

## **MINUTES -- APRIL 29, 1997**

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

On Tuesday, the 29th 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 Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 11:53 AM and reconvened the Voting Session at 1:38 PM.

The Commissioners' Court retired to Executive Session at 3:08 PM and reconvened the Voting Session at 4:28 PM.

The Commissioners' Court adjourned the Voting Session at 5:05 PM.

The Commissioners' Court meeting as the Road District Board convened the Northwest Travis County Road District No. 3 (Golden Triangle) Voting Session at 5:05 PM and adjourned at 5:05 PM.

The Commissioners' Court meeting as the Corporation Board of Directors convened the Corporation Voting Session at 5:06 PM and adjourned at 5:08 PM.

The Commissioners' Court record notes that Precinct Two, Commissioner Karen Sonleitner was not present during this Voting Session.

## RESOLUTIONS & HEARINGS

1. DECLARE TUESDAY, APRIL 29, 1997 "TRAVIS COUNTY EMPLOYEE RECOGNITION DAY" AND TO PUBLICLY RECOGNIZE EMPLOYEES WHO CELEBRATED 20, 25, & 30 YEARS OF SERVICE WITH TRAVIS COUNTY IN 1996 AS WELL AS ANY ELECTED/APPOINTED OFFICIAL WITH 5, 10, OR 15 YEARS OF SERVICE. (9:18 AM)

**Members of the Court heard from:** Karen Steitle, Personnel Analyst, Human Resources Management Department (HRMD).

2. APPROVE PROCLAMATION DESIGNATING THE MONTH OF MAY, 1997 AS "HISPANIC CULTURAL AWARENESS MONTH " IN TRAVIS COUNTY AND RECOGNIZING THE FIRST-EVER COMBINED CITY/COUNTY CINCO DE MAYO CELEBRATION. (9:37 AM)

**Members of the Court heard from:** Amalia Rodriguez-Mendoza, Travis County District Clerk; and Carlos Lopez, Constable's Office, Precinct 5.

**Motion by** Commissioner Gómez **and seconded by** Judge Aleshire to approve the Proclamation.

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

3. APPROVE PROCLAMATION HONORING CRIMINAL JUSTICE PROFESSIONALS AND ESTABLISHING THE WEEK OF MAY 12-17 AS "LAW ENFORCEMENT OFFICERS WEEK" IN TRAVIS COUNTY. (9:42 AM)

**Clerk's Note:** Items 3 and 4 are associated with one another and were simultaneously called for concurrent reading and approval.

**Members of the Court heard from:** Margo Frasier, Travis County Sheriff.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve the Proclamations.

**Motion carried:**

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

4. APPROVE PROCLAMATION HONORING CRIMINAL JUSTICE PROFESSIONALS AND ESTABLISHING THE WEEK OF MAY 4 - 10, 1997 AS "CORRECTIONAL OFFICERS WEEK" IN TRAVIS COUNTY. (9:42 AM)

**Clerk's Note:** Items 3 and 4 are associated with one another and were simultaneously called for concurrent reading and approval. Please refer to Item 3 for the Court's Motion and Vote.

5. APPROVE PROCLAMATION NAMING MAY 1, 1997 AS "LAW DAY" IN TRAVIS COUNTY. (9:45 AM)

**Members of the Court heard from:** Andrea Bryant, Chair, Law Day Committee.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve the Proclamation.

**Motion carried:**

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

6. APPROVE A TEMPORARY ROAD CLOSURE OF GRISHAM TRAIL AND PACE BEND ROAD FOR THE PURPOSE OF PROVIDING SAFETY FOR A TRIATHLON IN PACE BEND PARK IN PRECINCT THREE. (9:49 AM)

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

**Motion carried:**

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

**Members of the Court heard from:** Joe Gieselman, Executive Manager of Transportation and Natural Resources (TNR); and Rick Marjeaux, Co-Race Director for the Women's Triathlon.

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

**Motion carried:**

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

**Clerk's Note:** Item 6 is Consent Item #C28. Please refer to Agenda Item #7 (CONSENT ITEMS) for the Court's Motion and Vote.

