

## **MINUTES -- APRIL 1, 1997**

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

On Tuesday, the 1st day of April 1997, the Commissioners' Court convened the Voting Session at 9:15 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 Mary Ann Roel.

The Commissioners' Court recessed the Voting Session at 12:02 PM and reconvened the Voting Session at 1:39 PM.

The Commissioners' Court retired to Executive Session at 2:36 PM and reconvened the Voting Session at 5:30 PM.

The Commissioners' Court adjourned the Voting Session at 5:34 PM.

**RESOLUTIONS & HEARINGS**

- 1. APPROVE RESOLUTION DESIGNATING APRIL 5, 1997 "CLEAN SWEEP 1997 DAY" IN TRAVIS COUNTY. (9:18 AM)

**Members of the Court heard from:** Terri Smythe, Executive Director, Keep Austin Beautiful; and Kris Drumheller, Assistant Director, Keep Austin Beautiful.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the Resolution.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 2. APPROVE RESOLUTION ESTABLISHING AND MAKE APPOINTMENTS TO THE EMERGENCY WIRELESS COMMUNICATIONS COORDINATING BOARD. (9:20 AM)

**Members of the Court recognized:** Joe Gieselman, Executive Manager of Transportation and Natural Resources (TNR); Dinah Dinwiddie, Executive Coordinator, Criminal Justice and Public Safety; Frank Curcio, Director, Information and Telecommunication Systems (ITS); and Chris Callsen, Director of Emergency Services.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Bristol to approve the Resolution.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**CITIZENS' COMMUNICATION**

**Members of the Court heard from:** Christian Smith, Executive Manager, Planning and Budget; Jessica Rio, Planning and Budget Analyst; and Karen Shafer Castro, Senior Planning and Budget Analyst.

**CONSENT ITEMS**

**3. Motion by** Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 19.A, 26, and C1 - C11, excluding C9. (9:28 AM)

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

**C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.

**C3.** APPROVE CONTRACT AWARD FOR THE PROVISION OF SEPTIC TANK SERVICES, IFB# B970066-JJ, TO THE SOLE, QUALIFIED BIDDER, CAPTEX, INC., IN THE ESTIMATED AMOUNT OF \$31,485.00.

**C4.** APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. PS970002SG, DAVIS & DAVIS, P.C., LEGAL SERVICES IN CAUSE NO. A-95-CA-53-AA, HUMPHREY V. CITY OF AUSTIN, ET AL; CONTRACT APPROVED ON 10/1/96; MODIFICATION CHANGES THE NAMED ATTORNEY FRANCIS A. BRADLEY TO C. DEAN DAVIS.

**C5.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 96K0710, EDWARD R. COLEMAN CONSTRUCTION, BULLICK HOLLOW ROAD IMPROVEMENTS; CONTRACT APPROVED ON 01/15/97; MODIFICATION PROVIDES FOR THE ADDITION OF A GEOGRID REINFORCED WELDED-WIRE RETAINING WALL TO SUPPORT THE ROADWAY EMBANKMENT.

**CONSENT ITEMS CONTINUED**

- C6.** APPROVE CONTRACT AWARDS TO THE LOW, QUALIFIED BIDDERS, FOR THE PROVISION OF HEAVY DUTY ROAD MACHINERY (OEM) PARTS/MAINTENANCE, B970080-JP, AND READVERTISE ITEMS THAT RECEIVED NO BIDS.
- C7.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACTS NO. 96TO266-JP, SOUTHWEST SURGICAL,, AND 96TO267-JP, VALDEZ SUPPLY COMPANY, FOR MEDICAL SUPPLIES; CONTRACT APPROVED ON 4/16/96; MODIFICATION ALLOWS FOR A TWELVE (12) MONTH EXTENSION.
- C8.** APPROVE A PUBLIC HEARING DATE OF APRIL 15, 1997 TO APPROVE THE PROPOSED STREET NAME CHANGE OF THE SOUTH SECTION OF COMANCHE TRAIL TO STEINER RANCH BOULEVARD IN PRECINCT TWO.
- C9.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: PAINTED BUNTING SUBDIVISION PHASE II - (LONGFORM - FISCAL POSTED WITH CITY OF AUSTIN AND TRAVIS COUNTY - 14 LOTS - 33.466 ACRES - WINDY RIDGE DRIVE). (9:15 AM)

Item C9 postponed until April 8, 1997.

