

**MINUTES -- JUNE 17, 1997
AND
(RECONVENED) - JUNE 18, 1997**

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 17th day of June, 1997, the Commissioners' Court convened the Voting Session at 9:09 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 10:01 AM and reconvened the Voting Session at 12:23 PM.

The Commissioners' Court recessed the Voting Session at 1:14 PM and reconvened on Wednesday, the 18th day of June, 1997, at 10:37 AM.

The Commissioners' Court retired to Executive Session at 10:40 AM and reconvened the Voting Session at 10:44 AM.

The Commissioners' Court retired back to Executive Session at 10:46 AM and reconvened the Voting Session at 11:57 AM.

The Commissioners' Court adjourned the Voting Session at 11:59 AM.

The Commissioners' Court record notes that Precinct Three Commissioner Valarie Scott Bristol was not present during this Voting Session.

The Commissioners' Court record notes that Precinct Two Commissioner Karen Sonleitner was not present during this Voting Session (after 9:28 AM on June 17, 1997).

RESOLUTIONS & HEARINGS

- 1. APPROVE A RESOLUTION HONORING THE TRAVIS COUNTY OFFICE OF THE MEDICAL EXAMINER FOR RESPONSE TO THE MAY 27TH TORNADO EVENTS. (9:17 AM)

Members of the Court heard from: Dr. Robert Bayardo, Travis County Medical Examiner; and Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP).

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 2. APPROVE A RESOLUTION HONORING THE EMERGENCY RESPONSE AND RECOVERY PERSONNEL THAT RESPONDED TO THE MAY 27, 1997 TORNADO EVENTS. (9:23 AM)

Members of the Court heard from: Chris Callsen, Director of Emergency Services, CJP; and Dan T. Richards, Deputy Chief, Travis County Sheriff’s Office (TCSO); Howard Herring, Transportation and Natural Resources (TNR); Gil Telliz, CSR Program, TNR; and Captain Joe Escribano, TCSO.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 3. APPROVE PROCLAMATION HONORING THE GREATER EAST AUSTIN YOUTH ASSOCIATION FOR ITS JUNETEENTH PARADE AND CELEBRATION.
(9:26 AM)

Clerk’s Note: Item 3 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 4. APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR 817’ OF UNNAMED ROADWAY LOCATED 111’ SOUTH OF HOLLY LANE TO 111’ NORTH OF CAVALIER CANYON DRIVE IN LAKE OAKS ESTATES, SECTION 1 TO “COVENANT CANYON TRAIL” IN PRECINCT THREE. (9:28 AM)

Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

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

Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk’s Note: Item 4 is Consent Item C17. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 5. APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR 400' OF UNNAMED EASEMENT FROM RIVER BEND ON THE LAKE ROAD TO "BOYD LANE" IN PRECINCT TWO. (9:29 AM)

Motion by Commissioner Biscoe 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Motion by Commissioner Biscoe 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Item 5 is Consent Item C18. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Liza Mendez, Administrative Secretary, PBO. (9:29 AM)

Samuel T. Biscoe, Precinct One Commissioner, reminded the Court about the upcoming Emancipation Day celebration, from 11:00 AM until 2:00 PM at Wooldridge Park on Wednesday, June 18, 1997. (9:29 AM)

CONSENT ITEMS

6. Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe to approve the following Consent Items: C1 - C18; including Items 3 and 27 (9:32 AM)

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Valarie Scott Bristol	-	absent
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 ORDER CALLING THE AUGUST 9, 1997 SPECIAL ELECTION ON THE PROPOSED CONSTITUTIONAL AMENDMENT TO RAISE THE HOMESTEAD EXEMPTION.
- C4. APPROVE ORDER FROM COUNTY JUDGE TEMPORARILY TRANSFERRING RESPONSIBILITIES OF THE TEXAS ALCOHOL BEVERAGE COMMISSION (TABC) LICENSE AND PERMIT APPROVALS TO JUDGE JADE MEEKER FOR ALL TABC CASES PRESENTED TO HER BETWEEN JUNE 19, 1997 THROUGH JUNE 30, 1997; ORDER TO BE RESCINDED EFFECTIVE AT CLOSE OF BUSINESS ON JUNE 30, 1997.
- C5. APPROVE BOND FOR RESERVE DEPUTY FOR CONSTABLE PRECINCT FIVE OFFICE FOR: ROBERT LEE COOK.
- C6. APPROVE RESOLUTION PROVIDING FOR COUNTY ACCOUNT, USER AND REPETITIVE TRANSFER AUTHORIZATIONS FOR EXECUTION OF TRANSFER OF FUNDS (WIRE TRANSFER) TO IMPLEMENT DEPOSITORY CONTRACT.
- C7. CONSIDER AND TAKE ACTION ON RESOLUTION AND ORDERS APPROVING THE APPOINTMENT OF DR. NAPOLEON MAYORGA, M.D., AS THE LOCAL HEALTH AUTHORITY ALTERNATE.
- C8. APPROVE PERSONNEL AMENDMENTS.

CONSENT ITEMS CONTINUED

- C9.** APPROVE LICENSE AGREEMENT FOR LANDSCAPE MAINTENANCE WITH LONG CANYON PHASE 3A HOMEOWNERS ASSOCIATION IN PORTIONS OF RIGHT-OF-WAY OF LONG CANYON DRIVE AND STANDING ROCK DRIVE.
- C10.** APPROVE LICENSE AGREEMENT WITH THE NEW VILLAGE AT WESTERN OAKS HOMEOWNERS ASSOCIATION FOR IMPROVEMENTS ALONG ESCARPMENT BOULEVARD AND DAVIS LANE.
- C11.** APPROVE ELECTRICAL EASEMENT TO THE CITY OF AUSTIN TO PROVIDE SERVICE FOR THE INTERFAITH CHAPEL AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX.
- C12.** APPROVE THE USE OF ALTERNATE FISCAL FOR THE ESTATES OF LEWIS MOUNTAIN, A SUBDIVISION IN PRECINCT THREE.
- C13.** APPROVE STATE CATALOGUE PURCHASE AND INSTALLATION OF AS/400 COMPUTER SYSTEM UPGRADES FROM BUSINESS INTEGRATORS, INC., IN THE AMOUNT OF \$109,355.00.
- C14.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PARKING LIGHT FIXTURES, IFB# B970099-RG, TO THE LOW QUALIFIED BIDDER, DEC-RE-LITE CORP., IN THE AMOUNT OF \$22,660.00.
- C15.** APPROVE CONTRACT AWARD FOR EROSION CONTROL SERVICES, IFB# B970106-JP, TO THE LOW QUALIFIED BIDDER, AFS ENVIRONMENTAL, INC. IN THE ESTIMATED AMOUNT OF \$67,425.00.
- C16.** APPROVE CONTRACT AWARD FOR THE PROVISION OF ENGINE OIL AND LUBRICANTS, IFB# B970103-BA, TO THE LOW QUALIFIED BIDDER, WRIGHT OIL COMPANY, IN THE ESTIMATED AMOUNT OF \$41,212.80.
- C17.** APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR 817' OF UNNAMED ROADWAY LOCATED 111' SOUTH OF HOLLY LANE TO 111' NORTH OF CAVALIER CANYON DRIVE IN LAKE OAKS ESTATES, SECTION 1 TO "COVENANT CANYON TRAIL" IN PRECINCT THREE.
- C18.** APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR 400' OF UNNAMED EASEMENT FROM RIVER BEND ON THE LAKE ROAD TO "BOYD LANE" IN PRECINCT TWO.

ADMINISTRATIVE ITEMS

- 7. APPROVE TERMINATION OF 911 CONTRACT WITH THE CITY OF AUSTIN. (9:34 AM)

Members of the Court heard from: Margo Frasier, Travis County Sheriff; Glenn Roach, CAPCO; and Lynn Boydston, Communications Manager, TCSO.

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to approve the termination of the 911 contract with the City of Austin; approving the notice that has already been sent and asking that it be supplemented with the rationale for that action.

Maker and Second accept the Friendly Amendment by Commissioner Gómez that the Court will continue working or looking at collaboration in the future, especially after the election in November.

A Clarification was made of the previous Friendly Amendment by Judge Aleshire that the Court’s interest and willingness to continue with collaboration, subject to achieving the desired goals, be indicated in the letter.

Motion carried:

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

- 8. APPROVE LAKE TRAVIS PUBLIC SAFETY INTERLOCAL AGREEMENT WITH THE LCRA FOR COORDINATION OF LAW ENFORCEMENT AND PUBLIC SAFETY RESOURCES ON LAKE TRAVIS. (9:53 AM)

Members of the Court heard from: Margo Frasier, Travis County Sheriff; Major Terry Pickering, TCSO; Captain Joe Escribano, TCSO, Lieutenant George Meek, TCSO; and Sergeant John Babb, Special Operations, Lower Colorado River Authority (LCRA).

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

Motion carried:

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

- 9. ADOPT STRATEGY RECOMMENDATIONS FOR RECOVERY OF PUBLIC CONFIDENCE IN CAPITAL METRO. (9:10 AM)

Item 9 postponed until July 1, 1997.

10. APPROVE EXPENDITURE OF UP TO \$6,000.00 FOR THE DEMOLITION OF A BUILDING, FILLING OF A WELL AND CLEANUP OF THE PROPERTY LOCATED AT 3104 BESSIE AVENUE, LT. 3, BLK 5, DAVIDSON CITY ADDITION. (12:29 PM)

Members of the Court heard from: Mary Bell Lockhart, Health and Human Services Department; Shirley W. Warren, Assistant County Attorney; and Kate Kelley, Assistant County Attorney.

Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe to approve Item 10.

Motion carried:

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

11. RECEIVE IJS NEGOTIATION UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY, RFP R960072-OJ. (12:23 PM)

Item 11 postponed until July 1, 1997.

12. GIVE STAFF DIRECTION CONCERNING FUTURE DEVELOPMENT OF A COMPREHENSIVE INTEGRATED ACCOUNTING SYSTEM FOR ALL TRAVIS COUNTY OFFICES. (12:23 PM)

Members of the Court heard from: Susan Spataro, Travis County Auditor; and Frank Curcio, Director, Information and Telecommunications Systems (ITS).

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to approve Item 12.

Motion carried:

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

Item 12 to be reposted on July 1, 1997.

13. GIVE STAFF DIRECTION ON WHETHER TO INCLUDE AN OWNER CONTROLLED INSURANCE PROGRAM (OCIP) IN THE CONSTRUCTION BID SPECIFICATIONS FOR THE DOWNTOWN JAIL /COURTS PROJECT. (12:23 PM) (12:54 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor; Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD); Mike Barrow, Project Manager, Fluor Daniel; and Kevin Bailey, Director of Facilities Management.

Motion by Judge Aleshire and seconded by Commissioner Biscoe to: First, request Purchasing and Facilities staff members to work together to try to write those specifications in such a way that it does not delay the advertisement of the Construction bids. Secondly, to write the specifications in such a way as to allow the Court enough time to decide whether to exercise an OCIP option in those construction contracts.

Maker and Second accept the Friendly Amendment by Commissioner Biscoe that since the Auditor, the County Attorney, and Vinson and Elkins have been working on trying to come up with some opinion on which the Auditor can rely, the Court requests that they keep working on that and bring it to closure as soon as possible.

Maker and Second accept the Friendly Amendment by Judge Aleshire that, in the event the legal conclusion is that OCIP is not the best option, the Court asks Planning and Budget to work with other staff to see what it might take to establish the reserve or perhaps operate it using general funds. The Court request an investigation on whether this provides an option not to just walk away from what potentially could be several million dollars in savings for taxpayers.

Acceptance of both Friendly Amendments was made by Judge Aleshire and seconded by Commissioner Biscoe.

Motion carried:

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

Item 13 to be reposted on July 1, 1997.

- 14. A. CONSIDER AND APPROVE EXEMPTION ORDER FOR AUTOMOBILE BODY DAMAGE AND TRANSMISSION REPAIR. (12:23 AM) (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM - JUNE 18, 1997)**
- B. ADOPT INTERPRETATION OF COUNTY PURCHASING ACT AND REQUEST APPROPRIATE ACTION BY COUNTY OFFICIALS. (12:23 AM) (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM - JUNE 18, 1997)**

Items 14.A and B recessed until June 18, 1997.

Judge Aleshire announced that Items 14.A and B would be considered in Executive Session.

Items 14.A and B to be reposted on July 1, 1997.

- 15. RECEIVE REPORT ON STATUS OF CIP RESERVE FROM VOTER APPROVED 1984 BOND REFERENDUM, INCLUDING A BREAKDOWN OF EXPENDITURES BY PRECINCT, AND TAKE APPROPRIATE ACTION. (9:10 AM)**

Item 15 postponed until July 1, 1997.

16. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (12:27 PM)

Members of the Court agreed to consider one motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve the following Items:

- 16. Approve Item 16 on Budget Amendments and Transfers.
- 20. Approve Item 20.
- 21. A. Approve Item 21.A.
B. Approve Item 21.B.
C. Approve Item 21.C.
D. Approve Item 21.D.
- 24. Approve Item 24.
- 28. A. Approve Item 28.A.
B. Approve Item 28.B.
- 29. Approve Item 29.
- 33. Approve Item 33 except for Check Number 383562.

Motion carried:

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

Clerk's Note: Judge Aleshire requested a division of the vote regarding Item 33, as it affects Check Number 383562 to KPMG for \$21, 600.00.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to take a separate vote on Item 33, approving Check Number 383562 to KPMG for \$21,600.00.

Motion failed:

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

- 17. A. APPROVE EXEMPTION ORDER FOR THE LEASE OF 25 NEW PARKING SPACES FROM CLASSIFIED PARKING AT 812 SAN ANTONIO. (12:23 PM)
- B. APPROVE LEASE AND BUDGET WITH CLASSIFIED PARKING FOR PARKING SPACES AT 812 SAN ANTONIO.

Items 17.A and 17.B postponed until July 1, 1997.

- 18. DISCUSS AND APPROVE THE ISSUANCE OF AN RFS FOR THE CONSULTANT SERVICES TO MAXIMIZE TRAVIS COUNTY STATE AND FEDERAL REIMBURSEMENTS, REQUEST FOR SERVICE #S970079-OJ. (1:03 PM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Stephen Williams, Executive Manager, Travis County Health and Human Services Department and Veterans' Affairs Services; Susan Spataro, Travis County Auditor; Estela Medina, Travis County Juvenile Court; and David Escamilla, First Assistant County Attorney.

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

Maker and Second accept the Friendly Amendment by Judge Aleshire that the Commissioners' Court will have an opportunity to agree that, in fact the additional reimbursement has occurred as a direct result of their actions.

Maker and Second accept the Friendly Amendment by Judge Aleshire that if there are any changes made to this contract which affect the cost of the contract, they are also to be approved by the Commissioners' Court. This will ensure that there is a budget in place and that the Court agrees to the changes. Once the contract terms are set, the Court has agreed to what they are getting and at what price. Any adjustment which affects either side of that should require Commissioners' Court approval.

Acceptance of both Friendly Amendments was made by Commissioner Biscoe and **seconded by** Commissioner Gómez.

Motion carried:

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

19. APPROVE USE OF CAPITAL ACQUISITION RESERVE (CAR) FUNDS TO COVER DIFFERENCE BETWEEN RISK FUND PAYMENT AND REPLACEMENT COST OF TOTAL LOSS VEHICLES. (12:23 PM)

Item 19 postponed until July 1, 1997.

20. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL INSTRUCTIONAL PROGRAM AND STAFFING SERVICES FOR THE JJAEP PROGRAM FROM THE COMPETITIVE PROPOSAL REQUIREMENTS OF THE COUNTY PURCHASING ACT. (12:27 PM)

Members of the Court agreed to consider one Motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33. Please refer to Item 16 for a summary of the Court's action on this motion.

21. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (12:27 PM)
- A. CONSIDER AND TAKE ACTION ON PROPOSAL AND AUTHORIZATION TO NEGOTIATE CONTRACT WITH TEXAS COMMISSION FOR THE DEAF AND HARD OF HEARING FOR DEAF SERVICES.
 - B. APPROVE APPLICATION FOR SENIORS/VOLUNTEERS FOR CHILDHOOD IMMUNIZATIONS GRANT FOR HEALTH AND HUMAN SERVICES (RSVP) DEPARTMENT.
 - C. APPROVE ACCEPTANCE OF ROLLOVER OF FUNDS FROM THE JOSATS GRANT FROM FY '96; IT IS NOT A CONTRACT; IT IS AN ACCEPTANCE OF ADDITIONAL FUNDS.

ADDED GRANT ITEM:

- D. APPROVE GRANT APPLICATION FOR 1997 LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM FOR SHERIFF'S DEPARTMENT.

Members of the Court agreed to consider one Motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33. Please refer to Item 16 for a summary of the Court's action on this motion.

- 22.** APPROVE TRAVIS COUNTY COMPENSATION PHILOSOPHY. (12:27 PM)

Item 22 postponed until July 1, 1997.

- 23.** UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION. (12:27 PM)

Item 23 postponed until July 1, 1997.

- 24.** APPROVE TRADE-IN OF TRAVIS COUNTY SURPLUS PROPERTY FOR NEW PROPERTY OF SAME TYPE FROM UNISYS. (12:27 PM)

Members of the Court agreed to consider one Motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33. Please refer to Item 16 for a summary of the Court's action on this motion.

- 25.** DISCUSS LEGAL STATUS OF CHURCH LANE AND TAKE APPROPRIATE ACTION. (9:10 AM) (12:23 PM) (1:14 PM)
(10:40 AM - June 18, 1997) (11:57 AM - June 18 1997)

Action on Item 25 postponed until July 1, 1997.

Item 25 recessed until June 18, 1997.

Judge Aleshire announced that Item 25 would be considered in Executive Session.

Item 25 to be reposted on July 1, 1997.

- 26.** DISCUSS LEGAL STATUS OF GILBERT ROAD AND TAKE APPROPRIATE ACTION. (9:10 AM) (12:23 PM) (1:14 PM)
(10:40 AM - June 18, 1997) (11:57 AM - June 18 1997)

Action on Item 26 postponed until July 1, 1997.

Item 26 recessed until June 18, 1997.

Judge Aleshire announced that Item 26 would be considered in Executive Session.

Item 26 to be reposted on July 1, 1997.

- 27.** APPROVE SECOND SUPPLEMENTAL CONTRACTUAL AGREEMENT FOR RIGHT-OF-WAY PROCUREMENT WITH TXDOT FOR TEN PERCENT COST PARTICIPATION IN ANTICIPATED COSTS OF ACQUIRING PARCELS 13 AND 15 FOR FM 973 PROJECT. (9:32 AM)

Clerk's Note: Item 27 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 28.** **A.** APPROVE CONSTRUCTION PERFORMANCE CASH SECURITY AGREEMENTS WITH S.V.W. HARRIS RIDGE LIMITED PARTNERSHIP IN THE AMOUNT OF \$230,681.80 AND \$27,741.88, RESPECTIVELY, IN CONNECTION WITH THE DEVELOPMENT OF WILDFLOWER SECTION TWO SUBDIVISION. (12:27 PM)
- B.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WILDFLOWER SECTION TWO- (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY AND CITY OF AUSTIN - 43 LOTS - 8L303 ACRES - HOWARD LANE).

Members of the Court agreed to consider one Motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33. Please refer to Item 16 for a summary of the Court's action on this motion.

29. APPROVE USE OF ALTERNATE FISCAL FOR WINDING TRAILS PHASE TWO.
(12:27 PM)

Members of the Court agreed to consider one Motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33. Please refer to Item 16 for a summary of the Court's action on this motion.

30. RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY. (12:23 PM)

Item 30 postponed until July 1, 1997.

31. APPOINT ADVISORY COMMITTEE ON SUBDIVISION STANDARDS AND ADOPT COMMITTEE CHARTER. (12:23 PM)

Item 31 postponed until July 1, 1997.

32. APPROVE AND/OR RATIFY APPOINTMENTS TO CAPCO COMMITTEES.
(12:27 PM)

Item 32 postponed until July 1, 1997.

33. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (12:27 PM)

Members of the Court agreed to consider one Motion for Items 16, 20, 21.A, B, C and D, 24, 28.A and B, 29, and 33. Please refer to Item 16 for a summary of the Court's action on this motion.

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

34. DISCUSS AND TAKE APPROPRIATE ACTION ON THE FOLLOWING LIABILITY CLAIM RECOMMENDATION FOR:¹ (1:14 PM)
(10:40 AM - June 18, 1997) (11:58 AM - June 18, 1997)

A. ROBERT FREEMAN -- SETTLE

Item 34 recessed until June 18, 1997.

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

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44 and 45.

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

- 34.** Accept settlement in that case of \$5,000.00
- 36.** Approve the Farmers' Market Lease with Homestead Farms.
- 38.** Authorize the County Attorney to hire consulting and testifying experts necessary for that case.
- 40.** Accept their counter offer of \$8,800.00
- 43.** Item 43 to be reposted on July 1, 1997.
- 44.** Item 44 to be reposted on July 1, 1997.
- 45.** Item 45 to be reposted on July 1, 1997.

Motion carried:

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

- 35.** 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.² (12:28 PM)

Item 35 postponed until July 1, 1997.

- 36.** APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH HOMESTEAD FARMS (CLAUDINE HORN).¹ (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM, JUNE 18 - 1997)

Item 36 recessed until June 18, 1997.

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

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44, and 45. Please refer to Item 34 for a summary of the Court's action on this Motion.

- 37.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD., (LAURELWOOD-MANCHACA; GIESELMAN; CONDEMNATION CASE).¹ (12:28 PM)

Item 37 postponed until July 1, 1997.

38. AUTHORIZE COUNTY ATTORNEY TO HIRE CONSULTING AND/OR TESTIFYING EXPERT(S) IN FRED ESPINOSA V. JASON JEWERT. (FRASIER; 1983; EXCESSIVE FORCE).¹ (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM, JUNE 18 - 1997)

Item 38 recessed until June 18, 1997.

Judge Aleshire announced that Item 38 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44, and 45. Please refer to Item 34 for a summary of the Court's action on this Motion.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN KELLY LAYTON V. TRAVIS COUNTY, TEXAS, ET AL., CAUSE NO. A96-CA-483-SS. (FRASIER; DENIAL OF MEDICAL CARE, 1983).¹ (1:14 PM)
(10:40 AM - JUNE 18, 1997)

Item 39 recessed until June 18, 1997.

Item 39 postponed until July 1, 1997.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN KUHN V. RICHARDS, ET AL., (KUHN; FRASIER; BAIL BOND FEE LITIGATION).¹ (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM, JUNE 18 - 1997)

Item 40 recessed until June 18, 1997.

Judge Aleshire announced that Item 40 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44, and 45. Please refer to Item 34 for a summary of the Court's action on this Motion.

41. 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).¹

(12:28 PM)

Item 41 postponed until July 1, 1997.

42. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER OFFER OF MEDIATION IN ROY & MARY JOHNSON V. ALFONSO GORENA, ET AL., AND/OR TAKE APPROPRIATE ACTION (PERSONAL INJURY/MOTOR VEHICLE ACCIDENT).¹ (12:28 PM)

Item 42 pulled from the Agenda.

43. RECEIVE BRIEFING FROM COUNTY ATTORNEY CONCERNING LEGAL ISSUES INVOLVED IN APPOINTING A MEMBER OF THE COMMISSIONERS' COURT TO THE BOARD OF CAPITAL METRO AND TAKE APPROPRIATE ACTION.¹ (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM, JUNE 18 - 1997)

Item 43 recessed until June 18, 1997.

Judge Aleshire announced that Item 43 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44, and 45. Please refer to Item 34 for a summary of the Court's action on this Motion.

44. APPROVE, ACCEPT, OR REJECT CLOSING AGREEMENT ON FINAL DETERMINATION COVERING SPECIFIC MATTERS REGARDING WORKER CLASSIFICATION.¹ (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM, JUNE 18 - 1997)

Item 44 recessed until June 18, 1997.

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

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44, and 45. Please refer to Item 34 for a summary of the Court's action on this Motion.

THE FOLLOWING ITEM WAS ADDED:

45. APPROVE, REJECT OR COUNTER COUNTER-OFFER FROM HAROLD AND ALPHA RIEWE FOR ACQUISITION OF PARCELS 16 AND 17 FOR RIGHT-OF-WAY ON DESSAU NORTH PROJECT (CIP NO. 2-019).² (1:14 PM)
(10:40 AM - JUNE 18, 1997) (11:58 AM, JUNE 18 - 1997)

Item 45 recessed until June 18, 1997.

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

Members of the Court agreed to consider one Motion for Items 34, 36, 38, 40, 43, 44, and 45. Please refer to Item 34 for a summary of the Court's action on this Motion.

RECESS

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to recess the Voting Session and the following Items until 9:30 AM on Wednesday, June 18, 1997: 14.A and B, 25, 26, 34, 36, 38, 39, 40, 43, 44 and the Added Item 45. (1:14 PM)

A Clarification was made of the previous Motion by Judge Aleshire that those would all be anticipated for Executive Session but those will be the items which are included in the Motion to Recess until 9:30 in the morning. (1:14 PM)

Motion carried:

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

ADJOURNMENT

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to adjourn the Voting Session. (11:59 AM - June 18, 1997)

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
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