

## **MINUTES -- JULY 1, 1997**

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

On Tuesday, the 1st day of July, 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 11:54 AM.

The Commissioners' Court meeting as the Corporation Board of Directors convened the Corporation Voting Session at 1:37 PM and adjourned at 2:07 PM.

The Commissioners' Court meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) convened the NWTCRD #3 Voting Session at 2:08 PM and adjourned at 2:08 PM.

The Commissioners' Court reconvened the Voting Session at 2:09 PM.

The Commissioners' Court retired to Executive Session at 4:02 PM and reconvened the Voting Session at 7:14 PM.

The Commissioners' Court retired to Executive Session at 7:14 PM and reconvened the Voting Session at 8:01 PM.

The Commissioners Court adjourned the Voting Session at 8:31 PM.

## RESOLUTIONS & HEARINGS

1. APPROVE A PROCLAMATION HONORING DR. CIRO E. GARCIA, SR. FOR 35 YEARS OF SERVICE TO BETANIA BAPTIST CHURCH AND FOR HIS SERVICE TO THE COMMUNITY. (9:09 AM)

**Members of the Court heard from:** Dr. Garcia and five of his nine children.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Biscoe 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 A RESOLUTION RECOGNIZING CONSTABLE BRUCE ELFANT ON BEING NAMED THE TEXAS JUSTICES OF THE PEACE AND CONSTABLES ASSOCIATION'S CONSTABLE OF THE YEAR FOR 1997. (9:12 AM)

**Members of the Court heard from:** Constable Elfant and his office staff.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Biscoe 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

3. APPROVE A RESOLUTION RECOGNIZING THE CONJUNTO COMPETITION AT THE FLAMINGO CLUB IN SOUTHEAST TRAVIS COUNTY AND THE MANY MUSICIANS THAT PARTICIPATED. (9:16 AM)

Item 3 pulled from the Agenda.

4. APPROVE A RESOLUTION HONORING REPRESENTATIVE SHERRI GREENBERG FOR THE CREATION OF TRAVIS COUNTY COURT AT LAW NUMBER FOUR (FAMILY VIOLENCE COURT). (9:16 AM)

Item 4 postponed until July 8, 1997.

5. APPROVE A RESOLUTION HONORING SENATOR GONZALO BARRIENTOS FOR THE CREATION OF TRAVIS COUNTY COURT AT LAW NUMBER FOUR (FAMILY VIOLENCE COURT). (9:16 AM)

Item 5 postponed until July 8, 1997.

### CITIZENS' COMMUNICATION

**Members of the Court heard from:** David Lurie, Director, Austin-Travis County Health and Human Services Department; and Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services. (9:16 AM)

### CONSENT ITEMS

6. **Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the following Consent Items: 19, 21, 24, 37, 38, 40, 42.A and 42.B, 43.A and 43.B; and C.1 - C.19, with an amended Item C.3 to exclude the reference to the minutes of April 14, 1997. (9:25 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.

**CONSENT ITEMS CONTINUED**

- C3.** APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSIONS OF APRIL 8, 1997; APRIL 10, 1997; APRIL 14, 1997; AND APRIL 15, 1997.

Item C.3 amended to exclude minutes of April 14, 1997.

- C4.** APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACES AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES AND HOURS FOR EARLY VOTING ON WEEKDAYS FOR THE AUGUST 9, 1997, SPECIAL CONSTITUTIONAL AMENDMENT ELECTION.
- C5.** APPROVE BUDGET AMENDMENTS AND TRANSFERS.
- C6.** APPROVE CONVERSION OF WACKENHUT CORRECTIONS' COMMUNITY JUSTICE CENTER EDUCATIONAL DIAGNOSTICIAN POSITION TO COORDINATOR OF ASSESSMENT AND DIAGNOSTIC SERVICES.
- C7.** APPROVE SUBSTITUTION OF PERFORMANCE PERIOD BOND FOR COMBINED PERFORMANCE BOND AS PERFORMANCE PERIOD SECURITY FOR CHIMNEY OAKS AT LAKE TRAVIS SECTION 1, A SUBDIVISION IN PRECINCT TWO.
- C8.** APPROVE TRANSFER OF \$5,608.00 OF 1997 C.O. FUNDS FROM TRAVIS COOK ROAD IMPROVEMENT PROJECT TO CEDAR STREET ROAD PROJECT, PRECINCT THREE.
- C9.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS970173LH, BETWEEN TRAVIS COUNTY AND VINSON & ELKINS, L.L.P. FOR PROVISION OF LEGAL SERVICES IN DISTRICT COURT CAUSE NO. 95-11810, WIESE V. TRAVIS COUNTY SHERIFF, ET AL; AND IN THE THREE PERSONNEL CLAIMS BY KEVIN MOORE, BENNIE CURETON, AND DAVID DOWNS. MODIFICATION ALLOWS WORK AND INVOICING OF AN ASSOCIATE ATTORNEY, A PARALEGAL, AND REIMBURSEMENT FOR OUT-OF-POCKET EXPENSES.
- C10.** APPROVE CONTRACT AWARDS FOR THE PROVISION OF OFFICE FURNITURE, IFB #B970098-OJ, TO THE QUALIFIED BIDDERS, AUSTIN BUSINESS FURNITURE, BARKER OFFICE FURNITURE, OFFICE DEPOT, OFFICE PAVILION, SHELTON-KELLER, AND THE WELLS GROUP.

**CONSENT ITEMS CONTINUED**

- C11.** APPROVE CONTRACT AWARDS FOR THE PROVISION OF LABORATORY EQUIPMENT, JFB B970108-RG, TO THE LOW QUALIFIED BIDDERS, SCIENTIFIC MARKETING AND FORMA SCIENTIFIC.
- C12.** APPROVE CONTRACT AWARD FOR THE PROVISION OF WASHER/EXTRACTOR, IFB #B970107-RG, TO THE LOW QUALIFIED BIDDER, SCOTT EQUIPMENT IN THE AMOUNT OF \$26,100.00.
- C13.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CAFETERIA EQUIPMENT, IFB #B970091-BA, TO THE LOW QUALIFIED BIDDER, SYSCO FOOD SERVICES, IN THE AMOUNT OF \$55,842.86.
- C14.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACTS NO. 96T0352-JP, AUSTIN BUILDING PRODUCTS, 96T0353-JP, TASCON, INC., AND 96T0354-JP, CAMERON ASHLEY BUILDING PRODUCTS, FOR HOME REPAIR MATERIALS, CONTRACT APPROVED BY COMMISSIONERS' COURT ON JULY 23, 1996. MODIFICATION ALLOWS FOR A TWELVE (12) MONTH EXTENSION.
- C15.** APPROVE CONTRACT MODIFICATION NO. 6 TO CONTRACT NO. 940245-FH, SAWYER VENDING SERVICES, FOR CAFETERIA AND VENDING MACHINE CONCESSIONS, CONTRACT APPROVED BY COMMISSIONERS' COURT ON AUGUST 23, 1994, MODIFICATION ALLOWS FOR A TWELVE (12) MONTH EXTENSION.
- C16.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: EIMER SUBDIVISION - (SHORTFORM PLAT - NO FISCAL REQUIRED - 2 LOTS - 3.088 ACRES - CUESTA COURT).
- C17.** APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES IN WINDERMERE, PHASE F, SECTION ONE; PHASE G, SECTION ONE AND PHASE H, SECTION ONE IN PRECINCT TWO.
- C18.** APPROVE ACCEPTANCE OF DEDICATION OF STREETS AND DRAINAGE FACILITIES OF BINTLIFF DRIVE, PRECINCT TWO.
- C19.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN CANYON MESA, PHASE I, PRECINCT TWO.

## ADMINISTRATIVE ITEMS

7. RECEIVE BRIEFING ON RECENT FLOODING, DETERMINE NEED FOR DISASTER DECLARATION, DISCUSS ENFORCEMENT OF FEDERAL EMERGENCY MANAGEMENT AGENCY REGULATIONS, AND TAKE APPROPRIATE ACTION. (9:20 AM) (9:27 AM) (4:02 PM)

**Members of the Court heard from:** Chris Callsen, Director of Emergency Services, Criminal Justice Planning (CJP); Pete Baldwin, Emergency Management Coordinator, Transportation and Natural Resources (TNR), Cora Wright, Director, Neighborhood Services, Austin-Travis County Health and Human Services Department; Jesse Colunga, Site Supervisor of the East Rural Community Center; Joe Gieselman, Executive Manager, TNR; and Steve Manilla, Director of Engineering and Planning, TNR.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to include a Commissioners' Court Order to close County parks and give TNR the authority to re-open the parks when it is deemed safe and appropriate.

<b>Motion carried:</b>	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

Judge Aleshire announced that Item 7 would be considered in Executive Session.

**8. ADOPT STRATEGY RECOMMENDATIONS FOR RECOVERY OF PUBLIC CONFIDENCE IN CAPITAL METRO. (10:54 AM)**

**Motion by** Judge Aleshire and **seconded by** Commissioner Gómez to adopt a position statement concerning some core issues for Capital Metro. First, that the Commissioners' Court indicate its position is that Capital Metro should voluntarily cut its sales tax rate by 1/4 cent, from 1 cent to 3/4 cent, and stay at that rate at least until the State Comptroller's audit is completed or until an election is held on the Light Rail project; and second, that Capital Metro should give priority to efficiently maintaining and improving service that is being used by the public and should give priority to support for direct service employees; and third, that Capital Metro should immediately cancel the six month severance package for employees in every instance in which it is legally feasible for them to do so. It is hoped this position would be taken into consideration by anyone who should represent the Commissioners' Court.

**Maker and Second accept the Friendly Amendment by** Commissioner Biscoe to give this advice to the Board that takes office on or after August 15, 1997; and this is guidance that the Commissioners' Court is specifically giving the Commissioners' Court representative.

**Acceptance of the Friendly Amendment was made by** Judge Aleshire and **seconded by** Commissioner Gómez.

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

**9. RECEIVE IJS NEGOTIATION UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY, RFP R960072-OJ. (9:55 AM)**

**Members of the Court heard from:** Frank Curcio, Director, Information and Telecommunications Systems (ITS).

Discussion Only.

Item 9 to be reposted on July 8, 1997.

10. GIVE STAFF DIRECTION CONCERNING FUTURE DEVELOPMENT OF A COMPREHENSIVE INTEGRATED ACCOUNTING SYSTEM FOR ALL TRAVIS COUNTY OFFICES. (9:57 AM)

No action taken on Item 10.

11. INSTRUCT STAFF CONCERNING WHETHER TO CONTINUE TO COLLECT FEES FOR SUBDIVISION PLAT REVIEWS AND TAKE OTHER APPROPRIATE ACTION. (9:19 AM) (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 11 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

12. UPDATE ON CRIMINAL JUSTICE FACILITIES BOND PROGRAM; DISCUSS AND/OR GIVE STAFF DIRECTION REGARDING THE FOLLOWING ITEMS:
  - A. PRESENTATION OF ACTUAL AND FORECASTED COSTS FOR THE DOWNTOWN CRIMINAL JUSTICE CENTER PROJECT AND OPTIONS FOR REDUCTION OF PROJECT COSTS. (9:20 AM)
  - B. PRESENTATION OF OTHER CRIMINAL JUSTICE FACILITIES BOND PROGRAM COSTS AND OPTIONS FOR FUNDING. (9:20 AM)

Items 12.A and 12.B postponed until July 8, 1997.



13. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING THE THINK TANK SUMMARY REPORT FOR THE PRE-DESIGN PHASE AND GIVE APPROVAL TO THE DESIGN TEAM OF PFLUGER WIGINTON HOOKER/NBBJ TO PROCEED INTO THE SCHEMATIC DESIGN PHASE OF ARCHITECTURAL/ENGINEERING SERVICES FOR PHASE 1A IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX AT DEL VALLE. (10:07 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Dan Crise, Fluor Daniel; Kevin Bailey, Director of Facilities Management; John Geyer, AIA, Project Director, Pfluger, Wiginton, Hooker/NBBJ; and Ken Gaede, Project Administrator, Facilities Management.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to indicate the Commissioners' Court's agreement with the Think Tank Summary Report and give the design team authorization to proceed to the schematic design phase.

**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

14. GIVE STAFF DIRECTION ON WHETHER TO INCLUDE AN OWNER-CONTROLLED INSURANCE PROGRAM (OCIP) IN THE CONSTRUCTION BID SPECIFICATIONS FOR THE DOWNTOWN JAIL/COURTS PROJECT. (10:21 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director of Facilities Management; Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD); Cyd Grimes, Travis County Purchasing Agent; and Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

Discussion Only.

15. AUTHORIZE TRAVIS COUNTY SHERIFF MARGO FRASIER, AS THE OFFICIAL RESPONSIBLE FOR THE TRAVIS COUNTY JAIL, TO EXECUTE AGREEMENT WITH THE SOCIAL SECURITY ADMINISTRATION REGARDING BENEFICIARIES INCARCERATED IN COUNTY CORRECTIONAL FACILITIES. (10:48 AM)

**Members of the Court heard from:** Margo Frasier, Travis County Sheriff; Dan T. Richards, Deputy Chief, Travis County Sheriff's Office (TCSO); Michael Hemby, TCSO; and Shelly Hammond, Paralegal, TCSO.

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Bristol to approve Item 15.

**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. RECEIVE REPORT ON STATUS OF CIP RESERVE FROM VOTER APPROVED 1984 BOND REFERENDUM, INCLUDING A BREAK DOWN OF EXPENDITURES BY PRECINCT, AND TAKE APPROPRIATE ACTION. (11:10 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Carol Joseph, Assistant Director, TNR; and David Escamilla, First Assistant County Attorney.

Discussion Only.

Item 16 to be reposted on July 8, 1997.

17. A. CONSIDER AND APPROVE EXEMPTION ORDER FOR AUTOMOBILE BODY DAMAGE AND TRANSMISSION REPAIR. (9:19 AM) (4:02 PM) (8:01 PM)
- B. ADOPT INTERPRETATION OF COUNTY PURCHASING ACT AND REQUEST APPROPRIATE ACTION BY COUNTY OFFICIALS. (9:19 AM) (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 17.A and 17.B would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

18. A. APPROVE EXEMPTION ORDER FOR THE LEASE OF 25 NEW PARKING SPACES FROM CLASSIFIED PARKING AT 812 SAN ANTONIO. (2:10 PM) (3:12 PM)
- B. APPROVE LEASE AND BUDGET WITH CLASSIFIED PARKING FOR PARKING SPACES AT 812 SAN ANTONIO. (2:10 PM) (3:12 PM)

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

19. APPROVE QUANTUM MERUIT CLAIM FOR \$26,275.81 FOR COUNTY-WIDE ADVERTISEMENTS TO THE AUSTIN AMERICAN STATESMAN. (9:25 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

20. APPROVE CONTRACT AWARD FOR THE PROVISION OF CLASSIFIED ADVERTISING, IFB #B970123-JJ, TO THE QUALIFIED BIDDERS, AUSTIN CHRONICLE CORP., AUSTIN AMERICAN-STATESMAN, ARRIBA ART AND BUSINESS NEWS, LA PRENSA, WESTLAKE PICAYUNE, HILL COUNTRY NEWS, AND NORTH LAKE TRAVIS LOG. (2:10 PM)

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

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 20.

**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. AUTHORIZE NEGOTIATIONS FOR PAVEMENT CONDITION SURVEY SERVICES, RFQ #0970078SG, MAXIM TECHNOLOGIES. (9:25 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

22. APPROVE USE OF CAPITAL ACQUISITION RESERVE (CAR) FUNDS TO COVER DIFFERENCE BETWEEN RISK FUND PAYMENT AND REPLACEMENT COST OF TOTAL LOSS VEHICLES. (2:15 PM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Susan Spataro, Travis County Auditor; Daniel Mansour, Risk Manager, HRMD; Joe Gieselman, Executive Manager, TNR; and Rebecca Thompson, Financial Reports Manager, Travis County Auditor's Office.

Discussion Only.

Item 22 to be reposted on July 8, 1997.

**23. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE. (11:47 AM)**

**A. APPROVE GRANT APPLICATION FOR COMBINED SHERIFF'S AUTO THEFT TASK FORCE.**

**Members of the Court heard from:** Margo Frasier, Travis County Sheriff; Dan T. Richards, Deputy Chief, TCSO; Shoshanna Lansberg, Budget Analyst, PBO; and Vicki Skinner, District Attorney's Office.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Bristol to approve Item 23.A.

**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

**B. APPROVE GRANT APPLICATION FOR BUILD GREATER AUSTIN PROGRAM FOR TNR DEPARTMENT. (2:40 PM)**

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

Discussion Only.

Item 23.B to be reposted on July 8, 1997.

**C. APPROVE GRANT CONTRACT FOR AUTO THEFT GRANT #SA-97-T01-09232 FOR SHERIFF'S DEPARTMENT. (2:55 PM)**

**Motion by** Judge Aleshire **and seconded by** Commissioner Gómez to approve Item 23.C.

**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

**ITEM 23 CONTINUED**

**D. APPROVE CONTINUATION OF GRANT FOR HEALTH & HUMAN SERVICES DEPARTMENT -- HOME REHABILITATION GRANT CONTRACT. (2:56 PM)**

**Members of the Court heard from:** Alfredo Carrasco, Housing Services Manager, Austin-Travis County Health and Human Services Department; and Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans' Affairs Services.

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Gómez to approve Item 23.D.

<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

**24. APPROVE RESOLUTION FOR PREVIOUSLY APPROVED JUVENILE JUSTICE ALTERNATIVES GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION. (9:25 AM)**

Item 24 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

**REVISED WORDING**

- 25.** APPROVE AMENDMENT OF CONTRACT WITH WELLS FARGO BANK (TEXAS) N.A. TO ALLOW CONTINUED USE OF REPORTING SERVICES UNTIL AUGUST 31, 1997 OR UNTIL ALL CHECKS HAVE CLEARED, WHICHEVER OCCURS FIRST; AND OTHER MISCELLANEOUS SERVICES REQUIRED BY COUNTY FOR TRANSITION TO NEW DEPOSITORY. (3:10 PM)

**Clerk's Note:** Items 25, 26 and 27 are associated with one another and were called for concurrent discussion.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve Items 25, 26, and 27.

<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

- 26.** AUTHORIZE CASH/INVESTMENT MANAGER TO NOTIFY WELLS FARGO BANK (TEXAS) N.A. OF TRAVIS COUNTY'S REQUEST TO DEPOSIT STATUTORILY REQUIRED COLLATERAL WITH A BRANCH OF THE FEDERAL RESERVE BANK TO SECURE ALL DEPOSITS OF FUNDS BY COUNTY OFFICIALS IN WELLS FARGO BANK (TEXAS) N.A. (3:10 PM)

**Clerk's Note:** Items 25, 26 and 27 are associated with one another and were called for concurrent discussion.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve Items 25, 26, and 27.

<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

27. DESIGNATE BANK ONE, TEXAS, N.A. AS FINANCIAL INSTITUTION TO PERFORM ELECTRONIC TAX DEPOSITS FOR INTERNAL REVENUE SERVICE AND AUTHORIZE TREASURER TO SEND REVISED FORM 9779 TO IRS. (3:10 PM)

**Clerk's Note:** Items 25, 26 and 27 are associated with one another and were called for concurrent discussion.

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve Items 25, 26, and 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. RECEIVE AND DISCUSS SECOND REVENUE ESTIMATE FOR FY 1998 BUDGET PROCESS. (3:12 PM)

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; Blain Keith, Director of Financial Services, Travis County Auditor's Office; Leroy Nellis, Budget Manager, PBO; Charles Vaughn, Senior Financial Analyst, Travis County Auditor's Office; Carolyn Damron, Senior Financial Analyst, Travis County Auditor's Office; and Joe Gieselman, Executive Manager, TNR.

Discussion Only.

29. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MAY, 1997. (3:24 PM)

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve Item 29.

**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



**30. APPROVE TRAVIS COUNTY COMPENSATION PHILOSOPHY. (3:24 PM)**

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

**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

**31. UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION. (3:25 PM)**

**Members of the Court heard from:** Carlotta Valdez, Compensation Manager, HRMD; and Marilyn Abbett Hancock, Interim Director, HRMD.

Discussion Only.

No action taken on Item 31.

**32. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (3:46 PM)**

- A. T.C.S.O. -- SETTLE
- B. T.C.S.O. -- SETTLE
- C. FACILITIES MANAGEMENT -- SETTLE
- D. SOUTHWESTERN BELL -- DENY
- E. MARK GARVES -- DENY
- F. BEATRICE MOJICA -- DENY (3:53 PM) (4:02 PM) (8:01 PM)

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

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

- G. TRACY BENTLEY -- DENY
- H. VIOLA ROBLES -- DENY

**Members of the Court heard from:** Marilyn Abbett Hancock, Interim Director, HRMD; and Daniel Mansour, Risk Manager, HRMD.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve Items 32.A - 32.H, excluding Item 32.F

**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

**33. APPROVE PERSONNEL AMENDMENTS. (3:31 PM)**

**Members of the Court heard from:** Carlotta Valdez, Compensation Manager, HRMD; Marilyn Abbett Hancock, Interim Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Alan Miller, Budget Analyst, PBO; and Kati Broderick, Manager, Criminal Justice Planning (CJP).

**Motion by** Commissioner Bristol and **seconded by** Commissioner Gómez to approve all personnel items as submitted by staff with the clarity that new job titles, not new job positions, are being created on the two HHS positions, and that the Court is doing titles and banding on the Justice and Public Safety positions.

**Maker and Second accept the Friendly Amendment by** Judge Aleshire that the Court is deleting its action on the last item with the understanding that the payment should be made if it is legal.

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

<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

**34. RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY. (3:45 PM)**

Item 34 to be reposted on July 8, 1997.

**35. CONSIDER ALTERNATIVE PROVISIONS AND APPROVE SECOND AMENDMENT TO PARK LEASE WITH THE LCRA. (9:25 AM)**

Item 35 postponed until July 8, 1997.

36. APPROVE ADVANCE FUNDING AGREEMENT WITH TXDOT FOR SURFACE TRANSPORTATION PROGRAM (STP) 4C PROJECT IN CONNECTION WITH THE DEVELOPMENT OF DESSAU ROAD NORTH, CIP PROJECT NO. 2-019. (9:25 AM)

Item 36 postponed until July 8, 1997.

37. APPROVE LICENSE AGREEMENT WITH ONE CORRIDOR PARK, LTD., FOR LANDSCAPE MAINTENANCE IN RIGHT-OF-WAY OF BRATTON LANE IN CONNECTION WITH CORRIDOR PARK I SUBDIVISION. (9:25 AM)

Item 37 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

38. RESCIND APPROVAL OF RECORDING OF THE AMENDED PLAT OF LOTS 1 AND 2, BLOCK A, CRYSTAL MOUNTAIN AT BARTON CREEK, SECTION ONE, AND APPROVAL OF PLAT FOR RECORDING IN PRECINCT THREE: CRYSTAL MOUNTAIN EXECUTIVE OFFICE PARK - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 4.870 ACRES - CRYSTAL MOUNTAIN DRIVE). (9:25 AM)

Item 38 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

39. APPROVE SECOND AMENDMENT TO AGREEMENT WITH FM PROPERTIES OPERATING COMPANY FOR LANDSCAPE LIABILITY AND MAINTENANCE OF BARTON CREEK BOULEVARD AND BARTON CLUB DRIVE. (11:43 AM)

**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 Sonleitner to approve Item 39.

<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

40. APPROVE REDUCTION OF FISCAL FOR CIRCLE C RANCH PHASE B, SECTION 18 AND TRANSFER OF CASH TO NEW CASH SECURITY AGREEMENT (CSA) FOR CIRCLE C RANCH PHASE B, SECTION 17 AND CIRCLE C RANCH, PHASE B, SECTION 16. (9:25 AM)

Item 40 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

41. APPROVE PHASING AGREEMENT WITH CHANCELLOR RESOURCES, LTD., AND CIRCLE C LAND CORP. FOR CONSTRUCTION OF DAHLGREEN LANE AND SOUTH BAY LANE. (11:44 AM)

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

**Motion by** Commissioner Bristol and **seconded by** Commissioner Biscoe to approve Item 41.

**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

42. A. APPROVE CASH SECURITY AGREEMENT FOR CIRCLE C RANCH PHASE B, SECTION 17, A SUBDIVISION IN PRECINCT THREE. (9:25 AM)
- B. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: CIRCLE C RANCH, PHASE B, SECTION 17 (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 99 LOTS - 28.6540 ACRES - DAHLGREEN LANE - SOUTHWEST TRAVIS COUNTY SPECIAL WATER DISTRICT). (9:25 AM)

Item 42.A and 42.B added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

43. A. APPROVE ALTERNATE FISCAL FOR CIRCLE C RANCH PHASE B, SECTION 16, A SUBDIVISION IN PRECINCT THREE. (9:25 AM)

- B. APPROVE CASH SECURITY AGREEMENT FOR CIRCLE C RANCH PHASE B, SECTION 16, A SUBDIVISION IN PRECINCT THREE. (9:25 AM)

Item 43.A and 43.B added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

44. DISCUSS LEGAL STATUS OF CHURCH LANE AND TAKE APPROPRIATE ACTION. (4:02 PM) (8:05 PM)

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

**Motion by** Commissioner Biscoe and **seconded by** Judge Aleshire to give directions to staff to prepare the necessary documents for the County to accept this road, Church Lane, on condition upon dedication of 50 feet of right-of-way, pursuant to the County's substandard roads policy.

<b>Motion failed:</b>	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	no
	Precinct 3, Commissioner Valarie Scott Bristol	-	no
	Precinct 4, Commissioner Margaret J. Gómez	-	abstain
	County Judge Bill Aleshire	-	yes

45. DISCUSS LEGAL STATUS OF GILBERT ROAD AND TAKE APPROPRIATE ACTION. (4:02 PM) (8:01 PM)

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

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

46. APPROVE RESUMPTION OF COUNTY MAINTENANCE OF BOCK ROAD AND MARGO DRIVE, IN PRECINCT FOUR. (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 46 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

47. A. APPOINT ADVISORY COMMITTEE ON SUBDIVISION STANDARDS AND ADOPT COMMITTEE CHARTER. (3:58 PM)

No action taken on Item 47.A.

Item 47.A pulled from the agenda.

- B. ACCEPT RESIGNATION OF SUE JOHNSON FROM THE SUBDIVISION STANDARDS ADVISORY COMMITTEE (PUBLIC INTEREST/COMMUNITY GROUPS CATEGORY), AND TAKE OTHER APPROPRIATE ACTION, PURSUANT TO TRAVIS COUNTY MANUAL 1.017. (3:58 PM)

No action taken on Item 47.B.

Item 47.B pulled from the agenda.

48. APPROVE AND/OR RATIFY APPOINTMENTS TO CAPCO COMMITTEES. (4:01 PM)

Item 48 to be reposted on July 8, 1997.

49. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (4:01 PM)

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to approve Item 48.

**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



## 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

**50. DISCUSS AND TAKE APPROPRIATE ACTION ON THE FOLLOWING LIABILITY CLAIM RECOMMENDATION FOR: VIRGINIA CALVINO.<sup>1</sup> (4:02 PM) (8:01 PM)**

Judge Aleshire announced that Item 50 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67.

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

- 11.** Item 11 postponed until July 8, 1997.
- 17.** **A.** Item 17.A has been resolved so no action is necessary by the Court.  
**B.** Item 17.B has been resolved so no action is necessary by the Court.
- 32.** **F.** Deny the claim of Beatrice Mojica.
- 45.** Item 45 postponed until July 8, 1997.
- 46.** Item 46 postponed until July 8, 1997.
- 50.** Accept the offer to settle the claim of Virginia Calvino in the amount of \$4,000.00.
- 53.** Reject their offer and counter in the amount of \$17,000.00.
- 54.** Accept their offer of \$7,555.00.
- 55.** Item 55 postponed until July 8, 1997.
- 56.** Item 56 postponed until July 8, 1997.
- 57.** Item 57 postponed until July 8, 1997.
- 58.** Item 58 postponed until July 8, 1997.
- 59.** Accept their offer of \$69,354.00.
- 61.** The Court authorizes settlement in this case for a cost to Travis County of \$11,250.00; with settlement with the City of Austin for an equal amount.
- 62.** Item 62 postponed until July 8, 1997.
- 63.** The Court authorizes the County Attorney to take appropriate action against the companies listed in the Agenda Item but not as intervention with the City of Austin.
- 64.** The Court supports the County Attorney in the Summary Judgment Motion.
- 65.** Item 65 postponed until July 8, 1997.

## ITEM 50 CONTINUED

- 66. The Court approves the Closing Agreement.
- 67. The Court indicates that if mediation is ordered, Precinct Two Commissioner Karen Sonleitner will serve as the Court's representative in that mediation.

**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

- 51. 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> (9:20 AM)

Item 51 postponed until July 8, 1997.

- 52. 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).<sup>1</sup> (9:20 AM)

Item 52 postponed until July 8, 1997.

- 53. 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).<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 53 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

54. APPROVE, REJECT OR COUNTER COUNTER-OFFER FROM SHIRLEY ANN FAGLIE FOR ACQUISITION OF RIGHT-OF-WAY IN CONNECTION WITH DESSAU ROAD NORTH, CIP PROJECT NO. 2019.<sup>1 & 2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 54 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

55. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, PARCEL #6, 6E (OWNER - JOHN WUTHRICH, JR., ANGELYN SMITH, EILEEN GANT, AND JULIA REEVES. (GIESELMAN; CONDEMNATION).<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 55 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

56. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, PARCEL #8, 8E (OWNER - JOHN WUTHRICH, JR., ANGELYN SMITH, EILEEN GANT, AND JULIA REEVES. (GIESELMAN; CONDEMNATION).<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 56 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

57. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, DESSAU ROAD NORTH, PARCEL 14, 14E (OWNER - JOHN C. AND DANA H. FISH. (GIESELMAN; CONDEMNATION).<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 57 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

58. CONSIDER AGREEMENT WITH THE SMITH FAMILY TRUST FOR AN OPTION ON 207 ACRES FOR USE BY TNR. (GIESELMAN).<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 58 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

59. APPROVE, REJECT, OR COUNTER COUNTER-OFFER FROM FREDERICK MORSE, III, AND SCOTT MORSE, CO-INDEPENDENT EXECUTORS OF THE ESTATE OF FREDERICK MORSE, SR., DECEASED, AND TEXAS COMMERCE BANK - NATIONAL ASSOCIATION, INDEPENDENT EXECUTOR OF THE ESTATE OF ESTELLE MORSE, DECEASED, IN CONNECTION WITH PARMER LANE EAST/FM 734 PROJECT. (GIESELMAN).<sup>1 & 2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 59 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

60. 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).<sup>1</sup> (9:20 AM)

Item 60 pulled from the agenda.

61. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER IN JEANETTE DUNAWAY V. TRAVIS COUNTY AND/OR TAKE OTHER APPROPRIATE ACTION (DUNAWAY; FRASIER; INADEQUATE MEDICAL CARE).<sup>1</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 61 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

62. 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> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 62 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

63. AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE LEGAL ACTION AGAINST SHELL OIL COMPANY, VANGUARD PLASTICS, INC., McWANE, INC.; WITCO CORPORATION AND MOBIL OIL CORPORATION.<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 63 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

64. AUTHORIZE COUNTY ATTORNEY TO MAKE PROPOSAL OF SETTLEMENT AND/OR TAKE OTHER APPROPRIATE LEGAL ACTION IN CAUSE NO. 97-01156, TRAVIS COUNTY VS. J.C. EVANS CONSTRUCTION CO., INC.<sup>2</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 64 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

65. RECEIVE BRIEFING FROM COUNTY CONCERNING LEGAL ISSUES INVOLVED IN APPOINTING A MEMBER OF THE COMMISSIONERS' COURT TO THE BOARD OF CAPITAL METRO AND TAKE APPROPRIATE ACTION.<sup>1</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 65 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

66. APPROVE, ACCEPT, OR REJECT CLOSING AGREEMENT ON FINAL DETERMINATION COVERING SPECIFIC MATTERS REGARDING WORKER CLASSIFICATION FOR EMPLOYEES OF THE TRAVIS COUNTY COUNSELING CENTER.<sup>1</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 66 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

67. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN AVE., INC., AND KATHERINE DAGNINO V. TRAVIS COUNTY, TEXAS AND TERRY KEEL (AVE., INC.; ALESHIRE; LAND USE REGULATIONS).<sup>1</sup> (4:02 PM) (8:01 PM)

Judge Aleshire announced that Item 67 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 11, 17.A and 17.B, 32.F, 45, 46, 50, 53, 54, 55, 56, 57, 58, 59, 61, 62, 63, 64, 65, 66 and 67. Please refer to Item 50 for a summary of the Court's action on this motion.

## ADJOURNMENT

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Gómez to adjourn the Voting Session. (8:31 PM)

**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

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**