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Gus Peña, President, East Austin Concerned Hispanics; and Jimmy Castro, private citizen and Member, City of Austin Urban Transportation Commission. (9:52 AM)

**CONSENT ITEMS**

7. **Motion by** Commissioner Gómez and **seconded by** Commissioner Biscoe to approve the following Consent Items: 29, 30, and C.1 - C.28, excluding C.6, C.23, C.24, C.25 and C.26. (10:00 AM)

**Motion carried:**

|  |   |        |
|--|---|--------|
| Precinct 1, Commissioner Samuel T. Biscoe      | - | yes    |
| Precinct 2, Commissioner Karen Sonleitner      | - | absent |
| 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 REAPPOINTMENT OF ETHEL LEWIS TO TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD, EFFECTIVE MAY 1,1997 THRU APRIL 30, 2000.

**C4.**APPOINT ELWOOD "WOODY" STEIN TO SERVE AS THE REPRESENTATIVE FOR PRECINCTS 1 AND 4 TO THE CAPCO LAW ENFORCEMENT EDUCATION COMMITTEE.

**C5.**APPROVE APPOINTMENT OF CAROLYN L. JONES TO THE TRAVIS COUNTY HISTORICAL COMMISSION, EFFECTIVE IMMEDIATELY THROUGH DECEMBER, 1998.

**C6.**APPROVE MODIFICATION OF LEASE WITH HARRY M. WHITTINGTON D/B/A TRAVIS PROPERTIES FOR THE PROPERTY AT 209 WEST 9TH STREET. (9:51 AM)

Item C6 postponed until May 06, 1997.

**C7.**APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL LITIGATION SUPPORT SERVICES FROM THE COMPETITIVE PROPOSAL REQUIREMENTS OF THE COUNTY PURCHASING ACT.

**C8.**APPROVE CONTRACT AWARD FOR PSYCHOLOGICAL/PSYCHIATRIC SERVICES FOR JUVENILES IN THE JUVENILE COURT DETENTION FACILITIES TO DR. CAROL BUTLER.

**CONSENT ITEMS CONTINUED**

- C9.**REJECT ALL BIDS RECEIVED FOR IFB# B970067-JJ, PAINT AND PAINT SUPPLIES, AND AUTHORIZE RE-ADVERTISEMENT OF SOLICITATION.
- C10.** APPROVE CONTRACT AWARD FOR THE PROVISION OF ABATEMENT OF ASBESTOS-CONTAINING MATERIALS IN SUPPORT OF THE CRIMINAL JUSTICE CENTER (CJC) PROJECT, IFB NO. B970072-MB, TO THE LOW QUALIFIED BIDDER, OLMOS ABATEMENT, INC., IN THE (ESTIMATED) AMOUNT OF \$24,218.50.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS960283SG, KENT CONSULTING ENGINEERS; CONTRACT APPROVED BY PURCHASING AGENT ON MAY 13, 1996; MODIFICATION ADDS ADDITIONAL SERVICES TO THE CONTRACT FOR ELECTRICAL ENGINEERING SERVICES FOR THE SPRINGBROOK PARK SOCCER COMPLEX.
- C12.** APPROVE CONTRACT MODIFICATION NO. 4 TO CONTRACT 95T0155-RH FOR OFF-SITE RECORDS STORAGE; MODIFICATION ALLOWS FOR A 12-MONTH CONTRACT EXTENSION.
- C13.** APPROVE STATE TERM CONTRACT PURCHASE OF THREE (3) CHEVROLET LONG BED PICKUPS, TWO (2) FORD SHORT BED PICKUPS AND ONE (1) FORD 3/4 TON PICKUP FOR THE AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT IN THE AMOUNT OF \$87,415.00.
- C14.** APPROVE CONTRACT AWARD FOR THE PROVISION OF BIOHAZARDOUS, HAZARDOUS, AND SPECIAL WASTE DISPOSAL SERVICES, IFB# B970083-JP, TO THE LOW, QUALIFIED BIDDERS PER CATEGORY, AMERICAN 3CI AND TRIOLOGIC, INC., IN THE ESTIMATED AMOUNTS OF \$13,030.20 AND \$37,187.00, RESPECTIVELY.
- C15.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PIGGYBACK STORM WINDOWS WITH SCREENS, IFB# B970095-JP, TO THE LOW, QUALIFIED BIDDER, AUSTIN BUILDING PRODUCTS, IN THE ESTIMATED AMOUNT OF \$20,550.00.
- C16.** APPROVE CONTRACT AWARDS FOR THE PROVISION OF HEAVY DUTY MACHINERY OEM PARTS/ MAINTENANCE, IFB# B970096-JP, TO THE LOW, QUALIFIED BIDDERS, COOPER EQUIPMENT COMPANY, AND MAGNUM CUSTOM TRAILERS.

**CONSENT ITEMS CONTINUED**

- C17.** APPROVE CONTRACT AWARD FOR THE PROVISION OF MAINTENANCE OF VEHICLE WASH FACILITY EQUIPMENT, IFB B970088-LB TO THE ONLY QUALIFIED BIDDER: HOTSY/CARLSON IN THE ESTIMATED AMOUNT OF \$33,350.70 PLUS TIME AND MATERIALS FOR REPAIRS.
- C18.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE IN STEINER RANCH, PHASE 1, SECTION 1, IN PRECINCT TWO.
- C19.** APPROVE A PUBLIC HEARING DATE OF MAY 6, 1997 TO APPROVE A REQUEST TO INVOKE POLICE AUTHORITY TO ALLOW TNR TO INSTALL ALL-WAY STOP CONTROL ON SPICEWOOD PARKWAY AT THE INTERSECTIONS OF OLSON DRIVE, SPICEWOOD CLUB DRIVE, CEDAR CREST DRIVE, AND BART HOLLOW DRIVE AS A PILOT PROJECT TO DISCOURAGE CUT-THROUGH TRAFFIC FOR THE PURPOSE OF IMPROVING NEIGHBORHOOD SAFETY.
- C20.** APPROVE A PUBLIC HEARING DATE OF MAY 13, 1997 TO APPROVE THE VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENTS ON LOTS 8, 9, AND 10, BLOCK H, SIESTA SHORES SECTION 1, A SUBDIVISION IN PRECINCT THREE.
- C21.** APPROVE A PUBLIC HEARING DATE OF MAY 13, 1997 TO APPROVE THE VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENTS ON LOTS 32 AND 33, BLOCK 11, AUSTIN LAKE ESTATES SECTION 3, A SUBDIVISION IN PRECINCT THREE.
- C22.** APPROVE A PUBLIC HEARING DATE OF MAY 20, 1997 TO APPROVE THE PROPOSED STREET NAME CHANGE FROM "RIVERSIDE" TO "LAGO VERDE DRIVE" IN PRECINCT THREE.
- C23.** APPROVE A PUBLIC HEARING DATE OF MAY 20, 1997 TO APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO "NEW KATY LANE, PRECINCT ONE. (9:15 AM) (4:55 PM)

Discussion Only.

Item C23 postponed until May 06, 1997.

**CONSENT ITEMS CONTINUED**

- C24.** APPROVE A PUBLIC HEARING DATE OF MAY 20, 1997 TO APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO "HICKORY GROVE LANE, PRECINCT ONE. (9:15 AM) (4:55 PM)

Discussion Only.

Item C24 postponed until May 06, 1997.

- C25.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOTS 31-39, BARTON CREEK LAKESIDE, PHASE ONE AND LOTS 1-34, BARTON CREEK LAKESIDE, PHASE TWO - (SHORTFORM - NO FISCAL REQUIRED - 55 LOTS - 26.756 ACRES - MAJESTIC HILLS BLVD. - OETJ). (9:15 AM)

Item C25 postponed until May 06, 1997.

- C26.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOTS 32-39, BARTON CREEK LAKESIDE, PHASE ONE AND LOTS 1-34, BARTON CREEK LAKESIDE, PHASE TWO - (SHORTFORM - NO FISCAL REQUIRED - 55 LOTS - 26.756 ACRES - MAJESTIC HILLS BLVD. - OETJ). (9:15 AM)

Item C26 pulled from the agenda.

- C27.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 687 AND 688, THE HILLS OF LAKEWAY PHASE EIGHT - (AMENDED PLAT - NO FISCAL REQUIRED - 1 LOT- .5902 ACRES - COTTONDALE ROAD).
- C28.** APPROVE A TEMPORARY ROAD CLOSURE OF GRISHAM TRAIL AND PACE BEND ROAD FOR THE PURPOSE OF PROVIDING SAFETY FOR A TRIATHLON IN PACE BEND PARK IN PRECINCT THREE.



**ADMINISTRATIVE ITEMS**

8. RECEIVE BRIEFING ON STATUS OF JOBS AHEAD! TRAINING PROGRAM FROM WORKFORCE DEVELOPMENT BOARD. (10:02 AM)

**Members of the Court heard from:** Marjorine Beaman, Director, Workforce Development Board; Gretchen Wells, Project Manager; and Diane Casey, Director, Private Industry Council (PIC) and Job Training Partnership Act (JTPA).

Discussion Only.

9. RECEIVE PRESENTATION OF THE TRAVIS COUNTY JUVENILE COURT SYSTEM FACILITIES NEEDS ASSESSMENT & MASTER PLAN; DISCUSS AND/OR GIVE STAFF ANY APPROPRIATE DIRECTION. (10:42 AM)

**Members of the Court heard from:** The Honorable Jeanne Meurer, Judge, 98th District; Estela Medina, Chief Juvenile Probation Officer, Juvenile Court; Barbara Swift, Deputy Chief Juvenile Probation Officer, Juvenile Court; Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director of Facilities Management; Belinda Poppa, Project Manager, Facilities Planning in Facilities Management; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; Gordon Bowman, Assistant County Attorney; and Chuck Croslin, Croslin and Associates.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Bristol to move forward with giving staff direction, keeping in mind that we are not perfect and we will not produce perfect documents but that we will pay attention to communicating clearly with each other whenever we need to make changes to serve our population better.

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

10. APPROVE CONTRACT AWARD TO CROSLIN & ASSOC., INC. FOR ARCHITECTURAL SERVICES FOR DESIGN OF PHASE I AND II OF THE TRAVIS COUNTY JUVENILE COURT MASTER PLAN. (11:22 AM)

**Members of the Court heard from:** The Honorable Jeanne Meurer, Judge, 98th District; Estela Medina, Chief Juvenile Probation Officer, Juvenile Court; Barbara Swift, Deputy Chief Juvenile Probation Officer, Juvenile Court; Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director of Facilities Management; Belinda Poppa, Project Manager, Facilities Planning, Facilities Management; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; Gordon Bowman, Assistant County Attorney; and Chuck Croslin, Croslin and Associates.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 10 as stated.

**A Clarification was made of the previous Motion by** Judge Aleshire that the Court has motioned in anticipation of the budget amendment.

**A Friendly Reminder was made by** Commissioner Gómez that the staff should plan way ahead in order to avoid any kind of exception to the rule regarding the Purchasing Law. The Court would really feel comfortable with that and would really like to see that happen more and more in the future.

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

**11. RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY. (11:37 AM)**

**Members of the Court heard from:** Heather Cox, Legislative Aid to Commissioner Bristol, Precinct Three; Dana DeBeauvoir, Travis County Clerk; The Honorable Guy Herman, Probate Judge, Probate Court Number 1; and the Honorable Ken Oden, Travis County Attorney.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Biscoe for the Court to endorse Senate Bill 1196.

**Motion carried:**

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

**Motion by** Judge Aleshire and **seconded by** Commissioner Gómez for the Court to state a position that if House Bill 591 is passed, it should be amended from its current version in order to require that the Court costs, the salary supplements and the Prosecutor's fee be established in an amount agreed to by both of the Commissioners' Courts in the Counties involved.

**Motion carried:**

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

**12. APPOINT ADVISORY COMMITTEE ON SUBDIVISION STANDARDS AND ADOPT COMMITTEE CHARTER. (2:08 PM) (4:52 PM)**

Item 12 postponed until May 06, 1997.

**13. RECEIVE AND DISCUSS FY 1997 MID-YEAR REVENUE STATUS REPORT. (9:15 AM) (11:50 AM)**

No action taken on Item 13.

Item 13 postponed until May 06, 1997.

**14. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:08 PM)**

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Alan Miller, Budget Analyst, PBO.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to authorize transfers as Planning and Budget determines necessary (for the next two weeks) to keep the Rental Assistance Program funded.

**Motion carried:**

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

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Bristol to approve Add-ons Part II, Item A7 - the corrected amount of \$5,210.00, to be transferred within the general administration of the Appraisal District Services line item to a project line item for this purpose; and T.1, \$2, 248.00 from allocated reserves to Cash Investment Management paid for Southwest for the arbitrated calculations for the district.

**Motion carried:**

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|--|---|--------|
| Precinct 1, Commissioner Samuel T. Biscoe      | - | yes    |
| Precinct 2, Commissioner Karen Sonleitner      | - | absent |
| 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 Biscoe to approve Budget Amendments and Transfers, A.1 through A.6.

**Motion carried:**

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

**ITEM 14 CONTINUED**

- A.** CONSIDER PROPOSAL FROM THE DISTRICT COURTS TO CONSOLIDATE THE ADMINISTRATION OF THE SHORT PROGRAM (DRUG DIVERSION COURT) BY COMBINING THE TWO (2) FUNCTIONS OF THE PROGRAM (THE INTAKE UNIT - CURRENTLY UNDER COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD), AND THE COUNSELING UNIT - CURRENTLY UNDER CRIMINAL JUSTICE PLANNING) AND PLACING THEM UNDER THE DIRECTION OF THE CRIMINAL COURTS ADMINISTRATION OFFICE. (2:17 PM)

Item 14.A postponed until May 06, 1997.

**15.** APPROVE PERSONNEL AMENDMENTS. (2:19 PM) (4:28 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Benefits and Compensation Manager, Human Resources Management Department (HRMD); and Edna Santos, Compensation Specialist, HRMD.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve the Personnel Amendments as recommended by staff.

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

**Clerk's Note:** The Commissioners' Court recalled Item 15 immediately after completing the Executive Session and upon reconvening the Voting Session. The issue in question was regarding the appointment of an Interim HRMD Director. The Court heard from Alicia Perez, Executive Manager, Administrative Operations, regarding this issue. The Court wanted to clarify whether policy 10.028, Paragraph F., of the Travis County Policies and Procedures, would be applicable to the person selected. The Court's interpretation of the policy is that if the Interim appointment will exceed 60 days, there will be an immediate salary adjustment from day one of the appointment. If the appointment is less than 60 days, there will not be a salary adjustment. Judge Aleshire stated that the Court would try to remember this policy interpretation for future issues where this may be applicable.

16. APPROVE CONTRACT AWARD AND EXPEDITED PAYMENT FOR PSYCHOLOGICAL/PSYCHIATRIC SERVICES FOR JUVENILES IN THE TRAVIS COUNTY JUVENILE COURT DETENTION FACILITIES TO DR. JOHN D. KING. (11:52 AM)

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve Item 16 as stated.

**Motion carried:**

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

17. APPROVE CAPCO CONTRACT FOR GEOGRAPHIC INFORMATION SYSTEM, ADDRESSING MAINTENANCE AND COORDINATION. (2:30 PM)

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

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Bristol to approve Item 17.

**Motion carried:**

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

18. APPROVE SUBDIVISION PHASING AGREEMENT WITH S.V.W. HARRIS RIDGE LIMITED PARTNERSHIP FOR PHASING OF WILDFLOWER SUBDIVISION. (2:32 PM) (4:34 PM)

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

**Clerk's Note:** Items 18, A.1.A and A.1.B. are associated with one another and were simultaneously called for concurrent discussion.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 18.

**Motion carried:**

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

19. APPROVAL OF CONSTRUCTION SECURITY REDUCTION TO TEN PERCENT OF VALUE OF CONSTRUCTION, PARTIAL REDUCTION OF LETTER OF CREDIT TO \$72,368.23 AND ACCEPTANCE OF BOND FOR \$71,485.88 PROVIDING PERFORMANCE PERIOD SECURITY FOR BARTON CREEK, SECTION G, PHASE 2, IN PRECINCT THREE. (2:32 PM) (4:40 PM)

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

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 19.

**Motion carried:**

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

20. APPROVE THE USE OF ALTERNATE FISCAL FOR THE LAKE POINTE, SECTION 3, PHASE 4, SUBDIVISION, IN PRECINCT THREE. (2:32 PM) (4:40 PM)

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

**Clerk's Note:** Items 20, 21.A and 21.B. are associated with one another and were simultaneously called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 20, 21.A and B.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve the Cash Security Agreements with Southwest Travis County, Ltd., in the amounts stated in agenda Item 21.A and B; and to include under Item 20, approve the use of alternate fiscal for the Lake Pointe, Section 3, Phase 4, Subdivision, in Precinct Three.

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

21. APPROVAL OF: (A) CASH SECURITY AGREEMENTS WITH SOUTHWEST TRAVIS COUNTY, LTD., IN THE AMOUNTS OF \$55,590.00 AND \$5,550.00 AS SECURITY FOR REVEGETATION AND OFF-SITE CHANNEL WORK AS REQUIRED FOR THE USE OF ALTERNATE FISCAL FOR THE LAKE POINTE, SECTION 3, PHASE 4 SUBDIVISION AND (B) PHASING AGREEMENT WITH SOUTHWEST TRAVIS COUNTY, LTD., FOR LAKE POINTE, SECTION 3, PHASE 4, IN PRECINCT THREE. (2:32 PM) (4:40 PM)

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

**Clerk's Note:** Items 20, 21.A and 21.B. are associated with one another and were simultaneously called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 20, 21.A and B. Please refer to Item 20 for a summary of the Court's action on this motion.



- 22.** APPROVAL OF: **(A)** CASH SECURITY AGREEMENT WITH LUMBERMEN'S INVESTMENT CORPORATION FOR SIDEWALK IMPROVEMENTS IN VILLAGE AT WESTERN OAKS, SECTION 33 AND **(B)** PHASING AGREEMENT WITH LUMBERMEN'S INVESTMENT CORPORATION FOR THE VILLAGE AT WESTERN OAKS SECTION 33, AND 15B. (2:32 PM) (4:44 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 22.A and B.

**Motion carried:**

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

- C.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: VILLAGE AT WESTERN OAKS SECTION 33 - (LONGFORM - FISCAL POSTED WITH THE CITY OF AUSTIN AND TRAVIS COUNTY - 172 LOTS - 31.933 ACRES - DAVIS LANE). (2:32 PM) (4:44 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and John Hille, Assistant County Attorney.

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

**Motion carried:**

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

23. APPROVE CALL DOWN ON COMMERCIAL INDEMNITY INSURANCE COMPANY PERFORMANCE BOND NUMBER BD28179 IN THE AMOUNT OF \$910,276.20 FOR HOT MIX OVERLAY CONTRACT NO. 96T0160, ITEMS 1 AND 2; AND BOND NUMBER BD28180 IN THE AMOUNT OF \$667,921.80 FOR HOT MIX OVERLAY CONTRACT NO. 96T0160, ITEMS 3, 4, & 5, DUE TO THE FAILURE OF THE PRINCIPAL, METRO PAVING COMPANY, INC., TO COMPLETE THE PERFORMANCE OF HOT MIX OVERLAY CONTRACT NO. 96T0160 IN THE CONTRACT TERM. (2:38 PM)

**Members of the Court heard from:** Randy McClaren, Officer of Metro Paving Company, Inc.; Paul Franks, TNR; Don Witter, Manager, Fleet Services; Cyd Grimes, Purchasing Agent; and Gordon Bowman, Assistant County Attorney.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to move approval of the call down on the two bonds which are listed on the agenda item and authorize Judge Aleshire to send the letter to the bond company on behalf of the Commissioners' Court.

**Motion carried:**

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

24. APPROVE DECLARATION OF ATTACHED LISTING OF EQUIPMENT AS SURPLUS PROPERTY PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (2:57 PM)

**Members of the Court heard from:** Cyd Grimes, Purchasing Agent; Frank Curcio, Director, Information and Telecommunications Systems (ITS); and Eddie Dubord, Fixed Assets Manager, Purchasing.

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Gómez to approve Item 24.

**Motion carried:**

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

25. APPROVE QUANTUM MERUIT CLAIMS FOR \$4,458.66 FOR ARBITRAGE CALCULATION FEES TO FIRST SOUTHWEST COMPANY, AND \$838.01 FOR TAX ASSESSMENT FEE TO TRAVIS CENTRAL APPRAISAL DISTRICT.

(3:04 PM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO.

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Gómez to approve Item 25 in the amended amount of \$4,477.33.

**Motion carried:**

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

26. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS970004-SG, GEORGE, DONALDSON, AND FORD, L.L.P., LEGAL SERVICES IN THE CASE OF WILD ORCHIDS V. TRAVIS COUNTY; CONTRACT APPROVED ON 10/8/96; MODIFICATION INCREASES THE NOT-TO-EXCEED AMOUNT TO \$75,000.  
(3:04 PM)

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 26.

**Motion carried:**

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

27. APPROVE CONTRACT AWARD FOR THE RENTAL OF PAGERS, RFP# P970081-JP, TO THE LOW, QUALIFIED BIDDER, AT&T WIRELESS SERVICES. (3:04 PM)

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

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve Item 27.

**Motion carried:**

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

28. APPROVE CONTRACT AWARD FOR THE PROVISION OF CASE FILE FOLDERS, IFB# B970093-RG, TO THE SECOND, LOW QUALIFIED BIDDER, DURDEX, INC., IN THE ESTIMATED AMOUNT OF \$17,900.00. (3:04 PM)

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

**Motion by** Commissioner Gómez and **seconded by** Commissioner Bristol to approve Item 28.

**Motion carried:**

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

29. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MARCH, 1997. (10:00 AM)

Item 29 added to Consent Items. Please refer to Agenda Item #7 (CONSENT ITEMS) for the Court's Motion and Vote.

30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:00 AM)

Item 30 added to Consent Items. Please refer to Agenda Item #7 (CONSENT ITEMS) for the Court's Motion and Vote.

**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

- 31.** DISCUSSION OF SETTLEMENT OFFER FROM THE PLAINTIFF'S ATTORNEY AND GENERAL MERITS OF THE CASE AND TAKE APPROPRIATE ACTION IN CAUSE NO. A-96-CA-674-SS (CURETON V. TERRY KEEL, TRAVIS COUNTY SHERIFF AND TRAVIS COUNTY, TEXAS) <sup>1</sup> (3:08 PM) (4:32 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50.

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

- 31.** Reject offer and counter with an offer of \$45,000.
- 32.** Item 32 postponed until May 06, 1997.
- 33.** Item 33 postponed until May 06, 1997.
- 34.** Item 34 postponed until May 06, 1997.
- 35.** No action taken on Item 35.
- 36.** Authorize Judge Aleshire to sign the deeds relating to Item 36.
- 37.** Authorize the County Attorney to hire experts in this case.
- 39.** Reject offer and counter in the amount of \$100,000.
- 47.** Reject offer.
- 48.** Item 48 pulled from the agenda.
- 49.** No action taken on Item 49.
- 50.** Authorize Rylander Investment Corporation to take any necessary legal actions relating to the lease with Rinehart's Real Texas Bar B.Q. and related to the vacation of the premises.

32. APPROVE THIRD AMENDMENT TO CONTRACT WITH FLUOR DANIEL, INC., OR TAKE OTHER APPROPRIATE ACTION. (PEREZ)<sup>1</sup> (3:08 PM) (4:32 PM)

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

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

33. APPROVE PURCHASE CONTRACT WITH JIMMY SPILLAR FOR ACQUISITION OF APPROXIMATELY 718 SQUARE FEET OUT OF SPILLAR PROPERTY AT 2701 S. CONGRESS IN CONNECTION WITH JUVENILE JUSTICE PROJECT AND/OR APPROVE COST OF SURVEY, TITLE COMMITMENT AND POLICY, AND CLOSING COSTS.<sup>2</sup> (3:08 PM) (4:32 PM)

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

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

34. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY AND TAKE APPROPRIATE ACTION.<sup>1</sup> (3:08 PM) (4:32 PM)

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

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

35. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH BISCHOFF ENTERPRISES, INC. D/B/A B.B.Q. WORLD HEADQUARTERS.<sup>1</sup> (3:08 PM) (4:32 PM)

Judge Aleshire announced that Item 35 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

36. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION AND TAKE APPROPRIATE ACTION.<sup>1</sup> (3:08 PM) (4:32 PM)

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

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

37. AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S) REGARDING CURTIS S. CANTWELL AND TAMMY CANTWELL V. TRAVIS COUNTY, TEXAS. (GIESELMAN; PERSONAL INJURY; LITIGATION)<sup>1</sup> (3:08 PM) (4:32 PM)

Judge Aleshire announced that Item 37 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

38. 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 38 pulled from the agenda.

39. APPROVE, REJECT, OR COUNTER-OFFER FROM EDA L. MONTANDON AND RICHARD BURRATTI, CO-TRUSTEES OF THE MONTANDON COMMUNITY PROPERTY MANAGEMENT TRUST FOR ACQUISITION OF 0.34 ACRES OF RIGHT-OF-WAY FOR BULLICK HOLLOW CIP PROJECT NO. 2-020. (GIESELMAN)<sup>1</sup> (3:08 PM) (4:32 PM)

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

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD., (GIESELMAN; CONDEMNATION CASE).<sup>1</sup> (9:15 AM)

Item 40 postponed until May 06, 1997.

41. 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 41 postponed until May 06, 1997.

42. 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 42 postponed until May 06, 1997.



43. 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 43 pulled from the agenda.

44. 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 44 postponed until May 06, 1997.

45. 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-(9:15 AM))

Item 45 postponed until May 06, 1997.

46. 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 46 postponed until May 06, 1997.

47. MAKE, ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN JEANETTE DUNAWAY V. CITY OF AUSTIN, ET AL.; CAUSE NO. 95-07331 (FRASIER; DENIAL OF MEDICAL CARE, SECTION 1983/TTCA).<sup>1</sup> (3:08 PM) (4:32 PM)

Judge Aleshire announced that Item 47 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

48. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TEXAS EEI, LTD., V. TRAVIS COUNTY, TEXAS (TEXAS EEI, LTD.; ODEN; LAND USE REGULATIONS.<sup>1</sup>  
(3:08 PM) (4:32 PM)

Judge Aleshire announced that Item 48 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

49. DISCUSS APPOINTMENT OF INTERIM HUMAN RESOURCES DIRECTOR.<sup>3</sup>  
(3:08 PM) (4:32 PM)

Judge Aleshire announced that Item 49 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

50. **ADDED ITEM** - RECEIVE BRIEFING FROM THE COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN REGARD TO DEVELOPMENTS RELATED TO THE LEASE OF RINEHART'S REAL TEXAS BAR B.Q..<sup>1</sup> (4:32 PM)

**Members of the Court agreed** to consider one Motion for Items 31, 32, 33, 34, 35, 36, 37, 39, 47, 48, 49 and 50. Please refer to Item 31 for a summary of the Court's action on this motion.

**THE FOLLOWING ITEMS ARE ADDENDA:**

- A.1 (A)** APPROVE A CASH SECURITY AGREEMENT WITH S.V.W. HARRIS RIDGE LIMITED PARTNERSHIP IN THE AMOUNT OF \$219,326.89 TO ALLOW CONVERSION OF WILDFLOWER, SECTION ONE FROM ALTERNATE TO CONVENTIONAL FISCAL, IN PRECINCT TWO. (4:34 PM)

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

**Clerk's Note:** Items 18, A.1.A and A.1.B. are associated with one another and were simultaneously called for concurrent discussion.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Items A.1.A. and B.

**Motion carried:**

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

- (B)** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WILDFLOWER SECTION ONE - (LONGFORM PLAT - FISCAL POSTED WITH THE COUNTY AND THE CITY OF AUSTIN - 42 LOTS - 32.185 ACRES - HOWARD LANE). (4:34 PM)

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

**Clerk's Note:** Items 18, A.1.A and A.1.B. are associated with one another and were simultaneously called for concurrent discussion.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Items A.1.A. and B.

**Motion carried:**

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

## ADJOURNMENT

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Bristol to adjourn the Voting Session. (5:05 PM)

**Motion carried:**

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

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**