- C10.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: COMANCHE TRAIL ESTATES SECTION ONE - (SHORTFORM PLAT - NO FISCAL REQUIRED - 1 LOT - 5.098 ACRES - HUGHES PARK ROAD).
- C11.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAGUNA LANE SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 1.337 ACRES - LAGUNA LANE).

**ADMINISTRATIVE ITEMS**

4. APPROVE SPECIAL PROCEDURES TO EVALUATE INTERSECTIONS FOR ALL-WAY STOP CONTROL. (9:30 AM) (2:36 PM) (5:30 PM)

**Clerk's Note:** Items 4 and 5 are associated with one another and were simultaneously called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager of TNR; Steve Manilla, Division Director of Engineering and Planning, TNR; Raymond Reed, TNR; Greg Alvarez, TNR; Gordon Bowman, Assistant County Attorney; John Kunkel, Representative of Balcones Village Homeowners' Association; Jack Shockey, retired traffic engineer and neighborhood resident; and Collete Melton, neighborhood resident.

Judge Aleshire announced that Item 4 would be considered in Executive Session.

Item 4 and Item 5 will be put back on the agenda on April 15, 1997, as action items but will also be available for Public Hearings.

5. APPROVE PILOT PROJECT IN THE BALCONES VILLAGE/SPICEWOOD AREA FOR THE USAGE OF ALL-WAY STOP CONTROL TO REDUCE THROUGH TRAFFIC.  
(9:30 AM) (2:36 PM) (5:30 PM)

**Clerk's Note:** Items 4 and 5 are associated with one another and were simultaneously called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager of TNR; Steve Manilla, Division Director of Engineering and Planning, TNR; Raymond Reed, TNR; Greg Alvarez, TNR; Gordon Bowman, Assistant County Attorney; John Kunkel, Representative of Balcones Village Homeowners' Association; Jack Shockey, retired traffic engineer and neighborhood resident; and Collete Melton, neighborhood resident.

Judge Aleshire announced that Item 5 would be considered in Executive Session.

Item 4 and Item 5 will be put back on the agenda on April 15, 1997, as action items but will also be available for Public Hearings.

6. A. CONSIDER AND TAKE ACTION ON CONTRACT TO PROVIDE HOMELESS SERVICES AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL

RETARDATION CENTER (ATCMHMR) (OR OTHER AGENCY OR AGENCIES AS RECOMMENDED BY THE COMMUNITY ACTION NETWORK (C.A.N.) AND APPROVED BY THE COMMISSIONERS COURT. (9:15 AM)

Item 6A postponed until April 8, 1997.

**B. CONSIDER AND TAKE ACTION ON AMENDMENT NO. ONE TO THE 1997 INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR HUMAN SERVICES GRANT FUNDS. (9:15 AM)**

**Members of the Court heard from:** Mary Etta Gerhardt, Assistant County Attorney; Stephen Williams, Executive Manager of Health and Human Services and Veteran Affairs; and Vince Cobalis, Grant Administration Manager, Health and Human Services.

**Motion by** Commissioner Biscoe and **seconded by** Judge Aleshire to approve Item 6B.

<b>Motion carried:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

7. CONSIDER REQUEST FROM UNIVERSITY STUDENT TO WAIVE FEES AND CONTRACT PROVISIONS AND APPROVE LICENSE AGREEMENT WITH JAMARL TYLER FOR USE OF THE COURTHOUSE. (11:28 AM)

**Members of the Court heard from:** John Hille, Assistant County Attorney; and Daniel Mansour, Risk Manager.

Discussion Only.

No action taken on Item 7.

Item 7 to be reposted for April 8, 1997.

8. APPROVE 9-1-1 RADIO COMPUTER AIDED DISPATCH MOBILE DATA AND TRANSPORTATION (RDMT) INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN. (11:36 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Coordinator, Criminal Justice and Public Safety; Chris Callsen, Director of Emergency Services; Pete Baldwin, Emergency Management Coordinator, TNR; and Gordon Bowman, Assistant County Attorney.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve the contract in the form submitted with a cover letter drafted by the County Attorney’s Office expressing the Court’s interpretations and understandings as the basis for this contract.

<b>Motion carried:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	absent
	County Judge Bill Aleshire	-	yes

- 9. APPROVE CAPCO CONTRACT FOR GEOGRAPHIC INFORMATION SYSTEM, ADDRESSING MAINTENANCE AND COORDINATION. (9:15 AM)

Item 9 postponed until April 8, 1997.

- 10. DISCUSS AND TAKE ACTION ON THE RELEASE OF A REQUEST FOR PROPOSAL (RFP) FOR THE COUNTY CLERK'S AUTOMATION PROJECT. (9:22 AM)

Item 10 postponed until April 8, 1997.

- 11. RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY. (2:00 PM)

**Members of the Court heard from:** Heather Cox, Legislative Aid to Commissioner Bristol, Precinct Three.

Discussion Only.

- 12. APPOINT ADVISORY COMMITTEE ON SUBDIVISION STANDARDS AND ADOPT COMMITTEE CHARTER. (2:11 PM)

**Motion by** Judge Aleshire and **seconded by** Commissioner Gómez to appoint Hank Smith as the neighborhood tax group representative.

**Motion carried:** Precinct 1, Commissioner Samuel T. Biscoe - yes  
 Precinct 2, Commissioner Karen Sonleitner - yes  
 Precinct 3, Commissioner Valarie Scott Bristol - yes  
 Precinct 4, Commissioner Margaret J. Gómez - yes  
 County Judge Bill Aleshire - yes

13. APPROVE PERSONNEL AMENDMENTS. (10:22 AM)

**Members of the Court heard from:** The Honorable Joe Hart, Judge, 126th District and Presiding Judge for all Travis County District Courts; Dr. Mattye Mauldin-Taylor, Director, Human Resources Management Department; and Carlotta Valdez, Benefits and Compensation Manager, HRMD.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Sonleitner to accept the recommendation from HRMD on the reclassification to the Grade and that the Court apply the 15% rule to the position.

**A Clarification was made of the previous Motion by** Judge Aleshire that this was for a part of the Personnel Amendments.

**Motion carried:** Precinct 1, Commissioner Samuel T. Biscoe - yes  
 Precinct 2, Commissioner Karen Sonleitner - yes  
 Precinct 3, Commissioner Valarie Scott Bristol - yes  
 Precinct 4, Commissioner Margaret J. Gómez - yes  
 County Judge Bill Aleshire - yes

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve the recommendations of the Human Resources Department.

**A Clarification was made of the previous Motion by** Judge Aleshire that this was for the rest of the Personnel Amendments.

**Motion carried:** Precinct 1, Commissioner Samuel T. Biscoe - yes  
 Precinct 2, Commissioner Karen Sonleitner - yes  
 Precinct 3, Commissioner Valarie Scott Bristol - yes  
 Precinct 4, Commissioner Margaret J. Gómez - yes  
 County Judge Bill Aleshire - yes

14. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIMS: (2:12 PM)

A. VIRGIE MAUGHAM - SETTLE

B. CESAR LOPEZ - SETTLE

C. DAVID BICKHAM - SETTLE



D. LOU GULYAS - DENY

E. ROBERT MCKENZIE - DENY

F. SELIA LOPEZ - DENY

G. EVE GORDON - DENY

H. KAREN PHAUP - DENY

I. JOHNNIE VINCENT - DENY

J. AMY HURST - DENY

K. MARIE DAVIS - DENY

L. ROBIN HART - DENY

**Members of the Court heard from:** Daniel Mansour, Risk Manager.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Biscoe to approve the recommendations on the Liability Claims as recommended by the Risk Manager.

A. VIRGIE MAUGHAM - settle as recommended; B. CESAR LOPEZ - settle as recommended; C. DAVID BICKHAM - settle as recommended;

Items D - L, LOU GULYAS, ROBERT MCKENZIE, SELIA LOPEZ, EVE GORDON, KAREN PHAUP, JOHNNIE VINCENT, AMY HURST, MARIE DAVIS and ROBIN HART, that the Court deny those claims as recommended by staff.

<b>Motion carried:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

**15. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:16 PM)**

Judge Aleshire announced that Budget Amendments will not have: A.12, A.13, A.14, and A.15 and will be replaced by the revised Budget Amendment add-ons: A.15, A.16 and A.17.

**Members of the Court heard from:** Leroy Nellis, Planning and Budget; Frank Curcio, Director, Information and Telecommunications System; and Cyd Grimes, Purchasing Agent.

**Members of the Court agreed** to consider one Motion for Items 15 and 23.

**Motion by** Commissioner Bristol **and seconded by** Commissioner Sonleitner to approve (Item 15) all the Budget Amendments, as adjusted, and Item 23 as stated.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

16. CONSIDER REQUEST FROM CAPITAL AREA TRAINING FOUNDATION FOR ONE-HALF OF \$108,000 OR \$54,000 TO COMPLETE TECHNICAL CAREER PATHWAYS IN CERTAIN SCHOOLS. (1:40 PM)

**Members of the Court heard from:** John Fitzpatrick, Manager of Employer Based Activities, Capital Area Training Foundation; Gabriel Moncada, Lanier High School student (Criminal Justice Academy); Mel Coleman, Executive Director of Accountability, Austin Independent School District (AISD); and Robert Rutishauser, Executive Director, Capital Area Training Foundation.

**Motion by** Commissioner Biscoe **and seconded by** Commissioner Gómez to indicate the Court’s intention to contract and fund the services; get PBO to show options for the County Attorney to draft a contract and notify the City.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

17. RECEIVE REPORT ON STATUS OF CIP RESERVE FROM VOTER APPROVED 1984 BOND REFERENDUM. (2:22 PM)

Item 17 postponed until April 8, 1997.

18. APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF PFLUGERVILLE FOR THE DEVELOPMENT OF THE DESSAU NORTH ROAD PROJECT. (2:23 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, (TNR).

Discussion Only.

Item 18 postponed until April 8, 1997.

19. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.
- A. APPROVE GRANT CONTRACT WITH STATE OF TEXAS, DIVISION OF EMERGENCY MANAGEMENT, DEPARTMENT OF PUBLIC SAFETY FOR STATE AND LOCAL ASSISTANCE-50, (EMERGENCY SERVICES DEPT.). (9:28 AM)

Item 19.A added to Consent Items.

- B. APPROVE GRANT CONTRACT WITH TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM GRANT (CEAP) FOR FY'97, (HEALTH & HUMAN SERVICES DEPT.). (9:28 AM)

Item 19.B postponed until April 8, 1997.

- C. APPROVE GRANT CONTRACT RENEWAL WITH CITY OF AUSTIN FOR THE WEATHERIZATION ASSISTANCE PROGRAM FY'97, (HEALTH & HUMAN SERVICES DEPT.). (9:28 AM)

Item 19.C postponed until April 8, 1997.

20. APPROVE EXEMPTION ORDER FROM COUNTY PURCHASING ACT FOR JUVENILE INTERMEDIATE SANCTION FACILITY DESIGN SERVICES. (10:47 AM)

**Members of the Court heard from:** The Honorable Jeanne Meurer, Judge, 98th District; Dinah Dinwiddie, Executive Coordinator, Criminal Justice and Public Safety; Cyd Grimes, Purchasing Agent; Kevin Bailey, Director of Facilities Management; and Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Sonleitner to approve the exemption from competition. The Court authorizes the Purchasing Agent to begin negotiations with Croslin and Associates.

**Maker and Second accept the Friendly Amendment** from Commissioner Gómez that in addition, the Court must have the results back as soon as possible so if it does not work it goes out for bid.

A Clarification was made of the previous Friendly Amendment by Judge Aleshire that sometime between April 18 and 25, 1997, a professional proposal and the fee associated with it should be reported to the Court. This would enable Court Members to do a “look/see” on April 29, 1997, and either give Staff directions on accepting that proposal, or authorize the initiation of the competitive process. In the spirit of the Friendly Amendment, this puts a date to it, and asks Staff to be prepared to go out on advertising as quickly after the 29th as possible, and to anticipate that that’s possible and there not be any delay in terms of advertising, if that becomes necessary.

Acceptance of the Friendly Amendment was made by Commissioner Bristol and seconded by Commissioner Sonleitner.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 21. APPROVE AWARD OF CONTRACT TO TEAM TECH INTERNATIONAL, INC. TO PROVIDE PROGRAMMING/CONSULTING SERVICES FOR THE JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK. (9:15 AM)

Item 21 postponed until April 8, 1997.

- 22. APPROVE CONTRACT AWARDS FOR THE PROVISION OF PHOTOCOPIER MAINTENANCE AND REPLACEMENT PARTS, IFB B970076-LB, TO THE FOLLOWING LOW RESPONSIBLE BIDDERS: CSU, INC. AND AUSTIN PERFECT PAGES, IN THE ESTIMATED AMOUNT OF \$249,352.00. (2:29 PM)

**Members of the Court heard from:** Cyd Grimes, Purchasing Agent; and Teresa Howard, Records Control Manager, Records Management.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 22 as stated.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 23. APPROVE AMENDMENT TO CONTRACT NUMBER 95C0150 TO EXTEND THE UNISYS OPERATING SYSTEM SOFTWARE LICENSE AND REPLACE THE UNISYS 2200/400 COMPUTER SYSTEM WITH A 2200/500 SYSTEM AND ASSOCIATED PERIPHERALS FOR THE INFORMATION AND TELECOMMUNICATION SYSTEMS DEPARTMENT FROM UNISYS. (2:21 PM)

Judge Aleshire announced that Budget Amendments will not have: A.12, A.13, A.14, and A.15 and will be replaced by the revised add-ons: A.15, A.16 and A.17.

**Members of the Court heard from:** Leroy Nellis, Planning and Budget; Frank Curcio, Director, Information and Telecommunications System; and Cyd Grimes, Purchasing Agent; and Barbara Wilson, Assistant County Attorney.

**Members of the Court agreed** to consider one Motion for Items 15 and 23.

**Motion by** Commissioner Bristol **and seconded by** Commissioner Sonleitner to approve (Item 15) all the Budget Amendments, as adjusted, and Item 23 as stated.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. 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. (2:31 PM)

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

Item 24 postponed until April 8, 1997.

- 25. APPROVE CONTRACT FOR THE PURCHASE OF PROPRIETARY COMPENSATION SOFTWARE (TRILOGY) FOR THE HUMAN RESOURCES MANAGEMENT DEPARTMENT FROM MANAGEMENT SCIENCE ASSOCIATES, INC., IN THE ESTIMATED AMOUNT OF \$20,500. (10:22 AM)

Item 25 postponed until April 8, 1997.

- 26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:28 AM)

Item 26 added to Consent Items.

**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

- 27. CONSIDER MASTER PLANNING SITE LOCATION OPTIONS FOR THE TRAVIS COUNTY JUVENILE JUSTICE PROJECT, INCLUDING POTENTIAL LAND ACQUISITION ISSUES, AND TAKE APPROPRIATE ACTION. (DINWIDDIE)<sup>2</sup>  
(2:36 PM) (5:30 PM)

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

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45.

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to approve the following Items as summarized below:

- 27. Item 27 postponed until April 8, 1997.
- 29. No action taken on Item 29.
- 30. To authorize staff to open negotiations for site A and to proceed with appraisals and general conceptual design for a park at sites G and F.
- 32. Authorize the County Attorney to accept the offer to settle this case in the amount of \$7,900.00.
- 33. Item 33 postponed until April 8, 1997.
- 34. Item 34 postponed until April 8, 1997.
- 41. Accept the offer in the amount of \$1,000.00.
- 42. Authorize the County Attorney to file a motion for a re-hearing and to request that the question concerning the Real Estate Act interpretation be certified to the Texas Supreme Court.
- 43. Approve Item(s) 43.A - E.
- 44. No action taken on Item 44; will post an item to consider amending the Policies and Procedures Manual.
- 45. No action taken on Item 45.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 28. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE

APPROPRIATE ACTION REGARDING BRUCE LAMBERT (LAMBERT; DINWIDDIE; PERSONAL INJURY).<sup>1</sup> (9:15 AM)

Item 28 postponed until April 8, 1997.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN DOMINGO PARDO (DINWIDDIE; EMPLOYMENT MATTER).<sup>1</sup> (2:36 PM) (5:30 PM)

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

30. RECEIVE ADDITIONAL INFORMATION REGARDING POTENTIAL SITE LOCATIONS FOR TNR'S SATELLITE FOUR FACILITY, POTENTIAL DEL VALLE SOFTBALL COMPLEX RELOCATION AND A PROPOSED SOUTHEAST METROPOLITAN COUNTY PARK. (GIESELMAN)<sup>2</sup> (2:36 PM) (5:30 PM)

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

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN CIBOLO MANUFACTURING INC.; ET AL. V. CROSS EQUIPMENT CO., INC.; ET AL. (GIESELMAN; PATENT LAWSUIT)<sup>1</sup> (9:15 AM)

Item 31 postponed until April 8, 1997.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN HARWOOD V. TRAVIS COUNTY, ET AL. (HARWOOD; GIESELMAN; TORT CLAIMS ACT).<sup>1</sup> (2:36 PM) (5:30 PM)



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

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR INITIATE LITIGATION FOR CONDEMNATION PROCESS, REGARDING DAVID K. GIBBS (PROPOSED CHIMNEY OAKS SUBDIVISION); (GIESELMAN; CONDEMNATION CASE).<sup>1</sup> (2:36 PM) (5:30 PM)

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

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

34. APPROVE CONDITIONAL AGREEMENT TO COMPLETE PROJECT WITH FLUOR DANIEL, INC., OR TAKE OTHER APPROPRIATE ACTION.<sup>1</sup> (2:36 PM) (5:30 PM)

Judge Aleshire announced that Item 34 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

35. 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 NEGLIGENCE CLAIM).<sup>1</sup> (9:15 AM)

Item 35 postponed until April 8, 1997.

36. 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).<sup>1</sup> (9:15 AM)

Item 36 postponed until April 8, 1997.

37. MAKE, ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN TIMOTHY CANFIELD V. TRAVIS COUNTY SHERIFF'S OFFICE, ET AL., CAUSE NO. 1-94-CA-555-AA (FRASIER; CLASSIFICATION; SUICIDE ATTEMPT SECTION 1983).<sup>1</sup> (9:15 AM)

Item 37 postponed until April 8, 1997.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN HUTSON, CHRISTOPHER V. CITY OF AUSTIN, ET AL., CAUSE NO. A96-CA-572-SS (FRASIER; DENIAL OF MEDICAL CARE, SECTION 1983).<sup>1</sup> (9:15 AM)

Item 38 postponed until April 8, 1997.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN KELLY LAYTON V. TRAVIS COUNTY, TEXAS, SHERIFF MARGO FRASIER, ET AL., CAUSE NO. A96-CA-483-SS, (FRASIER; DENIAL OF MEDICAL CARE, SECTION 1983).<sup>1</sup> (9:15 AM)

Item 39 postponed until April 8, 1997.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN JEANETTE DUNAWAY V. TRAVIS COUNTY, ET AL., CAUSE NO. A95-07331, (FRASIER; IMPROPER MEDICAL CARE, T.T.C.A.).<sup>1</sup> (9:15 AM)

Item 40 postponed until April 8, 1997.

41. MAKE, ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN ANNE BARFIELD CLAIM. (EARLE; TORT CLAIM; FALSE ARREST).<sup>1</sup> (2:36 PM) (5:30 PM)

Judge Aleshire announced that Item 41 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; CASE NUMBER 96-50100 AND USDC NUMBER A-94-CA-561-SC, AND TAKE APPROPRIATE ACTION.<sup>1</sup> (2:36 PM) (5:30 PM)

Judge Aleshire announced that Item 42 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

43. A. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH REPUBLIC OF TEXAS VENTURES, INC., D/B/A REPUBLIC OF TEXAS PROVISION COMPANY.<sup>1</sup> (2:36 PM) (5:30 PM)
- B. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH DAVID & MARIA PAGLUICO D/B/A COCINITA DE LUCERO.<sup>1</sup> (2:36 PM) (5:30 PM)
- C. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH HILL COUNTRY LANDSCAPE, INC.<sup>1</sup> (2:36 PM) (5:30 PM)
- D. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH JOYCE KONAK AND CHARLES VACLAVIK, D/B/A SWEET ENCOUNTERS.<sup>1</sup> (2:36 PM) (5:30 PM)
- E. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH ROBERT G.W. GIRLING IV, D/B/A FARMERS' MARKET TRADING COMPANY.<sup>1</sup> (2:36 PM) (5:30 PM)

Judge Aleshire announced that Item 43, A, B, C, D and E would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

44. REVIEW AND CONSIDER CHANGES TO THE COMMISSIONERS COURT POLICY WITH RESPECT TO THE COURT'S EXECUTIVE SESSION PROCEDURES UNDER TEXAS GOVERNMENT CODE, SECTION 551.071, CONSULTATIONS WITH ATTORNEYS.<sup>1</sup> (2:36 PM) (5:30 PM)

Judge Aleshire announced that Item 44 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

45. **ADDED ITEM** - RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION IN LINDA TAYLOR, INDIVIDUALLY AND AS NEXT FRIEND FOR SANDRA TAYLOR, A MINOR V. TRAVIS COUNTY, TEXAS (TAYLOR; FRASIER; PERSONAL INJURY).<sup>1</sup> (2:36 PM) (5:30 PM)

Judge Aleshire announced that Item 45 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 27, 29, 30, 32, 33, 34, 41, 42, 43.A - E, 44 and 45. Please refer to Item 27 for a summary of the Court's action on this motion.

**THE FOLLOWING ARE ADDENDA:**

**A.1** APPROVE CONTRACT MODIFICATION NO. 3 TO CONTRACT NO. 96T0160-RG, METRO PAVING COMPANY, INC.; CONTRACT APPROVED BY COMMISSIONERS' COURT ON 3/19/96; MODIFICATION ALLOWS COUNTY TO MAKE CHECKS PAYABLE JOINTLY TO METRO PAVING COMPANY, INC. AND COMMERCIAL INDEMNITY INSURANCE COMPANY. (2:34 PM)

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

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve Item A.1.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**ADJOURNMENT**

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Biscoe to adjourn the Voting Session. (5:34 PM)

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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

---

**Date of Approval**

---

**Bill Aleshire, Travis County Judge**