

## **MINUTES -- NOVEMBER 4, 1997**

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

On Tuesday, the 4<sup>th</sup> day of November, 1997, the Commissioners' Court convened the Voting Session at 9:16 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 11:53 AM and reconvened the Voting Session at 1:40 PM.

The Commissioners' Court retired to Executive Session at 1:55 PM and reconvened the Voting Session at 3:27 PM.

The Commissioners' Court adjourned the Voting Session at 4:00 PM.

The Commissioners' Court, meeting as the Corporations Board of Directors, convened the Corporations Voting Session at 4:01 PM and adjourned at 4:01 PM.

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

**RESOLUTIONS & HEARINGS**

- 1. APPROVE RESOLUTION HONORING JOE FARLEY FROM FULMORE JUNIOR HIGH SCHOOL. MR. FARLEY WAS NAMED TEXAS TEACHER OF THE YEAR AND ADVANCES TO REPRESENT TEXAS IN THE NATIONAL TEACHER OF THE YEAR COMPETITION THIS SPRING. (9:18 AM)

**Members of the Court heard from:** Joe Farley, Teacher, Fulmore Junior High School, Austin Independent School District.

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

- 2. APPROVE PROCLAMATION RECOGNIZING VERNA BROWNING FOR HER NINETEEN (19) YEARS OF DEDICATION AND COMMITMENT TO AUSTIN-TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT. (9:23 AM)

**Members of the Court heard from:** Verna Browning; Jesse Colunga, Supervisor, East Rural Site, Austin-Travis County Health and Human Service Department; Stephen Williams, Executive Manager, Austin-Travis County Health and Human Service Department and Veterans Affairs Services; and Mary Etta Gerhardt, Assistant County Attorney.

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

**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 RESOLUTION RECOGNIZING ARTHUR WILSON ON HIS TWENTY YEARS OF SERVICE TO TRAVIS COUNTY. (9:34 AM)

**Members of the Court heard from:** Don Weaver, Manager, Road and Fleet Services, Transportation and Natural Resources (TNR).

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

4. APPROVE PROCLAMATION HONORING "LOS AMIGOS EN AZUL" FOR THEIR NOVEMBER 9, 1997 SCHOLARSHIP FUNDRAISER AT DANCE ACROSS TEXAS FEATURING DAVID LEE GARZA Y LOS MUSICALES. (9:36 AM)

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

**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

5. APPROVE RESOLUTION PROCLAIMING NOVEMBER AMERICAN DIABETES MONTH AND RECOGNIZE NOVEMBER 4, 1997 AS "CUT DIABETES CULTURALLY DAY" IN TRAVIS COUNTY. (9:38 AM)

**Members of the Court heard from:** Linda Welsh, Director of Community Services, Austin-Travis County Health and Human Service Department; Rick Schwartz, Director, Chronic Disease and Injury Unit; Dewey Brooks, Chair, Austin Chapter of American Diabetes Association; and Janice Andreas.

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

**Motion carried:**

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

6. APPROVE RESOLUTION PROCLAIMING NOVEMBER 11, 1997 "VETERANS DAY".  
(9:49 AM)

**Members of the Court heard from:** Bill McLemore, Director, Veterans Affairs Services.

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

7. APPROVE A RESOLUTION REGARDING THE INTENT OF TRAVIS COUNTY TO IMPLEMENT ELECTRONIC ARREST REPORTING TO THE STATE OF TEXAS. (9:53 AM)

**Members of the Court heard from:** Tommy Blackwell, Travis County Sheriff's Office (TCSO).

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

**Motion carried:**

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

### CITIZENS' COMMUNICATION

**Members of the Court heard from:** Jan Barstow, Private Citizen; David Escamilla, First Assistant County Attorney and 1997 Campaign Chair, Travis County Combined Charities; and Joe Vaughn, Del Valle resident. (9:57 AM)

**CONSENT ITEMS**

**8. Motion by** Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 10, 13.A and B, 14.A and B, 18, 18.A, 19.A, 20, 24.A and B, 25, 26.A and C, 27, 29, 31, 33 (the revised version that deleted the hire above entry), 34, 35.A and B, 37 and C1 - C12. (10:16 AM)

<b>Motion carried:</b>	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	-	absent
	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 COMMISSIONERS' COURT MINUTES FOR THE FOLLOWING VOTING SESSIONS: AUGUST 11, 1997; AUGUST 13, 1997; AUGUST 14, 1997; AND OCTOBER 14, 1997.

**C4.** APPROVE REAPPOINTMENT OF MARY BLACK AS PRECINCT 2 AND 3 JOINT APPOINTMENT TO THE TRAVIS COUNTY APPRAISAL DISTRICT BOARD.

**C5.** APPROVE AGREEMENT FOR ASSESSMENT AND COLLECTION SERVICES; TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT #2.

**C6.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS960057LH, BETWEEN TRAVIS COUNTY AND LUTHERAN SOCIAL SERVICES OF THE SOUTH TO ADD LEVEL 3 CARE AT A RATE OF \$58.08 PER CLIENT, PER DAY FOR JUVENILES UNDER SUPERVISION OF TRAVIS COUNTY JUVENILE PLACED AT THIS FACILITY.

**C7.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0040-JP, AUSTIN CUSTOM SCREENS FOR SOLAR & ALUMINUM SCREENS; CONTRACT APPROVED ON 11/4/96; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.

**CONSENT ITEMS CONTINUED**

- C8.** APPROVE CONTRACT MODIFICATION NO. 3 TO CONTRACT NO. 950041-RH, WITH BOISE CASCADE, FOR OFFICE SUPPLIES; MODIFICATION ALLOWS FOR A 12-MONTH CONTRACT RENEWAL.
- C9.** DECLARE THE UNISYS 2200/400 WITH TWO (2) I P's, three (3) 10 P's, 12 mw MEMORY, 9 BLOCK MUX CHANNELS, TWO (2) CONSOLES, FIVE (5) U36 TAPE DRIVES AND FIFTEEN HUNDRED (1500) ROUND 9 TRACK TAPES AS SURPLUS PROPERTY, PURSUANT TO SECTION 263.151 OF THE LOCAL TEXAS GOVERNMENT CODE.
- C10.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: SENNA HILLS SECTION ONE-B - (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 25 LOTS - 9.874 ACRES - INDIGO BROOM LOOP).
- C11.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: SENNA HILLS SECTION FOUR - (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 45 LOTS - 26.535 ACRES - SENNA HILLS DRIVE).
- C12. ADDED ITEM:** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN SENNA HILLS SECTION ONE PUD, A SUBDIVISION IN PRECINCT THREE.

## COUNTY POLICIES AND PROCEDURES

9. A. ADOPT AMENDMENTS TO CHAPTER 10, TRAVIS COUNTY POLICY AND PROCEDURES MANUAL, PAY AND COMPENSATION POLICIES. (10:24 AM)  
(6:34 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Frank Wagner, Human Resources Analyst, HRMD; Carlotta Valdez, Compensation Manager, HRMD; Debbie Rich Personnel Coordinator, TCSO; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Patty Eacret, Director of Fiscal and Personnel, TCSO; Christian Smith, Executive Manager, PBO; and Susan Spataro, Travis County Auditor.

Discussion Only.

Item 9.A to be reposted on November 10, 1997.

- B. UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION, AND TAKE APPROPRIATE ACTION. (10:15 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Frank Wagner, Human Resources Analyst, HRMD; Carlotta Valdez, Compensation Manager, HRMD; Debbie Rich Personnel Coordinator, TCSO; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Patty Eacret, Director of Fiscal and Personnel, TCSO; Christian Smith, Executive Manager, PBO; David Escamilla, First Assistant County Attorney; and Susan Spataro, Travis County Auditor.

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to correct the starting point for employees in the POPS scale (the Investigators, the Constables and the Sheriff's Officers). If for some reason an employee was not correctly placed (using their current position in POPS), the Court directs them to be transitioned to the new POPS by using the *corrected* position in the new POPS.



**ITEM 9 CONTINUED**

**A Clarification was made of the previous Motion by** Commissioner Sonleitner that if there was an error, that error would not result in anybody getting a lesser salary, it just means that they may be stuck at that dollar amount until they catch up.

**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	-	absent
County Judge Bill Aleshire	-	yes

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to authorize the HRMD Director and the County Auditor to send a joint letter to all departments asking them not to submit any Personnel Action Forms or any other personnel related paperwork than is absolutely necessary during the month of December so that the goal of full implementation time of the Market Salary Survey can be accomplished on time.

**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	-	absent
County Judge Bill Aleshire	-	yes

Item 9.B to be reposted on November 10, 1997.

- 10.** CONSIDER AND TAKE APPROPRIATE ACTION ON ORDER AMENDING CHAPTER 23, INVESTMENT POLICIES AND PROCEDURES OF THE TRAVIS COUNTY POLICIES, PROCEDURES AND REGULATIONS MANUAL IN COMPLIANCE WITH THE 1997 LEGISLATIVE AMENDMENTS. (10:16 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

**ADMINISTRATIVE ITEMS**

- 11.** APPROVE AMENDMENT #5 TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY FOR EMERGENCY MEDICAL SERVICES AND HELICOPTER SERVICES AS PROPOSED BY TRAVIS COUNTY. (9:16 AM)

Item 11 postponed until November 10, 1997.

- 12.** APPOINT PROJECT MANAGER, PROJECT DIRECTOR, AND ANY COORDINATING COMMITTEE(S), FOR THE INTEGRATED JUSTICE SYSTEM, AND TAKE APPROPRIATE ACTION. (9:47 AM)

Item 12 postponed until November 10, 1997.

- 13. A.** APPROVE INTERLOCAL AGREEMENT WITH THE TRAVIS COUNTY JUVENILE BOARD AND THE GONZALES INDEPENDENT SCHOOL DISTRICT TO PROVIDE FUNDING FOR JUVENILE JUSTICE ALTERNATIVE EDUCATION COOPERATIVE OF TRAVIS COUNTY. (10:16 AM)

Item 13.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- B.** APPROVE SUPPLEMENTAL AGREEMENT TO MEMORANDUM OF UNDERSTANDING JUVENILE ALTERNATIVE EDUCATION WITH THE TRAVIS COUNTY JUVENILE BOARD AND THE GONZALES INDEPENDENT SCHOOL DISTRICT. (10:16 AM)

Item 13.B added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. A. APPROVE INTERLOCAL AGREEMENT WITH THE TRAVIS COUNTY JUVENILE BOARD AND THE LULING INDEPENDENT SCHOOL DISTRICT TO PROVIDE FUNDING FOR JUVENILE JUSTICE ALTERNATIVE EDUCATION COOPERATIVE OF TRAVIS COUNTY. (10:16 AM)**

Item 14.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- B. APPROVE SUPPLEMENTAL AGREEMENT TO MEMORANDUM OF UNDERSTANDING JUVENILE ALTERNATIVE EDUCATION WITH THE TRAVIS COUNTY JUVENILE BOARD AND THE LULING INDEPENDENT SCHOOL DISTRICT. (10:16 AM)**

Item 14.B added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. ADOPT OR AMEND BUDGET FOR CERTIFICATES OF OBLIGATION TO BE ISSUED DURING FY 1998. (11:17 AM) (3:57 PM)**

Item 15 postponed until November 10, 1997.

- 16. A. APPROVE CONTRACTS FOR THE PROVISION OF THE ROLLING OWNER CONTROLLED INSURANCE PROGRAM, RFP R970153-OJ, WITH THE BEST QUALIFIED RESPONDENT, CNA RISK MANAGEMENT, AND ITS SUBSIDIARIES FOR CONSTRUCTION IN THE ESTIMATED AMOUNT OF \$66,000,000.00. (11:17 AM) (3:57 PM)**

Item 16.A postponed until November 10, 1997.

- B. AUTHORIZE PURCHASE OF LETTER OF CREDIT FROM BANK ONE IN THE AMOUNT REQUIRED BY THE CONTRACT WITH THE CARRIER FOR THE ROLLING OWNER CONTROLLED INSURANCE PROGRAM, RFP R970153-OJ. (11:17 AM) (3:57 PM)**

Item 16.B postponed until November 10, 1997.

- 17. DISCUSS AND APPROVE AWARD OF CONTRACTS BASED ON BIDS RECEIVED FROM THE LOW QUALIFIED BIDDERS IN RESPONSE TO IFB NO. B970710-MB, CRIMINAL JUSTICE CENTER PROJECT, RELEASE 4 PACKAGE, FINISHES, SYSTEMS , AND EQUIPMENT, AND TAKE OTHER APPROPRIATE ACTION. (11:17 AM) (1:42 PM) (1:55 PM) (3:27 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Mike Barrow, Project Manager, Fluor Daniel; Alicia Perez, Executive Manager, Administrative Operations; Marvin Brice, Construction Procurement Manager, Purchasing; Cyd Grimes, Travis County Purchasing Agent; Bryan Walsh, Austin Office Branch Manager, Montgomery Kone, Inc.; and John Hille, Assistant County Attorney.

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

**Motion by** Judge Aleshire and **seconded by** Commissioner Biscoe to support an award to Montgomery Elevator subject to staff being prohibited from giving notice to proceed until the OCIP is approved.

**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

**Clerk's Note:** Further action on Item 17 postponed until November 10, 1997.

- 18. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:16 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- A. APPROVAL TO TRANSFER FY 1997 NET PARK REVENUES IN THE AMOUNT OF \$749,474.41 FROM THE LCRA PARKS ESCROW FUND TO TRAVIS COUNTY'S GENERAL FUND. (10:16 AM)

Item 18.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (10:16 AM)

No action required on Item 19; not an action item.

- A.** APPROVE GRANT APPLICATION TO TEXAS WORKFORCE COMMISSION, FOR TITLE 1V-A CERTIFICATION AGREEMENTS, FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (10:16 AM)

Item 19.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20.** APPROVE APPLICATION FOR VARIANCE TO TEXAS JAIL STANDARDS #'S 259,314 AND 259,337 REGARDING ENTRANCE VESTIBULE ON BUILDING 9 AT TRAVIS COUNTY CORRECTIONAL COMPLEX. (10:16 AM)

Item 20 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21.** APPROVE THE FY 1998 ANNUAL WORK PLAN FOR THE TRANSPORTATION & NATURAL RESOURCES DEPARTMENT. (9:56 AM)

Item 21 postponed until November 10, 1997.

22. APPROVE A REQUEST TO INVOKE POLICE AUTHORITY TO ALLOW TNR DEPARTMENT TO INSTALL ALL-WAY STOP CONTROL ON FERGUSON LANE AT THE INTERSECTION OF SANSOM ROAD AND ON SANSOM ROAD AT THE INTERSECTION OF BOSQUE LANE AND RUMBLE STRIP INSTALLATION ON FERGUSON LANE WEST OF SANSOM ROAD AND ON SANSOM ROAD BETWEEN FERGUSON LANE AND SPRINGDALE ROAD, A PILOT PROJECT TO DISCOURAGE CUT-THROUGH TRAFFIC FOR THE PURPOSE OF IMPROVING NEIGHBORHOOD SAFETY. (11:34 AM) (11:43 AM) (1:55 PM) (3:57 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; William Dobrowolski, Division Manager, Engineering Services, TNR; and Gordon Bowman, Assistant County Attorney.

Judge Aleshire announced that Item 22 would be considered in Executive Session.

**Motion by** Commissioner Biscoe and **seconded by** Commissioner Sonleitner to authorize the advertising of the Public Hearing Posting for November 18, 1997.

**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

**23. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS FOR DESSAU ROAD CLAIMS: (1:40 PM)**

<b>A.</b> HOEFLING	<b>B.</b> AYERS	<b>C.</b> NIELSON
<b>D.</b> ENG	<b>E.</b> GRANT	<b>F.</b> HAYWOOD
<b>G.</b> CICCOTTI	<b>H.</b> NICHOLS	<b>I.</b> HOEFLING
<b>J.</b> GILLIAM	<b>K.</b> GILLIAM	<b>L.</b> HONG-SIK
<b>M.</b> TATUM	<b>N.</b> DELEON	<b>O.</b> MORENO
<b>P.</b> GUTIERREZ	<b>Q.</b> MATIAS	<b>R.</b> HWY SAFETY SV
<b>S.</b> NGUYEN	<b>T.</b> KRETSINGER	<b>U.</b> WAGGONER
<b>V.</b> ROCK	<b>W.</b> CRAWFORD	<b>X.</b> JONES
<b>Y.</b> BROOKER	<b>Z.</b> ABELL	
<b>AA.</b> FOWLER	<b>BB.</b> BUTLER	<b>CC.</b> ELMORE
<b>DD.</b> HANEY	<b>EE.</b> WARD	<b>FF.</b> MAYES
<b>GG.</b> BRADFORD	<b>HH.</b> FRYE	<b>II.</b> REDDING
<b>JJ.</b> FAGLIE	<b>KK.</b> PRICE	<b>LL.</b> DECUIR
<b>MM.</b> MARTINKA	<b>NN.</b> BECK	<b>OO.</b> HWY SAFETY SV
<b>PP.</b> WHITE	<b>QQ.</b> SPENCER	<b>RR.</b> TOLLETT
<b>SS.</b> KASPER	<b>TT.</b> WHITING	<b>UU.</b> JONES
<b>VV.</b> HWY SAFETY SVC	<b>WW.</b> VALERGA	

**Members of the Court heard from:** Barb Sanders, Risk Management, HRMD.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to deny the claims as recommended by staff.

**Motion carried:**

Precinct 1, Commissioner Samuel T. Biscoe	-	abstain
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

- 24. A. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR SUBSTANDARD ROAD PROGRAM. (10:16 AM)**

Item 24.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- B. APPROVE CONTRACT, CONTRACT MODIFICATION, AND MAKING OF CONTRACT TO SMITH CONTRACTING COMPANY, FOR THE PROVISION OF CONSTRUCTION TO SMITH CONTRACTING COMPANY, FOR THE PROVISION OF CONSTRUCTION SERVICES AS OUTLINED IN IFB# B970709-JJ, 1996 SUBSTANDARD ROAD PROGRAM, IN THE AMOUNT OF \$414,042.00. (10:16 AM)**

Item 24.B added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25. APPROVE CONTRACT MODIFICATION NO. 3 TO CONTRACT NO. 97T0179-JJ, 1997 HOT MIX OVERLAY PROGRAM; CONTRACT APPROVED ON 4/15/97; MODIFICATION ALLOWS FOR AN EXTENSION OF THE CONTRACT PERIOD THROUGH DECEMBER 22, 1997. (10:16 AM)**

Item 25 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.



- 26. A. APPROVE APPLICATION TO TNRCC FOR TRANSFER OF SOLID WASTE STATION PERMIT. (10:16 AM)**

Item 26.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- B. APPROVE CONTRACT AWARD FOR THE SALE OF THE TRAVIS COUNTY SOLID WASTE DISPOSAL SYSTEM, IFB#B970029SG, TO THE HIGH, QUALIFIED BIDDER, TEXAS DISPOSAL SYSTEMS LANDFILL, INC. FOR THE PRICE OF \$230,250.00. (9:56 AM) (10:16 AM)**

Item 26.B pulled from the agenda.

- C. TERMINATE LICENSE AGREEMENT WITH RESCARE SERVICES AT THE 620 TRANSFER STATION. (10:16 AM)**

Item 26.C added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 27. APPROVE THE RENEWAL AND SOLE SOURCE OF CONTRACT MA960256, PROPRIETARY SOFTWARE MAINTENANCE FOR ADULT PROBATION CLIENT SUPPORT AND UPDATE FROM THE SOFTWARE GROUP FOR \$20,000.00. (10:16 AM)**

Item 27 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 28. APPROVE PURCHASE THROUGH DEPARTMENT OF INFORMATION RESOURCES (DIR) FOR PURCHASE OF DISASTER RECOVERY CONSULTING SERVICES FROM DATA LOCK, INC., IN THE AMOUNT OF \$50,000.00. (11:34 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Frank Curcio, Director, Information and Telecommunications Systems (ITS); John Hille, Assistant County Attorney; and Valerie Blanchard, Security Analyst, ITS.

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

**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

- 29. APPROVE CONTRACT RENEWAL AND MODIFICATION NO. 1 FOR TELEPHONE EQUIPMENT TO MA970030, SOUTHWEST CENTURY COMMUNICATIONS; MA970031, GRAYBAR ELECT4IC; MA970032, CMS COMMUNICATIONS, INC.; MA970033; WILLIAMS TELECOMMUNICATIONS; MA970034, AUSTIN TECHNIDATA; MA970035, U.S. TELEPHONICS/INTERWEST; MA970036, ALLTEL SUPPLY, INC., FOR A COMBINED ESTIMATED TOTAL OF \$263,154.42. (10:16 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 30. APPROVE AGREEMENT FOR BROKER SERVICES TO LOCATE NORTHEAST PARK SITE. (11:34 AM) (3:57 PM)

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve Item 30 with Commercial Industrial Properties (CIP).

**A Clarification of the previous Motion by** Judge Aleshire that in addition to approving this agreement, the Court indicates that this is the designation pursuant to the contracts that will be approved under Item 45.

**Motion carried:**

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

- 31. APPROVE CONTRACT AWARD FOR CONVERSION OF DISTRICT CLERK'S PAPER INDEXES TO COMPUTER DATABASE, EUROSFT, INC., NOT-TO-EXCEED \$223,913.55. (10:16 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

- 32. APPROVE CONTRACT AWARDS FOR THE PROVISION OF PHOTOGRAPHIC FILM & SUPPLIES, IFB 970151-RG, TO THE LOW QUALIFIED BIDDERS, WHITE PHOTOGRAPHIC SERVICES, ALKIT PRO CAMERA, B & H PHOTO VIDEO, J& L PHOTO SUPPLY, HPI INTERNATIONAL SUPPLY. (10:22 AM)

**Clerk's Note:** There was a tie bid between Alkit Pro Camera and B & H Photo Video. Commissioner Sonleitner drew the winning bidder.

**Motion by** Judge Aleshire and **seconded by** Commissioner Sonleitner to approve staff's recommendation of B & H Photo Video in Item 32.

**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	-	absent
County Judge Bill Aleshire	-	yes

**33. APPROVE PERSONNEL AMENDMENTS. (10:16 AM)**

Item 33 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

**Clerk's Note:** This vote was for the revised version, deleting hire above entry.

**34. APPROVE ALTERNATE FISCAL FOR RIVER PLACE SEC. 22, A SUBDIVISION IN PRECINCT TWO. (10:16 AM)**

Item 34 added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

**35. A. APPROVE ALTERNATE FISCAL FOR WILDFLOWER SEC. 3, A SUBDIVISION IN PRECINCT TWO. (10:16 AM)**

Item 35.A added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

**B. APPROVE ALTERNATE FISCAL FOR WILDFLOWER SEC. 4, A SUBDIVISION IN PRECINCT TWO. (10:16 AM)**

Item 35.B added to Consent Items. Please refer to Agenda Item 8 (CONSENT ITEMS) for the Court's Motion and Vote.

**36. APPROVE ALTERNATE FISCAL FOR ELM CREEK RANCH, SECTION 1, A SUBDIVISION IN PRECINCT ONE.**

Item 36 postponed until November 18, 1997.

**37. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:16 AM)**

Item 37 added to Consent Items. Please refer to Agenda Item 8 (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

- 38.** RECEIVE BRIEFING AND CONSIDER THE IMPACT OF PROPOSED AMENDMENTS TO TITLE 13 OF THE CITY OF AUSTIN CODE RELATING TO DURATION OF PROJECTS, DEADLINES, SUBDIVISIONS, SITE PLANS, BUILDING PERMITS, AND WATERSHEDS, AND TAKE APPROPRIATE ACTION, AND GIVE DIRECTION CONCERNING AMENDMENTS TO CHAPTER 82 OF TRAVIS COUNTY POLICY AND PROCEDURES MANUAL. <sup>1</sup>  
(1:55 PM) (3:58 PM)

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

Item 38 postponed until November 18, 1997.

- 39. 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). <sup>2</sup> (1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45.

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

- 39. Authorize the County Attorney's Office to initiate condemnation.
- 40. Reject their settlement offer.
- 41. No action taken on Item 41.
- 42. Reject their settlement offer and authorize continuing settlement negotiations but also authorize that the vacant position previously held by the plaintiff be filled.
- 43. Authorize the employment of outside counsel in this case, if necessary, with appropriate procedures and written contract.
- 44. No action taken on Item 44.
- 45. Approve the counter offer and give final approval to the Purchase Agreement. The Court authorizes Judge Aleshire to sign the eight originals and one faxed page (the Court will substitute the original upon receipt).

**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	-	absent
County Judge Bill Aleshire	-	yes

- 40. RECEIVE BRIEFING FORM COUNTY ATTORNEY AND./OR TAKE APPROPRIATE ACTION REGARDING SETTLEMENT OFFER; GOURLEY V. MEEKS (NOTICE OF CLAIM SENT 10/2/97; LITIGATION PENDING). <sup>1</sup> (1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45. Please refer to Item 39 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 TRAVIS COUNTY V. J.C. EVANS CONSTRUCTION COMPANY, INC., CAUSE NO. 97-01156. <sup>1</sup> (1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45. Please refer to Item 39 for a summary of the Court's action on this motion.

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT OR REJECT SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN CUMMINS, TWC# 97-048648. <sup>1</sup> (1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45. Please refer to Item 39 for a summary of the Court's action on this motion.

43. AUTHORIZE EMPLOYMENT OF OUTSIDE COUNSEL IN WORKERS' COMPENSATION CLAIM AND/OR TAKE APPROPRIATE ACTION (DAVENPORT; ODEN; WORKERS' COMPENSATION CLAIM). <sup>1</sup> (1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45. Please refer to Item 39 for a summary of the Court's action on this motion.

**ADDED ITEM:**

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN: ROSIE CAROTHERS V. MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY, TEXAS; AND JUDY FRANCES PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY DONE, INC. F/K/A/ MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY. <sup>1</sup>  
(1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45. Please refer to Item 39 for a summary of the Court's action on this motion.

**ADDED ITEM:**

45. CONSIDER OPTION PURCHASE AGREEMENT ON LARGE TRACT FOR PROPOSED NORTHEAST PARK AND TAKE APPROPRIATE ACTION. <sup>1</sup> & <sup>2</sup>  
(1:55 PM) (3:58 PM)

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

**Members of the Court agreed** to consider one Motion for Items 39, 40, 41, 42, 43, 44, and 45. Please refer to Item 39 for a summary of the Court's action on this motion.



**ADJOURNMENT**

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Biscoe to adjourn the Voting Session. (4:00 PM)

**Motion carried:**

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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**