

MINUTES OF MEETING--FEBRUARY 11, 1997

TRAVIS COUNTY COMMISSIONERS' COURT

On the 11th day of February 1997, the Commissioners' Court convened the Voting Session at 9:12 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Julianne Rompel.

The Commissioners' Court recessed the Voting Session at 11:54 AM and reconvened the Voting Session at 1:52 PM.

The Commissioners' Court retired to Executive Session at 4:11 PM and reconvened the Voting Session at 5:27 PM.

The Commissioners' Court adjourned the Voting Session at 5:30 PM.

RESOLUTIONS AND PUBLIC HEARINGS

- 1. INTRODUCE AND WELCOME MARK MCCRAY AS NEW PLANNING AND BUDGET ANALYST. (9:16 AM)

Christian Smith, Executive Director of Planning and Budget and Karen Castro, Planning and Budget Office introduced Mark McCray to the Members of the Court.

Discussion only.

- 2. APPROVE PROCLAMATION RECOGNIZING THE AUSTIN INDEPENDENT SCHOOL DISTRICT'S 1997 CELEBRATION OF AFRICAN-AMERICAN HERITAGE MONTH. (9:18 AM)

Members of the Court heard from Jo Beth Hudspeth, Chairperson, African-American Heritage Month and James Wilson, Principal Burnet Elementary School.

Motion by Commissioner Biscoe and seconded by Commissioner Gómez to approve the Proclamation.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

3. APPROVE PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO MULESHOE BEND TRAIL, IN PRECINCT TWO. (9:22 AM)

Motion by Commissioner Sonleitner and seconded by Commissioner Bristol that the Public Hearing be opened.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Motion by Commissioner Sonleitner and seconded by Commissioner Biscoe that the Public Hearing be closed.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

4. APPROVE PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO TURNER RANCH ROAD, IN PRECINCT TWO. (9:23 AM)

Motion by Commissioner Sonleitner and seconded by Commissioner Biscoe that the Public Hearing be opened.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Motion by Commissioner Sonleitner and seconded by Commissioner Biscoe that the Public Hearing be closed.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

5. APPROVE THE VACATION OF A PORTION OF A 15' DRAINAGE EASEMENT ON LOTS 9 AND 10, BLOCK G, AND A 10' DRAINAGE EASEMENT ON LOTS 5 THROUGH 22 EXCLUDING LOT 21, BLOCK D, CHERRY CREEK, SECTION 10A, A SUBDIVISION IN PRECINCT THREE. (9:23 AM)

Motion by Commissioner Bristol and seconded by Commissioner Gómez that the Public Hearing be opened.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Motion by Commissioner Bristol and seconded by Commissioner Gómez that the Public Hearing be closed.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

6. APPROVE THE VACATION OF A 2.4 FOOT STRIP OF PUBLIC RIGHT-OF-WAY KNOWN AS WYNDEN COVE IN PRECINCT THREE. (9:24 AM)

Motion by Commissioner Bristol and seconded by Commissioner Gómez that the Public Hearing be opened.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources; James Dulak, Transportation and Natural Resources; Paul Carmona, Attorney for Robert and Vickie Green; Robert Green, Homeowner, and Vickie Green, Homeowner.

Motion by Commissioner Bristol and seconded by Commissioner Gómez that the Public Hearing be closed.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

7. APPROVE THE VACATON OF A PORTION OF TWO PUBLIC UTILITY EASEMENTS ON LOTS 26 AND 27, BLOCK H, AND LOTS 25 AND 26, BLOCK H, CHERRY CREEK SECTION 10A, A SUBDIVISION IN PRECINCT THREE. (9:47AM)

Motion by Commissioner Bristol and seconded by Commissioner Gómez that the Public Hearing be opened.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Motion by Commissioner Bristol and seconded by Commissioner Gómez that the Public Hearing be closed.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

CITIZENS' COMMUNICATION

County Judge Bill Aleshire and Commissioner Margaret Gómez expressed their respects for the passing of Minnie Lopez, Assistant to Commissioner Gómez, Precinct Four. (9:47 AM)

Members of the Court heard from Gus Pena, East Austin Concerned Hispanics and Bob Bartow, Windy Point Park. (9:50 AM)

CONSENT ITEMS

- 8. Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve the following Consent Items: 14, 26 (with a request that staff expedite payment of \$1,000.00 claim to the Austin Music Hall for the Great Austin Bash), 34, 35, and C.1 - C.15; excluding Consent Items 8, 9, and 13. (10:05 AM)

Motion carried:	Commissioner 1, Samuel Biscoe	-	absent
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

- C.1 RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C.2 AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C.3 APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSION OF JANUARY 15, 1997; AND ALSO MINUTES OF VOTING SESSIONS FOR JANUARY 21 AND 28, 1997; AND EXECUTIVE SESSION OF JANUARY 30, 1997.
- C.4 APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL MEDICAL SERVICES FOR JUVENILE COURT FROM THE COMPETITIVE PROPOSAL REQUIREMENTS OF THE COUNTY PURCHASING ACT.
- C.5 APPROVE CONTRACT AWARD FOR COURT REPORTER SERVICES TO WEILER & ASSOCIATES.

CONSENT ITEMS CONTINUED:

- C6. APPROVE DECLARATION OF 1986 CHEVY CAMARO VIN #1G1FP87FG118106 AS SURPLUS PROPERTY PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE.
- C7. APPROVE CONTRACT AWARDS FOR THE PROVISION OF SIGN MATERIALS, IFB B970039-RH TO THE LOW QUALIFIED BIDDERS, VULCAN SIGNS; SIGNS AND BLANKS; ROCAL, INC.; AND ADVANCED GRAPHICS, IN THE ESTIMATED AMOUNT OF \$315,012.08.
- C.8 APPROVE CONTRACT AWARDS FOR THE PROVISION OF SEED, MULCH, AND FERTILIZER, IFB B970040-RH, TO THE LOW QUALIFIED BIDDERS, BAMBERT SEED COMPANY AND TERRA INDUSTRIES, IN THE ESTIMATED AMOUNT OF \$8,401.87. (9:49 AM) (4:08 PM)

Consent Item 8 pulled from the Consent Items.

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

Motion by Judge Aleshire and seconded by Commissioner Biscoe to approve.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

CONSENT ITEMS CONTINUED:

C.9 (9:49 AM)

- A. APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES IN WILSON PARKE AVENUE, PHASE A, IN PRECINCT TWO.
- B. APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES IN THE PARKE, PHASE B, IN PRECINCT TWO.
- C. APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES IN THE PARKE, SECTION ONE, IN PRECINCT TWO.
- D. APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES IN THE PARKE, SECTION TWO, IN PRECINCT TWO.
- E. APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES IN THE PARKE, SECTION THREE, IN PRECINCT TWO.
- F. APPROVE LICENSE AGREEMENTS WITH THE PARKE OWNERS ASSOCIATION INC., THE PARKE HOMEOWNERS ASSOCIATION, INC., AND TOMEN-PARKE ASSOCIATES, LTD., FOR MAINTENANCE OF LANDSCAPING IN RIGHT-OF-WAY IN THE ABOVE-REFERENCED PORTIONS OF THE PARKE DEVELOPMENT.

Consent Item 9 pulled from Consent Items.

Motion by Commissioner Sonleitner and seconded by Commissioner Bristol to approve all the items listed under Consent Item 9.

Motion carried:	Commissioner 1, Samuel Biscoe	-	absent
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

C.10 APPROVE PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO MULESHOE BEND TRAIL, IN PRECINCT TWO.

C.11 APPROVE PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO TURNER RANCH ROAD, PRECINCT TWO.

CONSENT ITEMS CONTINUED:

C.12 APPROVE THE VACATION OF A PORTION OF A 15' DRAINAGE EASEMENT ON LOTS 9 AND 10, BLOCK G, AND A 10' DRAINAGE EASEMENT ON LOTS 5 THROUGH 22, EXCLUDING LOT 21, BLOCK D, CHERRY CREEK, SECTION 10A, A SUBDIVISION IN PRECINCT THREE.

C.13 APPROVE THE VACATION OF A 2.4 FOOT STRIP OF PUBLIC RIGHT-OF-WAY KNOWN AS WYNDEN COVE IN PRECINCT THREE. (9:46 AM)

Motion by Commissioner Bristol and seconded by Commissioner Gómez to approve the vacation of a 2.4 foot strip of public right-of-way known as Wynden Cove.

Maker and second accepted a Friendly Amendment by Judge Aleshire to request that the County Attorney's Office analyze whether or not there is separate action that the Commissioners' Court might want to take against the constructor.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

C.14 APPROVE THE VACATION OF A PORTION OF TWO PUBLIC UTILITY EASEMENTS ON LOTS 26 AND 27, BLOCK H, AND LOTS 25 AND 26, BLOCK H, CHERRY CREEK, SECTION 10A, A SUBDIVISION IN PRECINCT THREE.

C.15 APPROVE DISTRIBUTION OF FLYERS FOR A FUNDRAISING EVENT BENEFITING OUT RSVP PROGRAM, TO BE INSERTED IN PAYROLL CHECKS OF 2-14-97. (10:04 AM)

Judge Aleshire announced that Consent Item 15 was an added Item.

COUNTY POLICIES AND PROCEDURES

9. AMEND CHAPTER 10 OF THE TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL REGARDING PROMOTION POLICIES AND COMPENSATION. (9:12 AM) (10:12 AM)

Judge Aleshire announced that the Court has yet to receive an original on this Item.

Members of the Court heard from Barbara Wilson, Assistant County Attorney.

Motion by Judge Aleshire and seconded by Commissioner Gómez to approve Item 9 to amend Chapter 10 of the Travis County Policy, Procedures, and Regulations Manual regarding promotion policies and compensation.

Motion carried:	Commissioner 1, Samuel Biscoe	-	absent
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

ADMINISTRATIVE ITEMS

- 10.** APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING COMMENCEMENT OF NEGOTIATIONS WITH THE DESIGN TEAM FOR ARCHITECTURAL/ENGINEERING SERVICES FOR PHASE 1A IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX AT DEL VALLE. (10:05 AM) (11:09 AM)

Members of the Court heard from Kevin Bailey, Facilities Manager.

Discussion only.

Members of the Court heard from Cyd Grimes, Purchasing Agent and Kevin Bailey, Facilities Manager.

Motion by Commissioner Bristol and seconded by Commissioner Gómez to approve staff recommendations to commence negotiations with NBBJ/Pfluger Wiginton Fawcett.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

- 11.** DISCUSS AND TAKE APPROPRIATE ACTION ON A PROPOSAL TO SHARE WITH THE CITY OF PFLUGERVILLE THE LOCAL MATCH FOR THE STATE'S STP-4C PROJECT TO UPGRADE DESSAU ROAD TO A 4-LANE ARTERIAL. (10:17 AM)

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Motion by Commissioner Sonleitner and seconded by Commissioner Bristol to proceed with the project.

Motion carried:	Commissioner 1, Samuel Biscoe	-	absent
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

12. CONSIDER AND APPROVE ITEMS FOR INCLUSION IN TRAVIS COUNTY'S 1997 LEGISLATIVE PACKAGE FOR THE 75TH LEGISLATIVE SESSION. (11:23 AM) (3:47 PM) (5:29 PM)

Members of the Court heard from Heather Cox, Legislative Aide to Commissioner Bristol, Precinct Three and Dinah Dinwiddie, Executive Coordinator for Justice and Public Safety.

Motion by Commissioner Bristol and seconded by Commissioner Gómez to grant permission to Alicia Perez to pursue some change in this provision (Section 155.001 of the local government code) which will allow more flexibility for this issue to be settled later by the Commissioners' Court.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

A clarification was made of the previous Motion to request that counties be given general authority over the use of payroll deductions.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

ITEM 12 CONTINUED:

Motion by Commissioner Bristol and seconded by Commissioner Gómez to adopt the JJAEP Resolution, as presented, opposing, as a significant unfunded mandate, current proposals to require County JJAEPs to provide services to all students expelled from school districts, including those expelled by administrative action by school officials, while the school district forwards to the JJAEP only the average district expenditures in district AEP programs, even when insufficient to provide the required services, with the changes noted that the first Whereas clause become part of the Resolved clause.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Motion by Commissioner Bristol and seconded by Commissioner Gómez to approve the Resolution on the Juvenile Justice Alternative Education Program, as redrafted.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

R E C E S S

Motion by Commissioner Bristol and seconded by Commissioner Sonleitner to recess the Voting Session until 1:30 PM. (11:54 AM)

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

13. AUTHORIZE COMMUNITY SERVICE RESTITUTION (CSR) PARTICIPANTS AND COUNTY EQUIPMENT FOR MAINTENANCE ASSISTANCE AT BETHANY CEMETERY. (1:54 PM)

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

Motion by Commissioner Biscoe and seconded by Commissioner Gómez to authorize the use of one or two saws; a chipper (if one is still needed); to get the CSR supervisor out to the Satellite One Office, (or another location to be designated by Joe Gieselman, Executive Director of Transportation and Natural Resources), to view the equipment and to learn how it is used; to allow the CSR supervisor to determine whether or not CSR persons would be able to use this equipment (safely); and that this is a one-time request.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

14. DISCUSS AND/OR APPROVE AUSTIN/TRAVIS COUNTY LIVESTOCK SHOW REQUEST TO MAKE IMPROVEMENTS TO ARENA AND PARKING LOT AREA AT TRAVIS COUNTY EXPO CENTER AT NO EXPENSE TO TRAVIS COUNTY. (10:04 AM)

Item 14 added to Consent Items.

15. ADOPTION OF PLANNING AND BUDGET OFFICE MISSION/ROLES/ EXPECTATIONS, PBO JOB DESCRIPTIONS AND CAREER LADDER PRINCIPLES. (2:15 PM)

Members of the Court heard from Christian Smith, Executive Director of Planning and Budget Office and Alicia Perez, Executive Manager of Administrative Operations.

Motion by Commissioner Biscoe and seconded by Judge Aleshire to approve the statement of mission, roles, and expectations.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Motion by Judge Aleshire and seconded by Commissioner Biscoe to approve the job descriptions as the official complete job descriptions with the condition that the condensed versions will be written in conjunction with HRM for use within the HRM processes.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

Item 15 to be reposted for February 18, 1997.

16. APPROVE BUDGET AMENDMENTS AND TRANSFERS.

- A. APPROVE RECLASSIFICATION OF RESEARCH ANALYST POSITION AND ADDITION OF EVALUATION MANAGER AND CLERK IV TO THE STAFF OF THE CRIMINAL JUSTICE PLANNING DEPARTMENT AS NEEDED FOR IMPLEMENTATION OF THE COMMUNITY JUSTICE CENTER TRANSITION STRATEGIES, MONITORING OF CJC OPERATIONS, AND EVALUATION OF COMMUNITY JUSTICE CONCEPT PROJECT.**

Members of the Court heard from Christian Smith, Executive Director of Planning and Budget; Steve Cole, Planning and Budget Analyst; Dinah Dinwiddie, Executive Coordinator of Justice and Public Safety; and Katherine Broderick, Justice and Public Safety.

Motion by Commissioner Sonleitner and seconded by Commissioner Biscoe to approve Item 16 "A"-- approving the suggestion from Judge Aleshire to make the adjustment in the job description with the funding source being the PBO recommendation of the "other purchased services" line item and the excess salary savings from SACA; to include approval of all other budget amendments and budget transfers D.11 - D.20 (correcting the error in D.12 - D.20); and to not approve subitems D.1 - D.10.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

17. REVIEW AND APPROVE SIGNING OF THE MANAGEMENT REPRESENTATION LETTER ON BEHALF OF THE COMMISSIONERS' COURT FOR THE FISCAL YEAR 1996 FINANCIAL AUDIT PERFORMED BY DELOITTE & TOUCHE, L.L.P. (3:48 PM)

Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve the signing of the representation letter.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	abstain

- 18. APPROVE SECOND AMENDMENT FOR PARK LEASE WITH LCRA. (9:12 AM)
(10:37 AM)

Judge Aleshire announced that the Court has yet to receive an original on this Item.

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Discussion only. Item 18 to be reposted for February 18, 1997.

- 19. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES AS OUTLINED IN IFB NO. B970706, MCGREGOR HIPPIE HOLLOW WATER AND WASTEWATER. (10:37 AM) (10:58 AM) (5:27 PM)

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Discussion only.

Members of the Court heard from Cyd Grimes, Purchasing Agent; Joe Gieselman, Executive Director of Transportation and Natural Resources; Shari Holland, Planning and Budget Office; and Susan Spataro, Auditor.

Motion by Commissioner Sonleitner and seconded by Commissioner Bristol to approve contract award to Texas High Sierra, in the amount of \$269,980.00 and to approve the appropriate budget line item (A-76).

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	opposed

ITEM 19 CONTINUED:

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39.

Motion by Judge Aleshire and seconded by Commissioner Biscoe:

- 19. that the Court authorizes Commissioner Sonleitner to sign that contract;
- 27. that the Court requests that the County Attorney take an appropriate delegation to meet with the IRS district director concerning these issues;
- 28. to repost this Item for February 18, 1997;
- 29. to repost this Item for February 18, 1997;
- 30. to agree to participate in settlement week and to request that Joe Gieselman represent the Travis County Commissioners' Court on that matter with settlement offer, if any, to be proposed to the Commissioners' Court for approval;
- 31. to postponed this Item until February 18, 1997;
- 32. to postpone this Item until February 18, 1997;
- 33. to take no action on this Item;
- 36. to postpone this Item until February 18,1 997;
- 37. to postpone this Item until February 18, 1997;
- 38. to postpone this Item until February 18, 1997; and
- 39. to accept the settlement offer with the party paying the County \$35,760.00 and the County will keep the outboard engines.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

20. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (3:50 PM)

A. APPROVE GRANT CONTRACT FROM TEXAS PARKS AND WILDLIFE DEPARTMENT FOR TRAVIS COUNTY SANDY CREEK PARK BOAT RAMP.

Members of the Court heard from Joe Gieselman, Executive Director of Transportation and Natural Resources.

Motion by Commissioner Sonleitner and seconded by Commissioner Biscoe to approve the extension.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

21. APPROVE PERSONNEL AMENDMENTS. (3:53 PM)

Members of the Court heard from Marilyn Hancock, Human Resources Management; Stephen Williams, Executive Manager of Health, Human Services, and Veteran’s Services; and Alicia Perez, Executive Manager of Administrative Operations.

Motion by Commissioner Sonleitner and seconded by Commissioner Biscoe to approve the recommendation of the Health and Human Services Executive Manager to offer the candidate \$45,000.00 recognizing that this is an exception based upon exceptional qualifications to the policy which the Court adopted today giving the County’s managers flexibility.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	opposed

Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve all the personnel amendments.

Motion carried:	Commissioner 1, Samuel Biscoe	-	absent
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

- 22. A. CONSIDER AND TAKE ACTION ON THE “INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND CITY OF AUSTIN FOR PROVISION OF HEALTH AND HUMAN SERVICES TO AUSTIN AND TRAVIS COUNTY THROUGH THE CITY/COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT” TO CHANGE THE POSITIONS OF COUNTY EXECUTIVE MANAGER AND CITY DIRECTOR BY A NOVATION OF THE 1985 INTERLOCAL, AS AMENDED. (4:00 PM)

Members of the Court agreed to consider one Motion for Items 22 “A” and 22 “B”.

Motion by Judge Aleshire and seconded by Commissioner Gómez to approve Items 22 “A” and “B”.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

- B. DISCUSS AND DIRECTION STAFF CONCERNING THE PROCEDURE BY WHICH THE COMMISSIONERS’ COURT WILL WORK WITH THE CITY OF AUSTIN IN THE SELECTION OF THE INDIVIDUAL TO FILL THE DUAL ROLE OF CITY DIRECTOR/COUNTY EXECUTIVE MANAGER. (4:00 PM)

Members of the Court agreed to consider one Motion for Items 22 “A” and 22 “B”. Refer to Item 22 “A” for a summary of the Court’s action on this Item.

- 23. APPROVE DECLARATION OF TWENTY-THREE (23) PALLETS OF OLD TENTS AS SALVAGE PROPERTY PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (4:07 PM)

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

Motion by Commissioner Bristol and seconded by Commissioner Gómez to approve the declaration of the tents as salvage.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

- 24. APPROVE STATE CATALOGUE PURCHASE OF HARDWARE MAINTENANCE FOR THE IBM AS/400 COMPUTER SYSTEM IN THE TOTAL AMOUNT OF \$52,000.19 FROM IBM CORPORATION. (9:13 AM)

Item 24 to be reposted for February 18, 1997.

- 25. APPROVE CONTRACT FOR ACCOUNTING SERVICES AND STORAGE BETWEEN TRAVIS COUNTY AND TRAVIS COUNTY HOUSING FINANCE CORPORATION; TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION; CAPITAL HEALTH FACILITIES DEVELOPMENT CORPORATION; AND CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION. (9:14 AM) (1:52 PM)

Judge Aleshire announced that the Court has yet to receive the originals for this Item.

Members of the Court heard from Cheryll Adair, Cash Investment Manager.

Motion by Commissioner Biscoe and seconded by Commissioner Sonleitner to approve.

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

- 26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:04 AM)

Item 26 added to Consent Items noting that the Court requests that payment be expedited to the Austin Music Hall for the Great Austin Bash.

EXECUTIVE SESSION ITEMS

[Clerk's note: the Executive Session Items are footnoted as follows: Note 1⁽¹⁾: Gov't Code, Ann. Section 551.071, Consultation with Attorney; Note 2⁽²⁾: Gov't Code, Ann. Section 551.072, Real Property; and Note 3⁽³⁾: Gov't Code, Ann. Section 551.074, Personnel Matters.]

- 27.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND DISCUSS EMPLOYMENT STATUS OF COUNSELORS AT THE TRAVIS COUNTY COUNSELING CENTER AND TAKE APPROPRIATE ACTION. (DINWIDDIE) ¹ (4:11 PM) (5:27 PM)

Judge Aleshire announced that Item 27 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 28.** AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR RECEIVE BRIEFING, TAKE APPROPRIATE ACTION IN CAUSE NO. 93-06143; KATHLEEN URIBE V. TRAVIS COUNTY, TEXAS (TNR; GIESELMAN; PERSONAL INJURY)¹ (9:14 AM) (5:30 PM)

Item 28 to be reposted for February 18, 1997.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 29.** APPROVE AGREEMENT WITH GG/BBT HARRIS BRANCH JOINT VENTURE AND AUSTIN HB RESIDENTIAL PROPERTIES, LTD, FOR THE DEVELOPMENT OF THE EXTENSION OF PARMER LANE EAST/FM 734 PHASE IIB AND THE ASSOCIATED COUNTY ROADWAY SYSTEM WITHIN THE HARRIS BRANCH DEVELOPMENT. ² (9:15 AM) (4:11 PM) (5:27 PM)

Judge Aleshire announced that the Court has yet to receive an original on this Item.

Judge Aleshire announced that Item 29 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 30.** APPOINT COMMISSIONERS' COURT REPRESENTATIVE FOR MEDIATION AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER IN JAMES HYDE V. TRAVIS COUNTY. (GIESELMAN; EMPLOYMENT LAWSUIT).¹ (4:11 PM) (5:27 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 31.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN CIBOLO MANUFACTURING INC., ET AL. V. CROSS EQUIPMENT CO., ET AL. (GIESELMAN; PATENT LAWSUIT).¹ (9:16 AM) (5:27 PM)

Item 31 to be reposted for February 18, 1997.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 32.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION, AND/OR TAKE APPROPRIATE ACTION IN WALT G. BIRCHFIELD ET AL., VS. PURCELL TIRE AND RUBBER CO., BRANDES BROTHERS CONSTRUCTORS, INC., L.W. PARKER, AND TRAVIS COUNTY, TEXAS; (GIESELMAN; CONDEMNATION CASE).¹ (4:11 PM) (5:27 PM)

Judge Aleshire announced that Item 32 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 33.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION, AND/OR TAKE APPROPRIATE ACTION IN TEXAS E.E.I., LTD., V. TRAVIS COUNTY, TEXAS (TEXAS E.E.I., LTD.; ODEN; LAND USE REGULATIONS).¹ (4:11 PM) (5:27 PM)

Judge Aleshire announced that Item 33 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 34.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS97010SG, WALKER, BRIGHT, AND WITTENTON, P.C. LEGAL SERVICES IN CAUSE NO. 95-15823, HUDSON V. KEEL; CONTRACT APPROVED ON APRIL 13, 1996; MODIFICATION ALLOWS FOR SERVICES TO CONTINUE THROUGH SEPTEMBER 30, 1997. ¹ (9:15 AM)

Item 34 added to Consent Items.

- 35.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS960316LH, BETWEEN TRAVIS COUNTY AND BAKER AND BOTTS, L.L.P., FOR PROVISION OF LEGAL SERVICES IN DISTRICT COURT CAUSE NO. 95-11810, WIESE V. TRAVIS COUNTY SHERIFF, ET AL.; MODIFICATION ALLOWS WORK AND INVOICING OF AN ASSOCIATE ATTORNEY. ¹ (9:15 AM)

Item 35 added to Consent Items.

- 36.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN CHRISTOPHER HUTSON V. CITY OF AUSTIN, ET AL., CAUSE NO. A96-CA-572-SS (KKEL; DENIAL OF MEDICAL CARE; SECTION 1983).¹ (4:11 PM) (5:27 PM)

Judge Aleshire announced that Item 36 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 37.** RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION REGARDING REGINALD SWISHER CLAIM (SWISHER; KEEL; PERSONAL INJURY). ¹ (9:16 AM) (5:27 PM)

Item 37 to be reposted for February 18, 1997.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 38. RECEIVE, BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN VELASQUEZ V. SHERIFF TERRY KEEL ET AL, (VELASQUEZ; KEEL; SECTION 1983 EXCESSIVE FORCE). ¹ (9:16 AM) (5:27 PM)

Item 38 to be reposted for February 18, 1997.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

- 39. AUTHORIZE COUNTY ATTORNEY AND COUNTY PURCHASING AGENT TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER CONCERNING DEFAULT IN CONTRACT FOR PURCHASE OF BOATS FOR SHERIFF'S OFFICE. ¹ (4:11 PM) (5:27 PM)

Judge Aleshire announced that Item 39 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 19, 27, 28, 29, 30, 31, 32, 33, 36, 37, 38, and 39. Refer to Item 19 for a summary of the Court's action on this Item.

A D J O U R N M E N T

Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to adjourn the Voting Session. (5:30 PM)

Motion carried:	Commissioner 1, Samuel Biscoe	-	yes
	Commissioner 2, Karen Sonleitner	-	yes
	Commissioner 3, Valarie Bristol	-	yes
	Commissioner 4, Margaret Gómez	-	yes
	County Judge, Bill Aleshire	-	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge