY HISTORICAL COMMISSION AS A PRECINCT ONE APPOINTEE, TERM EFFECTIVE UNTIL JANUARY, 2011. (COMMISSIONER DAVIS)

- C3. REAPPOINT SANTO J. (BUDDY) RUIZ TO SERVE ON THE BOARD OF THE AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, EFFECTIVE IMMEDIATELY UNTIL SEPTEMBER, 30, 2011. (COMMISSIONER GÓMEZ)

- C4. APPROVE MINUTES FOR COMMISSIONERS COURT VOTING SESSION OF SEPTEMBER 8, 2009.

- C5. APPROVE MINUTES FOR COMMISSIONERS COURT BUDGET MARKUP VOTING SESSION OF SEPTEMBER 9, 2009

- 6. APPROVE RESOLUTION RENEWING SUPPORT FOR THE PARTNERSHIP BETWEEN TRAVIS COUNTY AND THE SOUTH AUSTIN ASSISTANCE MINISTRY (SAAM). (COMMISSIONER GÓMEZ) (10:05 AM)

Members of the Court heard from: Sherri Fleming, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Pastor Fred Krebs, Prince of Peace Lutheran Church; Mike Manor, Social Services Program Administrator, Post Road Community Center, TCHHS&VS; and Yolanda Esteban, Case Worker, Post Road Community Center, TCHHS&VS.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the Resolution in Item 6.

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

PURCHASING OFFICE ITEMS

- 7. DECLARE GLOBAL POSITIONING DEVICE AS SURPLUS AND AUTHORIZE TRADE-IN FOR A NEW GLOBAL POSITIONING DEVICE, PURSUANT TO SECTION 263.152 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:40 AM)

Clerk's Note: Item 7 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

- 8. REVIEW AND DISCUSS SIX-MONTH REPORT ON USAGE OF PROCUREMENT CARD BY THE TRAVIS COUNTY PURCHASING OFFICE. (10:46 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Discussion only. No formal action taken.

9. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING CONTRACTS WITH WORKERS ASSISTANCE PROGRAM FOR CASE MANAGEMENT AND ANCILLARY SERVICES AS FOLLOWS: (9:40 AM)

A. MODIFICATION NO. 17 TO CONTRACT NO. PS960294JW TO REDUCE THE NOT-TO-EXCEED AMOUNT AND TERMINATE CONTRACT EFFECTIVE SEPTEMBER 30, 2009; AND

B. CONTRACT NO. PS100002VR, TO PROVIDE SERVICES FOR THE SUBSTANCE ABUSE OFFENDERS PROGRAM.

Clerk's Note: Items 9.A&B approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

10. APPROVE ORDER EXEMPTING THE PURCHASE OF TRANSLATION AND INTERPRETER SERVICES FROM CERTAIN PROVIDERS FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(4) OF THE COUNTY PURCHASING ACT. (9:40 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 MODIFICATION NO. 1 TO CONTRACT NO. 07K00307RV, JOB ORDER NO. 55, FOR ASSIGNMENT OF PAYMENTS FROM ARCHITECTURAL HABITAT TO SURETEC INFORMATION SYSTEMS, INC. (9:40 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 REGARDING INTERLOCAL AGREEMENT NO. IL080121ML, CITY OF AUSTIN, FOR FORENSIC LAB SERVICES AS FOLLOWS: (9:18 AM)

A. RATIFICATION OF MODIFICATION NO. 1; AND

B. MODIFICATION NO. 2.

Items 12.A&B postponed.

13. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 5) TO INTERLOCAL AGREEMENT NO. IL060040RE, AUSTIN COMMUNITY COLLEGE, FOR EARLY CHILDHOOD MENTORING (TEACHER TRAC). (9:40 AM)

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

14. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 7) TO INTERLOCAL AGREEMENT NO. IL030034RE, TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 4, FOR FIREFIGHTER TRAINING ACADEMY. (9:40 AM)

Clerk's Note: Item 14 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

15. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 3) TO INTERLOCAL AGREEMENT NO. IL080012RE, TEXAS DEPARTMENT OF ASSISTIVE AND REHABILITATIVE SERVICES FOR DEAF INTERPRETER SERVICES. (9:40 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.

16. A. APPROVE TWELVE-MONTH EXTENSIONS (MODIFICATION NO. 9) TO CONTRACT NO. 02T00005OJ, UNITED HEALTHCARE INSURANCE COMPANY, FOR THE: (9:40 AM)

1. COBRA ADMINISTRATIVE SERVICES AGREEMENT;
2. CUSTOMER REPORTING SYSTEM INTERNET ACCESS AGREEMENT;
3. STOP LOSS AGREEMENT; AND

- B. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 10) TO CONTRACT NO. 02T00005OJ, UNITED HEALTHCARE INSURANCE COMPANY, FOR THE ADMINISTRATIVE SERVICES AGREEMENT FOR TRAVIS COUNTY EMPLOYEES, RETIREES, AND THEIR DEPENDENTS.

Clerk's Note: Items 16.A&B 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 these are contract renewals.

17. APPROVE MODIFICATION NO. 6 TO CONTRACT NO. 04T00301OJ, UNUM LIFE INSURANCE COMPANY, FOR OPTIONAL LIFE, ACCIDENTAL DEATH & DISMEMBERMENT, SHORT TERM DISABILITY, AND LONG TERM DISABILITY FOR TRAVIS COUNTY EMPLOYEES AND RETIREES. (9:40 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.

Clerk's Note: The County Judge noted that by approving Item 17 the above contract has been extended for twelve months.

18. APPROVE EXEMPTION AND CONTRACT AWARD FOR THE PURCHASE OF A DROP-FEED PRODUCTION SCANNER FROM OPEX CORPORATION FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(A)(7) OF THE COUNTY PURCHASING ACT. (9:40 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 MODIFICATION NO. 9 TO CONTRACT NO. 02T00292OJ, SAFE GUARD HEALTH PLANS, INC. AND SAFE HEALTH LIFE INS. CO., FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY EMPLOYEES. (9:40 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. 1 TO CONTRACT NO. 08T00193OJ, METROPOLITAN LIFE INS. CO., FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY EMPLOYEES. (9:40 AM)

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

21. APPROVE TWELVE-MONTH EXTENSION (MODIFICATION NO. 8) TO CONTRACT NO. 02T00038OJ, UNUM LIFE INSURANCE COMPANY, FOR BASIC LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT. (9:40 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.

TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS

- 22. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A REQUEST TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF OLD MANOR ROAD AND TWO PORTIONS OF BOYCE LANE AND TO EXCHANGE PARCELS WITH THE DEVELOPER AS AGREED UPON IN THE PARMER LANE PARTICIPATION AGREEMENT. (COMMISSIONER DAVIS) (9:40 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.

- 23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 4 AND 5, BLOCK 1, THE RANCH PUD, SECTIONS 4 THROUGH 11 SUBDIVISION (1 TOTAL LOT). (COMMISSIONER HUBER) (9:40 AM)

Clerk's Note: Item 23 is the action item for the public hearing on Agenda Item 2.

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.

- 24. CONSIDER AND TAKE APPROPRIATE ACTION ON A PROPOSED AGREEMENT FOR COUNTY USE OF 6.57 ACRES OF LAND ON BITTING SCHOOL ROAD IN PRECINCT ONE, AS A REPOSITORY FOR THE PLACEMENT OF CLEAN EARTHEN FILL MATERIAL FROM TRAVIS COUNTY TRANSPORTATION AND NATURAL RESOURCES ROAD AND BRIDGE DIVISION. (COMMISSIONER DAVIS) (9:40 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 ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR A PORTION OF PARMER LANE IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:40 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 REVISED FEE SCHEDULE FOR PARTICIPATION UNDER THE BALCONES CANYONLANDS CONSERVATION PLAN - SHARED VISION FROM OCTOBER 1, 2009 UNTIL SEPTEMBER 30, 2010. (COMMISSIONER HUBER) (9:40 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.

Clerk's Note: The County Judge noted that item 26 was also evidenced by a Resolution; the current fee schedule has been extended until September 30, 2010.

PLANNING AND BUDGET DEPT. ITEMS

27. CONSIDER AND TAKE APPROPRIATE ACTION ON FISCAL YEAR 2010 BUDGET RULES. (10:55 AM)

Clerk's Note: The Court discussed Staff recommendations regarding changes to the 2010 Budget Rules:

Members of the Court heard from: Jessica Rio, Assistant Budget Manager, PBO; Jose Palacios, Chief Assistant County Auditor, Travis County Auditor's Office; Rodney Rhoades, Executive Manager, PBO; and Susan Spataro, Travis County Auditor.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Gómez to approve the Budget Rules with the additional language.

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

28. DISCUSS AND TAKE APPROPRIATE ACTION ON FISCAL YEAR 2010 BUDGET ISSUES. (11:04 AM)

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

Clerk's Note: The Court discussed corrections to the FY 2010 Budget arising from the 5th Revenue Estimate.

Motion by Commissioner Davis **and seconded by** Commissioner Eckhardt to approve the corrections.

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 the use of existing Certificates of Obligation for FY 2010 Capital Items.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve those 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	yes

29. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (11:09 AM)

Members of the Court heard from: Rodney Rhoades, Executive Manager, PBO; Stacy Suits, Chief Deputy, Constable Precinct 3; Cyd Grimes, Travis County Purchasing Agent; Alonzo Reyes, Lieutenant, Constable Precinct 3; and Jim Connolly, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis that we approve Transfer items T1, T2, and T3.

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 the purchase of three in-car video cameras for Constable Precinct 3 as referred to in Discussion Item D1.

Motion by Judge Biscoe and seconded by Commissioner Davis that we authorize three cameras, the same ones as the Sheriff’s Office; and we understand that amount to be slightly less than the \$17,500.00 which will be paid for from salary savings from the Constable Precinct 3 budget.

Motion carried:

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

Motion by Commissioner Eckhardt and seconded by Commissioner Davis to approve the remaining Budget Amendments in Item 29.

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

Discussion Item D2 in Item 29 was not discussed.

30. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(9:40 AM)
- A. NEW GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, FOR THE JUVENILE PROBATION DEPARTMENT TO PURCHASE ADDITIONAL CONTRACTED MENTAL HEALTH SERVICES FOR THE FRONT END THERAPEUTIC PROGRAM TO ENHANCE THE DEPARTMENT'S COLLABORATIVE OPPORTUNITIES FOR POSITIVE EXPERIENCE MENTAL HEALTH COURT;
 - B. NEW GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION TO IMPLEMENT A PARENTING SKILLS PROGRAM IN THE JUVENILE PROBATION DEPARTMENT FOR PARENTS OF YOUTH SERVED BY THE DEPARTMENT;
 - C. NEW GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION THROUGH THE SAFE AND DRUG FREE SCHOOLS GRANT PROGRAM FOR JUVENILE PROBATION DEPARTMENT TO PURCHASE COGNITIVE BEHAVIOR THERAPY CURRICULUM;
 - D. GRANT CONTRACT TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION TO CONTINUE THE FAMILY VIOLENCE ACCELERATED PROSECUTION PROGRAM IN THE COUNTY ATTORNEY'S OFFICE;
 - E. GRANT CONTRACT WITH OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION TO CONTINUE THE JUVENILE ASSESSMENT CENTER GRANT IN THE JUVENILE PROBATION DEPARTMENT;
 - F. GRANT CONTRACT TO TEXAS TASK FORCE ON INDIGENT DEFENSE TO CONTINUE THE MENTAL HEALTH PUBLIC DEFENDER OFFICE GRANT THROUGH FISCAL YEAR 2010;
 - G. CORRECTION TO THE INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR THE 2007 BYRNE JUSTICE GRANT PREVIOUSLY APPROVED ON OCTOBER 9, 2007 TO CORRECT A TYPOGRAPHICAL ERROR FOR THE END DATE SO THAT THE CORRECT DATE SEPTEMBER 30, 2010 IS REFLECTED;
 - H. DE-OBLIGATION OF FUNDS FROM THE INTERNAL AFFAIRS SOFTWARE UPGRADE GRANT FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION, APPROVED ORIGINALLY BY COMMISSIONERS COURT ON NOVEMBER 7, 2008;

ITEM 30 CONTINUED

- I. PERMISSION TO CONTINUE THE RESIDENTIAL SUBSTANCE ABUSE TREATMENT GRANT FROM THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR JUVENILE PROBATION TO CONTINUE THE GRANT UNTIL A CONTRACT AGREEMENT IS FULLY EXECUTED; AND

Clerk's Note: Items 30.A-I 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 in Item 30.H the amount being de-obligated is \$16,065.03, which will be returned to the State.

- 30. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE:
(10:49 AM)

- J. REQUEST FROM HEALTH AND HUMAN SERVICES AND VETERANS SERVICE DEPARTMENT TO USE INTERNAL GENERAL FUND RESOURCES TO PURCHASE BACKPACKS AND CLOTHING ITEMS FOR A STAND DOWN EVENT FOR HOMELESS VETERANS UNTIL FUNDS BECOME AVAILABLE FROM A GRANT FROM THE U.S. DEPARTMENT OF LABOR.

Members of the Court heard from: Sherri Fleming, Executive Manager, TCHHS&VS; and Gus Peña, Travis County Resident.

Motion by Commissioner Gómez **and seconded by** Commissioner Eckhardt to approve Item 30.J.

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

ADMINISTRATIVE OPERATIONS ITEMS

31. 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 \$505,071.81 FOR THE PERIOD OF SEPTEMBER 4 TO 10, 2009. (9:40 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 PROPOSED ROUTINE PERSONNEL AMENDMENTS. (9:40 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. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REQUESTS FOR THE 2009 BROWN SANTA 5K AND KID'S K ON SUNDAY, DECEMBER 6, 2009: (12:01 PM) (12:02 PM)
 - A. A WELLNESS FAIR TO BE HELD AT THE TRAVIS COUNTY EXPOSITION CENTER BANQUET HALL ON DECEMBER 6, 2009 AT DISCOUNTED RATES;
 - B. AUTHORIZE THE WELLNESS COMMITTEE TO SOLICIT VENDORS AND SPONSORS TO PARTICIPATE IN THE WELLNESS FAIR; AND
 - C. PRINTING UP TO 5,000 REGISTRATION FORMS, FLYERS, SPONSOR PACKETS AND OTHER INFORMATION TO PROMOTE PARTICIPATION IN THE WELLNESS FAIR AND BROWN SANTA 5K AND KID'S K.

Clerk's Note: Items 33.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dan Mansour, Risk and Benefits Manager, Human Resources Management Department (HRMD); Roger El Khoury, Director, Facilities Management; and Donna Parker Stirman, Risk Management, HRMD.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 33.A-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

- 35. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(2:43 PM)
 - A. REFURBISH MALFUNCTIONING FIRE ALARM PANEL AT CRIMINAL JUSTICE CENTER AND GAULT BUILDING;
 - B. PROVIDE FUNDING FOR OVERTIME REQUIRED TO PROVIDE FIRE WATCH FOR CRIMINAL JUSTICE CENTER AND GAULT BUILDING WHEN FIRE ALARM PANEL IS NON-OPERATIONAL; AND
 - C. REQUEST TO FUND OF ITEMS A AND B FROM THE FACILITIES MANAGEMENT DEPARTMENT TEMPORARY SALARY SAVINGS AS AUTOMATIC TRANSFER.

Clerk's Note: Items 35.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Roger El Khoury, Director, Facilities Management.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 35.A-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

JUSTICE AND PUBLIC SAFETY ITEMS

36. CONSIDER AND TAKE APPROPRIATE ACTION ON AMENDMENT NO. 3 TO INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR CENTRAL BOOKING AND RELATED JAIL SERVICES. (11:41 AM) (11:44 AM)

Members of the Court heard from: Roger Jefferies, Executive Manager, Justice and Public Safety (JPS).

Item 36 was revisited at 11:44 AM.

Members of the Court heard from: Roger Jefferies, Executive Manager, JPS; and Bill Derryberry, Senior Budget Analyst, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 36.

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

37. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR PAYMENT OF TRAVEL COSTS FROM THE FEDERAL SAFE HAVENS GRANT FOR AN AUSTIN POLICE DEPARTMENT VICTIM SERVICES EMPLOYEE AND A SAFE PLACE EMPLOYEE TO ATTEND SAFE HAVENS TRAINING. (9:40 AM)

Clerk's Note: Item 37 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 this would be grant funded with a not-to-exceed amount of \$8,638.00.

38. CONSIDER AND TAKE APPROPRIATE ACTION ON AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES. (11:50 AM)

Members of the Court heard from: Danny Hobby, Executive Manager, Travis County Emergency Services; Jose Palacios, Chief Assistant County Auditor, Travis County Auditor's Office; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Eckhardt **and seconded by** Commissioner Davis to approve Item 38 contingent on identification of the funding.

Motion carried:

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

Clerk's Note: The Court noted that the County Auditor's Office will supply a memo to the Court once funding has been verified.

OTHER ITEMS

39. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:40 AM)

Clerk's Note: Item 39 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

40. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:
(10:34 AM)

A. TRAVIS COUNTY HEALTHCARE DISTRICT'S 2009 TAX RATE; AND

B. TRAVIS COUNTY HEALTHCARE DISTRICT'S FISCAL YEAR 2010 BUDGET.

Clerk's Note: Items 14 and 15 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: John Stevens, Acting Chief Financial Officer (CFO), Travis County Healthcare District; Ophelia Zapata, Executive Board Member, Austin Interfaith, Jimmy Castro, Travis County Resident; Thomas B. Coopwood, M.D., President, Travis County Healthcare District Board; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Eckhardt to approve the 2009 Travis County Healthcare Districts' tax rate as well as the 2010 Budget.

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

41. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO CREATE A NEW PAYROLL SLOT FOR THE SENIOR FINANCIAL ANALYST ASSIGNED TO THE TRAVIS COUNTY HOUSING FINANCE CORPORATION AND ALLOW THE HUMAN RESOURCES DEPARTMENT TO ADVERTISE THE NEW SENIOR FINANCIAL ANALYST POSITION. (9:40 AM)

Clerk's Note: Item 41 approved as part of the Consent Motion. Please refer to CONSENT ITEMS for a summary of the Court's Motion and Vote.

43. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING TRAVIS COUNTY'S ECONOMIC DEVELOPMENT PROGRAM POLICY INCLUDING THE FOLLOWING: (1:59 PM)

A. ADOPT RESOLUTION INDICATING TRAVIS COUNTY'S ELECTION TO BECOME ELIGIBLE TO PARTICIPATE IN TAX ABATEMENT AND TO ADOPT GUIDELINES AND CRITERIA FOR TAX ABATEMENTS;

B. ADOPT TRAVIS COUNTY ECONOMIC DEVELOPMENT PROGRAM POLICY GUIDELINES AND CRITERIA FOR TAX REBATE AND TAX ABATEMENT AND OTHER INCENTIVES; AND

C. ORDER AMENDING CHAPTER 28 OF THE TRAVIS COUNTY CODE: TRAVIS COUNTY ECONOMIC DEVELOPMENT PROGRAM POLICY GUIDELINES AND CRITERIA.

Clerk's Note: Items 43.A-C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 43.A.

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 43.B.

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

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.

45. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING CLAIMS BY ALICIA PEREZ. ¹ (2:50 PM) (4:20 PM)

Clerk's Note: Judge Biscoe announced that Item 45 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 45 to be reposted on September 29, 2009.

46. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION REGARDING CLAIM BY LINDA MOORE SMITH. ¹ (2:50 PM) (4:20 PM)

Clerk's Note: Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion only. No formal action taken.

Item 46 to be reposted on September 29, 2009.

48. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE ACQUISITION OF CERTAIN REAL PROPERTY BY HABITAT FOR HUMANITY AS PART OF THE TRAVIS COUNTY 2006 AND 2007 COMMUNITY DEVELOPMENT BLOCK GRANT PLAN. ^{1 AND 2} (2:50 PM) (4:22 PM)

Clerk's Note: Judge Biscoe announced that Item 48 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 Davis that we notify Habitat for Humanity that the County will not use CDBG funds to purchase the land in question, for the reasons that have previously been called to their attention.

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

49. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING STATUS OF THE LEASE AGREEMENT WITH TRAVIS COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT FOR THE SMART CONSTRUCTION PROJECT. ^{1 AND 2} (2:50 PM) (4:23 PM)

Clerk's Note: Judge Biscoe announced that Item 49 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.

No action required on Item 49.

Clerk's Note: The Court expressed their appreciation to the Office of Senator Watson and Dr. Geraldine Nagy, Director, Adult Probation, Community Supervision and Corrections Department (CSCD) for their assistance in the matter.

ADDED ITEMS

- A1. RECEIVE STATUS REPORT AND COMMENTS FROM MANOS DE CRISTO REGARDING THE USE OF COUNTY OWNED PROPERTY AT 5335 AIRPORT BOULEVARD FOR THE BACK-TO-SCHOOL PROJECT FROM AUGUST 3 THROUGH 14, 2009. (10:24 AM)

Members of the Court heard from: Kelly Page, Community Services Director, Travis County Sheriff's Office (TCSO); Deputy Vince Galloway, Community Outreach Unit, TCSO; Judith Cárdenas, Outreach Coordinator, Manos De Cristos; Julie Ballesteros, Executive Director, Manos De Cristos; and Shannon Moore, Fund Development Director, Manos De Cristos.

Discussion only. No formal action taken.

- A2. CONSIDER AND TAKE APPROPRIATE ACTION ON A CASH SECURITY AGREEMENT WITH STREETMAN HOMES FOR SIDEWALK FISCAL FOR WEST CYPRESS HILLS SECTION TWO, LOT 6, BLOCK B SUBDIVISION. (COMMISSIONER HUBER) (10:33 AM)

Motion by Commissioner Huber **and seconded by** Commissioner Davis to approve Item A2.

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 Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (4:23 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge