

**MINUTES -- SEPTEMBER 30, 1997
AND
(RECONVENED) -- OCTOBER 1, 1997**

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 30th day of September 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 12:06 PM.

The Commissioners' Court, meeting as the Corporation Board of Directors, convened the Corporation Voting Session at 1:40 PM and adjourned at 1:44 PM.

The Commissioners' Court reconvened the Voting Session at 1:44 PM.

The Commissioners' Court recessed the Voting Session at 5:46 PM until Wednesday, the 1st day of October 1997 at 9:30 AM.

The Commissioners' Court reconvened the Voting Session of September 30, 1997 on Wednesday, the 1st day of October 1997 at 9:43 AM.

The Commissioners' Court retired to Executive Session at 10:25 AM and reconvened the Voting Session at 10:59 AM.

The Commissioners' Court adjourned the Voting Session at 11:10 AM.

The Commissioners' Court record notes that County Judge Bill Aleshire was not present during the reconvened Voting Session on Wednesday, October 1, 1997 (but was present on Tuesday, September 30, 1997).

RESOLUTIONS AND HEARINGS

1. INTRODUCTION OF AMY CARTER UREN AND LORI SCHROEDER TO COMMISSIONERS' COURT. (9:17 AM)

Members of the Court heard from: Jim Collins, Executive Assistant County Attorney; Amy Uren, Assistant County Attorney; and Lori Schroeder, Assistant County Attorney.

2. APPROVE RESOLUTION PROCLAIMING OCTOBER 1, 1997 "TRAVIS COUNTY COMBINED CHARITIES CAMPAIGN KICK-OFF DAY". (9:20 AM)

Members of the Court heard from: David Escamilla, First Assistant County Attorney and 1997 Chair of Combined Charities; and Jennifer Bartkowski, United Way.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve Item 2.

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 RESOLUTION DECLARING OCTOBER 4, 1997, BILLY E. WRIGHT DAY IN TRAVIS COUNTY IN HONOR OF HIS LIFELONG CONTRIBUTIONS TO HIS FAMILY AND VETERANS IN TRAVIS COUNTY. (9:26 AM)

Members of the Court heard from: June Bell, Past President, Chapter 219 Auxiliary; Billy Wright; and Katherine Wright.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve Item 3.

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

4. APPROVE PROPOSED STREET NAME CHANGE FOR THE EASTERN SEGMENT OF ALBERT VOELKER ROAD TO “MONKEY ROAD” WHICH INTERSECTS COUNTY LINE ROAD 400’ NORTH OF THE WEST SEGMENT OF ALBERT VOELKER ROAD IN PRECINCT ONE. (9:29 AM)

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

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

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

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

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

Clerk’s Note: Item 4 is Consent Item C25. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

5. A. RECEIVE INPUT ON THE PROPOSED TAX RATE FOR THE TAX YEAR BEGINNING JANUARY 1, 1997. (9:31 AM)

Members of the Court heard from: Roy McGahan, Travis County Sheriff's Office (TCSO); Larry York, Senior Deputy, TCSO; Stan Hibbs, Sergeant, TCSO; David Sodke, Corrections Officer, TCSO; Alex Leo, Corrections Officer, TCSO; Danny Canty, TCSO; Richard Hale, Detective, TCSO; Rick Whitehead, Lieutenant, TCSO; Todd Bradford, TCSO; Jim Sylvester, TCSO; Jaimie Page, Lieutenant, TCSO; Sgt. Emily Johnson, Corrections, TCSO; and Jack O'Neill, Mayor, Lakeway.

Discussion Only.

B. RECEIVE INPUT REGARDING FISCAL YEAR 1998 COUNTY BUDGET. (9:31 AM)

Members of the Court heard from: Roy McGahan, TCSO; Larry York, Senior Deputy, TCSO; Stan Hibbs, Sergeant, TCSO; David Sodke, Corrections Officer, TCSO; Alex Leo, Corrections Officer, TCSO; Danny Canty, TCSO; Richard Hale, Detective, TCSO; Rick Whitehead, Lieutenant, TCSO; Todd Bradford, TCSO; Jim Sylvester, TCSO; Jaimie Page, Lieutenant, TCSO; Sgt. Emily Johnson, Corrections, TCSO; and Jack O'Neill, Mayor, Lakeway.

Discussion Only.

C. RECEIVE INPUT REGARDING FY 98 COUNTY ELECTED OFFICIALS SALARIES AND ALLOWANCES. (9:31 AM)

Discussion Only.

CITIZENS' COMMUNICATION

There were no respondents who addressed the Court. (10:12 AM)

CONSENT ITEMS

- 6. Motion by** Commissioner Gómez **and seconded by** Commissioner Biscoe to approve the following Consent Items: 19.A - F; 21; 23; 24; 25; 26; 27; 28; 29; and C1 - C25, excluding Item C23. (10:13 AM)

Motion carried:

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

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE 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 OCTOBER 1 - 8, 1997; ORDER TO BE RESCINDED EFFECTIVE AT CLOSE OF BUSINESS OCTOBER 8, 1997.
- C4.** APPOINT SUE JANSON AS PRECINCT 2 REPRESENTATIVE TO THE FQHC BOARD.
- C5.** APPROVE BOND FOR RESERVE DEPUTY LOUIS HERNANDEZ, JR., IN PRECINCT 5 CONSTABLE'S OFFICE.
- C6.** APPROVE PROCLAMATION DESIGNATING MONTH OF OCTOBER, 1997 AS "AIDS AWARENESS MONTH" IN TRAVIS COUNTY.
- C7.** APPROVE SECOND AMENDMENT TO OPTION TO LICENSE WITH THE AUSTIN HOCKEY GROUP, LTD TO ADDRESS MEDIA RIGHTS.
- C8.** APPROVE FIRST AMENDMENT TO INTERLOCAL AGREEMENT WITH THE DEL VALLE INDEPENDENT SCHOOL DISTRICT FOR LAW ENFORCEMENT SERVICES THROUGH THE SHERIFF'S OFFICE TO DELETE CANINE CONTRABAND DETECTION UNIT SERVICES.

CONSENT ITEMS CONTINUED

- C9.** APPROVE LEASE AGREEMENT WITH ANDERSON MILL MARINA FOR A COVERED BOAT SLIP FOR A PARK PATROL BOAT.
- C10.** APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. PS960288LH, BETWEEN TRAVIS COUNTY AND AUSTIN CHILD GUIDANCE CENTER FOR PROVISION OF THE MOVING THROUGH COUNSELING PROGRAM FOR REFERRALS FROM TRAVIS COUNTY JUVENILE COURT; CONTRACT WAS APPROVED ON SEPTEMBER 19, 1995; MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998, AND INCREASES THE COST-NOT-TO-EXCEED TO \$9,000.00 SO MORE FAMILIES MAY BE SERVED THROUGH THIS PROGRAM.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS970029LH, BETWEEN TRAVIS COUNTY AND AUSTIN CHILD GUIDANCE CENTER FOR PROVISION OF THE MULTI-FAMILY COUNSELING PROGRAM AT JUVENILE COURT. CONTRACT WAS APPROVED IN FEBRUARY 1997. MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998, AND INCREASES THE COST-NOT-TO-EXCEED TO \$45,000.00 SO MORE FAMILIES MAY BE SERVED THROUGH THIS PROGRAM.
- C12.** (A) APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS960294LH, YOUTH ADVOCACY, INC. FOR CONTINUATION OF CASE MANAGEMENT SERVICES FOR THE JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK.
- (B) APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS960295LH, AUSTIN CHILD GUIDANCE CENTER FOR CONTINUATION OF MENTAL HEALTH SERVICES FOR THE JOSATS NETWORK; MODIFICATION ALLOWS RENEWAL OF BOTH CONTRACTS FOR THE PERIOD SEPTEMBER 29, 1997 - SEPTEMBER 29, 1998.
- C13.** APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS970232LH, BETWEEN TRAVIS COUNTY AND AUSTIN DISCOVERY FOR PROVISION OF PROFESSIONAL LITIGATION SUPPORT SERVICES; MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998.

CONSENT ITEMS CONTINUED

- C14.** APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS970127LH, BETWEEN TRAVIS COUNTY AND WEILER & ASSOCIATES FOR PROVISION OF COURT REPORTING SERVICES; MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998; CONTRACT APPROVED ON 2/11/97.
- C15.** REVIEW AND APPROVE AUTOMATIC RENEWAL OF CONTRACTS WITH (A) PHOENIX HOUSE OF TEXAS, INC.; AND (B) AUSTIN RECOVERY CENTER TO CONTINUE PROVISION OF SUBSTANCE ABUSE TREATMENT SERVICES FOR YOUTH REFERRED THROUGH THE JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK; RENEWAL COVERS THE PERIOD SEPTEMBER 29, 1997 THROUGH SEPTEMBER 29, 1998.
- C16.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. MA960087, CITY OF AUSTIN - RADIO REPAIR; INTERLOCAL AGREEMENT APPROVED ON 9/27/94; MODIFICATION IS TO INCREASE THE CURRENT HOURLY RATES ON THE INTERLOCAL AGREEMENT.
- C17.** APPROVE ASSIGNMENT OF CONTRACT FROM TEMPORARIES, INC. TO ACCUSTAFF INCORPORATED, CONTRACT NO. 97T0231-BA.
- C18.** REJECT ALL BIDS RECEIVED FOR HELICOPTER MAINTENANCE AND REPAIR SERVICES; IFB #B970129-JP, AND RE-ADVERTISE WITH REVISED SPECIFICATIONS.
- C19.** APPROVE CONTRACT AWARDS TO THE LOW, QUALIFIED BIDDERS FOR THE PROVISION OF HEAVY EQUIPMENT, TRUCKS, TRAILERS, AND AGRICULTURAL EQUIPMENT, B970141-JP, AND RE-ADVERTISEMENT OF ITEMS NOT RECEIVING BIDS.
- C20.** APPROVE STATE CATALOG PURCHASE OF PROPRIETARY HELP-DESK SOFTWARE AND MAINTENANCE FOR THE INFORMATION AND TELECOMMUNICATION SYSTEMS DEPARTMENT FROM BENDATA INC. IN THE AMOUNT OF \$58,292.00.

CONSENT ITEMS CONTINUED

- C21.** APPROVE MODIFICATION NO. 2 TO INTERLOCAL AGREEMENT NO. IL960396LH, BETWEEN TRAVIS COUNTY AND AUSTIN INDEPENDENT SCHOOL DISTRICT FOR PARENTING SKILLS EDUCATION FOR PARENTS OF FIRST TIME AND REPEAT JUVENILE OFFENDERS THROUGH THE POSITIVE PARENTS PROGRAM. MODIFICATION EXTENDS THE AGREEMENT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998.
- C22.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS960075LH, BETWEEN TRAVIS COUNTY AND AUSTIN TRAVIS COUNTY MHMR CENTER FOR PROVISION OF FAMILY PRESERVATION SERVICES, CONTRACT WAS APPROVED ON OCTOBER 10, 1995. MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998, AND INCREASES THE COST NOT TO EXCEED TO \$302,363.00 TO ALLOW FOR HIRING OF AN ADDITIONAL CASEWORKER TO SERVE MORE FAMILIES REFERRED FOR SERVICES THROUGH JUVENILE COURT.
- C23.** APPROVE FOUR JOINT ACCESS EASEMENTS WITH EACH ACCESS SERVING MORE THAN TWO RESIDENTIAL LOTS IN SUMMIT AT WEST RIM ON MOUNT LARSON BLOCK A, A PROPOSED SUBDIVISION IN PRECINCT THREE.
(10:15 AM)

Clerk's Note: Item C23 was pulled from Consent.

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

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item C23.

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

CONSENT ITEMS CONTINUED

- C24.** APPROVE A SUBDIVISION FOR RECORDING IN PRECINCT THREE:
AMENDED PLAT OF LOTS 1, 2, AND 3, BLOCK "A", SOUTHWEST TERRITORY
SECTION THREE (AMENDED PLAT - NO FISCAL REQUIRED - 2 LOTS - 7.711
ACRES - CATTLEMAN DRIVE).
- C25.** APPROVE PROPOSED STREET NAME CHANGE FOR THE EASTERN SEGMENT
OF ALBERT VOELKER ROAD TO "MONKEY ROAD" WHICH INTERSECTS
COUNTY LINE ROAD 400' NORTH OF THE WEST SEGMENT OF ALBERT
VOELKER ROAD IN PRECINCT ONE.

ANNUAL BUDGET AND TAX RATE

7. A. ADOPT ORDER SETTING THE TAX RATE FOR THE TAX YEAR BEGINNING JANUARY 1, 1997. (10:17 AM) (2:00 PM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; Leroy Nellis, Budget Manager, PBO; Susan Spataro, Travis County Auditor; and Blain Keith, Director of Financial Services, Travis County Auditor's Office.

- B. ADOPT ORDER FOR APPROVAL OF THE FY 98 COUNTY BUDGET AND FOR AMENDMENT OF CHAPTER 22 OF THE TRAVIS COUNTY POLICIES, PROCEDURES AND REGULATIONS MANUAL - BUDGET RULES.
(10:17 AM) (2:00 PM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Leroy Nellis, Budget Manager, PBO; Patty Eacret, Director of Fiscal and Personnel, TCSO; and Rick Whitehead, Lieutenant, Travis County Sheriff's Officers' Association (TCSOA).

- C. (1) **ADDED ITEM** - REVIEW AND CONSIDER THE REPORT AND RECOMMENDATIONS FROM THE CITIZEN'S ELECTED OFFICIAL SALARY GRIEVANCE COMMITTEE AND TAKE APPROPRIATE ACTION. (10:17 AM) (2:00 PM)

- (2) ADOPT ORDER FOR FY 1998 COUNTY ELECTED OFFICIALS' SALARIES AND ALLOWANCES. (10:17 AM) (2:00 PM)

Members of the Court heard from: Jim Collins, Executive Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation Manager, Human Resources Management Department (HRMD); Lynne Andruss, Compensation Specialist, HRMD; Alan Miller, Budget Analyst, PBO; Barbara Wilson, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; Jessica Rio, Budget Analyst, PBO; Rebecca Thompson, Financial Reports Manager, Travis County Auditor's Office; Karen Shafer Castro, Senior Budget Analyst, PBO; Joe Gieselman, Executive Manager, TNR; Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; Marilyn A. Hancock, Interim Director, HRMD.

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

ITEM 7 CONTINUED

Maker and Second accept the Friendly Amendment by Judge Aleshire to include the recapitulation for the FY 1998 budget as a substitute for that which was filed with the proposed budget, and to approve the motions list, Items 1-23, with a correction on Items 20 & 21 to reverse those account numbers.

Acceptance of the Friendly Amendment was made by Commissioner Biscoe.

A Division of the Vote was requested by Judge Aleshire regarding Line Item 22; approving the \$80,925.00 encumbrance rollovers for the County Auditor.

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	-	no

Clerk's Note: The Court then voted on the remainder of the Motion (the Motions to Amend and the recapitulation).

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

Motion by Judge Aleshire to postpone adoption of the FY 98 budget, and the Elected Officials' Salaries Order and tax rate until October 14, 1997, and to instruct staff to take the necessary actions to permit the Commissioners' Court to act on that date.

There was not a second on the Motion.

The previous Motion died.

ITEM 7 CONTINUED

Motion by Commissioner Biscoe to table the adoption of the budget and elected officials' salaries for 7 days until October 7, 1997.

There was not a second on the Motion.

Clerk's Note: Judge Aleshire requested that Commissioner Biscoe table the previous Motion until Motions are made concerning other Items. Commissioner Biscoe agreed.

The previous Motion became a Tabled Motion.

Clerk's Note: The Court did not take a Vote on the Tabled Motion at this time.

ITEM 7 CONTINUED

Motion by Judge Aleshire that the following cuts and additions be made to the proposed budget (concerning his memo, Items 5, 6, 7, 8, 9, and 10): **5)** A savings of \$87,873.00. That the additional three (3) full-time employees added to TNR for subdivision plat review be cut from the budget. Continuing to have the County review plats inside major city ETJ's is a blatant duplication of effort by the County and City Governments and an unnecessary expense to the property taxpayers, especially now that developers are not paying fees to Travis County for subdivision and development permit reviews. The result of not getting legislation to authorize the County to charge developers for these fees, as we've done in the past, was to transfer \$688,967, previously paid by developers only, to be paid by the general property taxpayers instead. The more efficient way to speed up the review of plats is to end the unnecessary duplication between the County and the Cities, not to add even more (in this case three more) County employees and additional costs for property taxpayers. **6)** A savings of \$45,442.00. That the new position added to TNR for a "parks Recreation/Education Coordinator" be cut from the budget. Nature programs are already available from private and other public organizations. The public does not need another full-time County employee added to the County's payroll for such a non-fundamental position, especially in a year in which the revenue estimate for park fees is declining by over \$81,000.00. Creating this position contradicts the basic direction to take care of the fundamentals in our parks first. If this is truly a necessary position it could be funded with the money for the two parks maintenance workers which were added to the FY 97 budget for the Springbrook soccer complex which has not and will not open. **7)** A savings of \$26,188.00. That the additional "personnel clerk" added as a new position for the Sheriff's Office be cut from the budget and instead a personnel clerk be transferred to the Sheriff's Office from TNR. In the Sheriff's budget request, she showed that the ratio of number of employees to the number of personnel clerks for her office was 223 employees per clerk, compared to 74 employees per clerk at TNR. The Sheriff currently has 1,116 employees served by five (5) personnel clerks, and TNR has 407 employees served by 5.5 personnel clerks. Transferring the personnel clerk from TNR to the Sheriff would make the employee/clerk ratio in the Sheriff's Office 186 and in TNR 90 employees per clerk. **8)** A savings of \$100,000.00. Reduce the County Clerk's budget for Travis County's cost of the November election by the amount that will be charged to the City of Austin for joint election administration. **9)** An addition to the budget of \$136,137.00. That an additional amount be included in the Sheriff's budget to lease space and provide necessary equipment for the first Sheriff's Satellite Substation. This would allow an actual first step in supporting the Sheriff's idea to physically locate offices closer to their customers in the unincorporated areas of Travis County, and thereby relieve office crowding and parking shortage in the downtown area. **10)** A savings of \$13,570.00. If the Court adopts these items (5-9), the Unallocated Reserve will be reduced by 11% net savings.

There was not a second on the Motion.

The previous Motion died.

ITEM 7 CONTINUED

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner approve Item 9 on Judge Aleshire's memo (an addition of \$136,137.00.) as an earmark against Allocated Reserves.

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	-	abstain

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 8 on Judge Aleshire's memo (savings of \$100,000.00) subject to discussion with the County Clerk.

Motion carried:

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

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to reduce Allocated Reserves from \$1,847,011.00 to \$1,547,011.00 (reducing it by \$300,000.00) and assign it to the Compensation Reserve.

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 7 CONTINUED

Motion by Commissioner Biscoe and **seconded by** Judge Aleshire to reduce the Catastrophic Loss Reserve by \$500,000.00, from \$4.5 million to \$4 million, with the savings going to Compensation Reserve.

Maker accept the Friendly Amendment by Judge Aleshire to request that Risk Management work through Purchasing to get an RFP to purchase excess insurance and bring that back to the Court.

Acceptance of the Friendly Amendment was made by Commissioner Biscoe.

Motion carried:

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	-	yes
County Judge Bill Aleshire	-	yes

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe that \$996,979.00 be cut from the Capital Acquisition Reserves and that the savings be placed in the Compensation Reserves.

Motion carried:

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

Motion by Commissioner Biscoe and **seconded by** Judge Aleshire to table adoption of the budget for 7 days, until October 7, 1997, and to look for improved estimates for the Market Salary Survey with an option shown as to what the estimate would be if the Court were to cut the Performance Pay for employees who got a Market Salary Survey of 10% increase or more; and to include 3% increases for the 5 elected officials who did not file grievances, (Precinct 3 Constable, Precinct 3 Justice of the Peace, Precinct 5 Justice of the Peace, Sheriff and County Treasurer) as outlined in Table B.

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 7 CONTINUED

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to adopt a Maintenance and Operations Tax Rate in 1997 in the amount of 37.64 cents/\$100 value instead of the proposed 38.53 cents/\$100 value, making the total tax rate 48.49 cents instead of 49.38 cents.

Maker accept the Friendly Amendment by Commissioner Biscoe subject to Planning and Budget's ability to find options for the necessary cuts and bring them back to Court next week.

Acceptance of the Friendly Amendment was made by Judge Aleshire.

Motion failed:	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	-	abstain
	County Judge Bill Aleshire	-	yes

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to reconsider the Motion on Table B.

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 7 CONTINUED

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to accept the recommendation from the Citizens' Salary Grievance Committee as to their recommendation for salaries for Precinct 3 Constable, Precinct 3 Justice of the Peace, Precinct 5 Justice of the Peace, Sheriff and County Treasurer. The Precinct 3 Constable, Precinct 3 Justice of the Peace, Sheriff and County Treasurer receive a 3% pay raise and that the Precinct 5 Justice of the Peace receive the pay raise that will cause that salary to be equal to Precinct 1, 2, 3 and 4 Justices of the Peace (it will be less than 3%). That should be modified on Table B for the budget amendments next week.

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

Clerk's Note: The Court Voted on the Tabled Motion at this time (restated below).

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to table adoption of the FY 98 budget, the tax rate, salary increases for elected officials, and other related appropriate steps until Tuesday, October 7, 1997.

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

COUNTY POLICIES AND PROCEDURES

8. APPROVE FY 1998 TRAVIS COUNTY HOLIDAY SCHEDULE AND AMEND CHAPTER 10.043 OF THE TRAVIS COUNTY POLICIES AND PROCEDURES MANUAL TO DELETE 10.043 (h), (THE LISTING OF THE ANNUAL HOLIDAY SCHEDULE. (4:46 PM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 8.

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

9. AMEND CHAPTER 72 OF THE TRAVIS COUNTY POLICIES AND PROCEDURES MANUAL TO APPROVE POLICY AND CONTRACT AMENDMENT FOR THE WATER DELIVERY PROGRAM, AND REPEAL CHAPTER 54. (5:15 PM)

Members of the Court heard from: John Hille, Assistant County Attorney; Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Commissioner Biscoe **and seconded by** Commissioner Sonleitner to approve Item 9.

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

10. A. ADOPT AMENDMENTS TO CHAPTER 10, TRAVIS COUNTY POLICY AND PROCEDURES MANUAL, PAY AND COMPENSATION POLICIES.
(10:22 AM - October 1, 1997)

Item 10.A postponed until October 7, 1997.

- B. UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION. (5:30 PM)

Members of the Court heard from: Carlotta Valdez, Compensation Manager, HRMD; Frank Wagner, Compensation Specialist, HRMD; and Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs.

Motion by Commissioner Bristol **and seconded by** Commissioner Sonleitner to approve the list presented by Staff.

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	-	absent
	County Judge Bill Aleshire	-	yes

ADMINISTRATIVE ITEMS

- 11.** DISCUSS, APPROVE AND AUTHORIZE THE EVALUATION COMMITTEE TO ENTER INTO NEGOTIATIONS WITH THE TOP QUALIFIED PROPOSERS FOR THE ROLLING OWNER CONTROLLED INSURANCE PROGRAM, RFP R970153-OJ. (4:47 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Daniel Mansour, Risk Manager, HRMD.

Motion by Judge Aleshire and seconded by Commissioner Biscoe to approve Item 11.

Motion carried:	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

- 12.** APPROVE APPROPRIATE CONTRACTS AND ADOPT A NEW PREVAILING WAGE RATE FOR TRAVIS COUNTY BUILDING AND ROADS, GROUNDS AND BRIDGE CONSTRUCTION PROJECTS. (4:50 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Marvin Brice, Construction Procurement Manager, Purchasing; Darwin McKee, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; and John Burroughs, Austin Building Trades Association and Sheet Metal Workers Local 67.

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

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

13. RECEIVE BRIEFING, DISCUSS AND GIVE STAFF DIRECTION ON THE CRIMINAL JUSTICE IMPROVEMENT PROGRAM AND PROGRAM BUDGET TO INCLUDE THE CRIMINAL JUSTICE CENTER RELEASE 4 BIDS.
(9:44 AM and 11:03 AM - October 1, 1997)

Members of the Court heard from: Mike Barrow, Project Manager, Fluor Daniel; Trenton Wann, Graeber, Simmons & Cowan; Kevin Bailey, Director, Facilities Management; and Jim Barr, Project Manager, Facilities Management.

Commissioner Biscoe announced that Item 13 would be considered in Executive Session.

Motion by Commissioner Biscoe **and seconded by** Commissioner Gómez to approve Option #1 and re-bid the Mechanical, Roof, Tile and Sitework.

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	-	absent

14. RECEIVE INTEGRATED JUSTICE SYSTEM (IJS) NEGOTIATION UPDATE AND TAKE APPROPRIATE ACTION, RFP 4960072-OJ. (5:10 PM)

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

Discussion Only.

No action taken on Item 14.

15. APPROVE AGREEMENT WITH THE NORTH AMERICA'S SUPERHIGHWAY COALITION FOR I-35 CORRIDOR COALITION. (4:48 PM) (5:08 PM)

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

Members of the Court agreed to consider one Motion for Items A.1, 15, and 24 - supplement.

Motion by Commissioner Bristol **and seconded by** Commissioner Biscoe to approve Items A.1, 15, and 24-supplement.

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. A. APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACES AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES FOR THE NOVEMBER 4, 1997 CONSTITUTIONAL AMENDMENT ELECTION AND TRAVIS COUNTY BOND ELECTION. (5:17 PM)

Members of the Court heard from: Dana De Beauvoir, Travis County Clerk; and Tamara Armstrong, Assistant County Attorney.

Motion by Commissioner Biscoe **and seconded by** Commissioner Gómez to approve Item 16.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. DISCUSS OTHER ISSUES RELATED TO CONDUCT OF THE NOVEMBER 4, 1997 CONSTITUTIONAL AMENDMENT AND TRAVIS COUNTY BOND ELECTION.

Members of the Court heard from: Dana De Beauvoir, Travis County Clerk; and Tamara Armstrong, Assistant County Attorney.

Discussion Only.

17. APPROVE PROPOSED FOOD ESTABLISHMENT FEE INCREASE FOR FY 1998 FOR THE COMMUNITY AND CONSUMER PROTECTION PROGRAM IN THE ENVIRONMENTAL HEALTH DIVISION. (5:21 PM)

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

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

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	-	absent
County Judge Bill Aleshire	-	yes

18. APPROVE BUDGET AMENDMENTS AND TRANSFERS.
(10:22 AM and 11:03 AM - October 1, 1997)

Commissioner Biscoe announced that Item 18 would be considered in Executive Session.

Motion by Commissioner Biscoe **and seconded by** Commissioner Sonleitner to approve all budget amendments and transfers as well as the County Clerk's requests.

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	-	absent

- 19.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (10:13 AM)
- A.** APPROVE GRANT APPLICATION FOR DOMESTIC VIOLENCE UNIT FOR THE SHERIFF'S OFFICE. (10:13 AM)
 - B.** APPROVE GRANT CONTRACT FOR GANG INTERVENTION YOUTH CORPS FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (10:13 AM)
 - C.** APPROVE GRANT CONTRACT FOR DEL VALLE SAFE SCHOOLS FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (10:13 AM)
 - D.** APPROVE GRANT CONTRACT FOR NEIGHBORHOOD CONFERENCE COMMITTEES FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (10:13 AM)
 - E.** APPROVE GRANT CONTRACT FOR ST. JOHN'S SAFE SCHOOLS GRANT FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (10:13 AM)
 - F.** APPROVE GRANT CONTRACT FOR JUVENILE COURT FOR JUVENILE JUSTICE ALTERNATIVES. (10:13 AM)

Clerk's Note: Items 19.A, B, C, D, E, and F added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20.** APPROVE SERVICES AGREEMENT WITH BLUE CROSS AND BLUE SHIELD OF TEXAS, INC., AND EXECUTE ALL ASSOCIATED DOCUMENTS. (9:15 AM)
(5:25 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Biscoe 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	-	absent
County Judge Bill Aleshire	-	absent

- 21.** APPROVE PERSONNEL AMENDMENTS. (10:13 AM)

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

- 22. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIM**
RECOMMENDATIONS: (1:44 PM) (5:38 PM) (10:25 AM; 11:00 AM and 11:04 AM - October 1, 1997)

- A. ALEMAN - DENIAL** (11:04 AM - October 1, 1997)
- B. LUCIO - DENIAL** (11:04 AM - October 1, 1997)
- C. McMANUS - DENIAL** (11:04 AM - October 1, 1997))
- D. WOOLEY - DENIAL** (11:04 AM - October 1, 1997))
- E. PILLITTERE - DENIAL** (11:04 AM - October 1, 1997))
- F. OWEN - DENIAL** (11:04 AM - October 1, 1997))
- G. MOORE - DENIAL** (1:44 PM) (10:25 AM and 11:00 AM - October 1, 1997)

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD; Thomas Moore, Claimant; Sherine E. Thomas, Assistant County Attorney; and Barb Sanders, Risk Management, HRMD.

Commissioner Biscoe announced that Item 22.G would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22.G, 33, and 35. Please refer to Item 33 for a summary of the Court's action on this Motion.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve staff's recommendation to deny Items 22.A, B, C, D E and 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	-	absent

23. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF AUGUST, 1997. (10:13 AM)

Clerk's Note: Item 23 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

24. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:13 AM) (5:08 PM)

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

Members of the Court agreed to consider one Motion for Items A.1, 15, and 24-supplement. Please refer to Item 15 for a summary of the Court's action on this Motion.

25. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 96K0710, EDWARD R. COLEMAN CONSTRUCTION, BULLICK HOLLOW ROAD IMPROVEMENTS. CONTRACT APPROVED BY COMMISSIONERS' COURT ON JANUARY 15, 1997. MODIFICATION REVISES PLAN QUANTITIES TO REFLECT FINAL FIELD MEASURED QUANTITIES AND PROVIDES THE FUNDING NEEDED TO PAY THE FINAL CONTRACT INVOICE. (10:13 AM)

Clerk's Note: Item 25 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

26. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. PS970104LH, BETWEEN TRAVIS COUNTY AND WALKER, BRIGHT & WHITTENTON FOR PROVISION OF LEGAL SERVICES IN CAUSE NO. 95-15823, HUDSON V. KEEL; MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998; AND INCREASES THE NOT-TO-EXCEED CONTRACT AMOUNT TO \$75,000.00; CONTRACT APPROVED ON 4/13/96. (10:13 AM)

Clerk's Note: Item 26 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

27. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS970173LH, BETWEEN TRAVIS COUNTY AND VINSON & ELKINS, LLP FOR PROVISION OF LEGAL SERVICES IN CAUSE NO. 95-11810, WEISE V. TRAVIS COUNTY SHERIFF, ET AL; AND THREE PERSONNEL CLAIMS BY K. MOORE, B. CURETON, AND D. DOWNS; MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998; AND INCREASES THE NOT-TO-EXCEED CONTRACT AMOUNT TO \$85,000.00; CONTRACT APPROVED ON 10/10/95. (10:13 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. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS960287LH, BETWEEN TRAVIS COUNTY AND HAYNES & BOONE, LLP FOR PROVISION OF LEGAL SERVICES IN CAUSE NO. 95-11810, WEISE V. TRAVIS COUNTY SHERIFF, ET AL; AND CAUSE NO. 96-11519, CURETON V. KEEL, ET AL; MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL PERIOD, OCTOBER 1, 1997 - SEPTEMBER 30, 1998; AND RAISES THE COST NOT-TO-EXCEED TO \$90,000.00; CONTRACT APPROVED ON 11/1/95. (10:13 AM)

Clerk's Note: Item 28 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

29. TAKE APPROPRIATE ACTION TO ADOPT ORDER APPROVING THE ISSUANCE OF SERIES 1997 BONDS BY THE TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION FOR THE PURPOSE OF FINANCING AND REFINANCING CERTAIN HEALTH FACILITIES FOR THE BENEFIT OF THE DAUGHTERS OF CHARITY OF AUSTIN AND OTHER MATTERS IN CONNECTION THEREWITH. (10:13 AM)

Clerk's Note: Item 29 added to Consent Items. Please refer to Agenda Item 6 (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

- 30.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; USDC NUMBER A-94-CA-561-SC, AND TAKE APPROPRIATE ACTION. ¹ (5:14 PM)

Item 30 postponed until October 7, 1997.

- 31.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: ROSIE CAROTHERS V. MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY, TEXAS (TEXAS TORT CLAIMS ACT, PREMISES, AND PERSONAL INJURY) (PEREZ). ¹ (5:14 PM)

Item 31 postponed until October 7, 1997.

- 32.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: JUDY FRANCES PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY KONE, INC. F/K/A MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY (PAINTER; PEREZ; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY). ¹ (5:14 PM)

Item 32 postponed until October 7, 1997.

33. APPROVE AGREEMENT WITH DANIEL AND PAULA HERD FOR RIGHT-OF-WAY DEDICATION OF ROCKCLIFF ROAD. ¹
(10:25 AM and 11:00 AM - October 1, 1997)

Commissioner Biscoe announced that Item 33 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22.G, 33 and 35.

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

- 22. **G.** Approve staff recommendation to deny the claim of Mr. Moore.
- 33. Approve the proposed agreement with Daniel and Paula Herd for right-of-way dedication.
- 35. Authorize the County Attorney's Office to obtain an expert witness in the case of Brenda Faust v. Travis County.

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	-	absent

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN CHARLOTTE WEAVER, AND TRAVIS COUNTY, TEXAS; (WEAVER; GIESELMAN; CONDEMNATION). ¹
(5:14 PM)

Item 34 postponed until October 7, 1997.

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND REQUEST EXPERT WITNESS AND/OR TAKE APPROPRIATE ACTION IN: BRENDA FAUST V. TRAVIS COUNTY, TRAVIS COUNTY SHERIFF'S DEPARTMENT AND JO ANNE CARSON, (FAUST; KEEL; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY).. ¹ (10:25 AM and 11:00 AM - October 1, 1997)

Commissioner Biscoe announced that Item 35 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22.G, 33 and 35. Please refer to Item 33 for a summary of the Court's action on this Motion.

36. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 3-006B, PARCEL #66 AND 66E; PROPOSED MANCHACA ROAD; (OWNER: CALGON TANGLEWOOD, LTD; SANFORD L. HURWITZ, DONALD HURWITZ AND ALVIN M. HURWITZ; GIESELMAN; CONDEMNATION). ² (5:14 PM)

Item 36 postponed until October 7, 1997.

THE FOLLOWING IS AN ADDENDUM:

- A.1 AUTHORIZE PAYMENT OF CLAIMS AND EXPEDITE PAYMENT FOR ATTORNEYS' FEES IN BARSTOW V. TRAVIS COUNTY. (5:08 PM)

Members of the Court agreed to consider one Motion for Items A.1, 15, and 24-supplement. Please refer to Item 15 for a summary of the Court's action on this Motion.

ADDITIONAL MOTION/VOTE

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to authorize Precinct 1 Commissioner Samuel T. Biscoe to sign all documents approved by the Court in today's Voting Session (September 30, 1997), tomorrow's reconvened Voting Session (October 1, 1997) and next week's Voting Session (October 7, 1997). (5:30 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	-	absent
	County Judge Bill Aleshire	-	yes

RECESS

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to recess the Voting Session until 9:30 AM on Wednesday, October 1, 1997. (5:46 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	-	absent
County Judge Bill Aleshire	-	yes

ADJOURNMENT

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to adjourn the Voting Session. (11:10 AM - October 1, 1997)

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	-	absent

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge