

MINUTES -- FEBRUARY 17, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 17th day of February 1998, the Commissioners' Court convened the Voting Session at 9:04 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 9:20 AM, pending conclusion of the Corporations meeting.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 9:20 AM and adjourned at 9:30 AM.

The Commissioners' Court reconvened the Voting Session at 9:30 AM.

The Commissioners' Court recessed the Voting Session at 12:01 PM and reconvened the Voting Session at 1:44 PM.

The Commissioners' Court retired to Executive Session at 2:20 PM and reconvened the Voting Session at 2:52 PM.

The Commissioners' Court adjourned the Voting Session at 2:57 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the NWTCRD #3 Voting Session at 2:57 PM and adjourned at 2:58 PM.

The Commissioners' Court record notes that County Judge Bill Aleshire was not present during this Voting Session.

ADDITIONAL MOTION/VOTE

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to authorize Precinct 2 Commissioner Karen Sonleitner to sign all documents approved by the Court in today's Voting Session (February 17, 1998). (9:04 AM)

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

RESOLUTIONS & HEARINGS

1. APPROVE PROCLAMATION RECOGNIZING 1998 CONNIE YERWOOD CONNER AFRICAN-AMERICAN WOMEN'S HALL OF FAME INDUCTEES. (9:06 AM)

Members of the Court heard from: Barbara Foreman, Member, Connie Yerwood Conner African-American Women's Hall of Fame.

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve the Proclamation under Item 1.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

2. APPROVE PROCLAMATION RECOGNIZING THE CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING THAT HAS BEEN AWARDED TO TRAVIS COUNTY, TEXAS BY THE GOVERNMENT FINANCE OFFICERS ASSOCIATION OF THE UNITED STATES AND CANADA (GFOA) FOR ITS COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR). (9:09 AM)

Members of the Court heard from: Susan Spataro, Travis County Auditor.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the Proclamation under Item 2.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

3. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON LOT 44 AND A 5' PUBLIC UTILITY EASEMENT ON LOT 45 SANDY SHORES SUBDIVISION, A SUBDIVISION IN PRECINCT TWO. (9:19 AM)

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

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

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

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

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk's Note: The action item for Item 3 is Consent Item C20. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

Members of the Court heard from: Gus Peña, President, East Austin Concerned Hispanics; Wes Curtis, Texas Best Seminars; Steve Lane, Texas Best Seminars; Robert Kurtz; John Foreman, Host, Texas Best Seminars; and Alex Jones, Texas Best Seminars. (9:30 AM)

CONSENT ITEMS

4. **Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee to approve the following Consent Items: 20, 21, A.2 and C1 – C20, excluding C4.A and B. (10:03 AM)

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3. APPOINT NANCY N. WILLIAMS TO THE CHILDREN'S PROTECTIVE SERVICES BOARD FOR A THREE-YEAR TERM.
- C4. A. REAPPOINT S.J. FOWLER TO THE BOARD OF ESD #12 FOR A TERM TO EXPIRE ON DECEMBER 31, 1999. (10:02 AM) (10:04 AM)

Item C4.A pulled from Consent for discussion.

Members of the Court heard from: Jesse Williams, Fire Chief, Manor Volunteer Fire Department; Robin Wellborn, Manor Volunteer Fire Department; John Nichols, Assistant Chief, Manor Volunteer Fire Department; and Burt Wellborn, Manor Volunteer Fire Department; Rachel Beltclyde, Secretary/Treasurer, Emergency Services District (ESD) #12; S.J. Fowler, President, ESD #12; and Lee Ray Standard, Retired Member, ESD #12.

Members of the Court agreed to consider one Motion for Items C4.A and B. Please refer to Item C4.B for a summary of the Court's action on this Motion.

ITEM C4 CONTINUED

B. APPOINT CAROL OLWEN TO THE BOARD OF ESD #12 FOR A TERM TO EXPIRE ON DECEMBER 31, 1999. (10:02 AM) (10:04 AM)

Item C4.B pulled from Consent for discussion.

Members of the Court heard from: Jesse Williams, Fire Chief, Manor Volunteer Fire Department; Robin Wellborn, Manor Volunteer Fire Department; John Nichols, Assistant Chief, Manor Volunteer Fire Department; and Burt Wellborn, Manor Volunteer Fire Department; Rachel Beltclyde, Secretary/Treasurer, ESD #12; S.J. Fowler, President, ESD #12; and Lee Ray Standard, Retired Member, ESD #12.

Members of the Court agreed to consider one Motion for Items C4.A and B.

Motion by Commissioner McKee and **seconded by** Commissioner Moore to approve the appointments to the Board of the ESD #12 as posted under Items C4.A and B.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

C5. APPROVE THE UNENCUMBERED TRAVEL EXPENSES FOR TWO JUVENILE COURT EMPLOYEES (ONE FOR \$335.72 AND THE OTHER \$127.00) FOR A TRAINING CONFERENCE IN VIRGINIA "WORKING WITH SUBSTANCE ABUSING YOUTHS."

CONSENT ITEMS CONTINUED

- C6.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.
- A.** APPROVE GRANT APPLICATION FOR NEIGHBORHOOD CONFERENCE COMMITTEE (HUMAN SERVICES DEPT).
 - B.** APPROVE GRANT APPLICATION FOR DEL VALLE SAFE SCHOOLS (HUMAN SERVICES DEPT).
 - C.** APPROVE GRANT APPLICATION FOR GANG INTERVENTION/URBAN YOUTH CORPS (HUMAN SERVICES DEPT).
 - D.** APPROVE GRANT APPLICATION FOR ST. JOHNS SAFE SCHOOLS (HUMAN SERVICES DEPT).
 - E.** APPROVE GRANT APPLICATION FOR JUVENILE JUSTICE ALTERNATIVES PROJECT (JUVENILE COURT).
 - F.** APPROVE GRANT CONTRACT WITH TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE (TCADA) FOR TRAINING/JOSATS FOR JUVENILE COURT.
- C7.** APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACE AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES AND HOURS FOR EARLY VOTING FOR THE MARCH 10, 1998 DEMOCRATIC AND REPUBLICAN PRIMARY ELECTIONS.
- C8.** APPROVE SCOPE OF WORK REQUESTED BY CITY OF LAKEWAY, TO PROVIDE 1-1/2" HOT MIX OVERLAY ON THE REQUESTED CITY OF LAKEWAY STREETS, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT.
- C9.** APPROVE SCOPE OF WORK REQUESTED BY THE VILLAGE OF SAN LEANNA, TO PROVIDE 1-1/2" HOT MIX OVERLAY ON THE REQUESTED STREETS IN THE VILLAGE OF SAN LEANNA, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT.

CONSENT ITEMS CONTINUED

- C10.** APPROVE WACKENHUT RECOMMENDATION OF AMANDA LEE-PLAISANCE FOR THE POSITION OF COMMUNITY RESOURCE SPECIALIST.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97K0710C, CCC GROUP, INC., CJC RELEASE 4 SECURITY AND DETENTION SYSTEMS PACKAGE; MODIFICATION ALLOWS FOR THE INCORPORATION OF PREVAILING WAGE SCALE, AT NO COST, AND FOR VALUE ENGINEERING/COST SAVINGS MEASURES WHICH CONSTITUTE A (\$194,853.00) REDUCTION IN THE CONTRACT AMOUNT.
- C12.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97K0710I, MONTGOMERY KONE, INC., CJC RELEASE 4 ELEVATORS PACKAGE; MODIFICATION ALLOWS FOR THE INCORPORATION OF PREVAILING WAGE SCALE, AT NO COST, AND FOR VALUE ENGINEERING/COST SAVINGS MEASURES WHICH CONSTITUTE A (\$67,175.00) REDUCTION IN THE CONTRACT AMOUNT.
- C13.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97K0710G, W.E. IMHOFF D/B/A INTERTECH FLOORING, CJC RELEASE 4 RESILIENT FLOORING AND CARPETING PACKAGE; MODIFICATION ALLOWS FOR THE INCORPORATION OF PREVAILING WAGE SCALE, AT NO COST, AND FOR VALUE ENGINEERING/COST SAVINGS MEASURES WHICH CONSTITUTE A (\$99,060.00) REDUCTION IN THE CONTRACT AMOUNT.
- C14.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97K0710D, SCHNURR, INC., CJC RELEASE 4 PAINTING PACKAGE; MODIFICATION ALLOWS FOR THE INCORPORATION OF PREVAILING WAGE SCALE, AT NO COST, AND FOR VALUE ENGINEERING/COST SAVINGS MEASURES WHICH CONSTITUTE A (\$66,484.00) REDUCTION IN THE CONTRACT AMOUNT.
- C15.** APPROVE STATE TERM CONTRACT PURCHASE OF ONE (1) CHEVROLET 3/4-TON PICKUP FOR THE SHERIFF'S OFFICE IN THE AMOUNT OF \$22,806.00.
- C16.** APPROVE STATE TERM CONTRACT PURCHASE OF ONE (1) FORD CROWN VICTORIA FOR THE JUVENILE PUBLIC DEFENDER'S OFFICE IN THE AMOUNT OF \$18,693.00.
- C17.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0158-JP, HUTTON COMMUNICATIONS, INC. FOR TWO-WAY RADIO COMMUNICATIONS EQUIPMENT AND SUPPLIES; CONTRACT APPROVED ON 2/23/97; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.

CONSENT ITEMS CONTINUED

- C18.** APPROVE CONTRACT AWARD FOR THE PROVISION OF NATIVE HARVEST SEEDING MIX, IFB# B980031-OJ, TO THE SOLE, QUALIFIED BIDDER, ENVIRONMENTAL SURVEY CONSULTING IN THE ESTIMATED AMOUNT OF \$138,030.00.
- C19.** APPROVE A PUBLIC HEARING DATE OF MARCH 3, 1998 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT FOR 1300' OF UNNAMED EASEMENT WEST OF TORO CANYON ROAD APPROXIMATELY 400' SOUTH OF BUCKMAN MOUNTAIN ROAD TO BE KNOWN AS "FOSSIL RIM ROAD" IN PRECINCT THREE.
- C20.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON LOT 44 AND A 5' PUBLIC UTILITY EASEMENT ON LOT 45 SANDY SHORES SUBDIVISION, A SUBDIVISION IN PRECINCT TWO.

ADMINISTRATIVE ITEMS

5. CONSIDER AND GIVE STAFF DIRECTION ON METHODS OF PROVIDING PUBLIC INFORMATION REGARDING THE 1997-2002 BOND PROJECTS. (10:52 AM)

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

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to give staff direction to provide the public verbatim information and post signage.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner that rather than saying estimated cost, it should say “bond authorization”. The changes that have been discussed today should also be incorporated, which include putting it on the web and sharing it with the Citizens’ Bond Committee.

Acceptance of the Friendly amendment was made by Commissioner Moore and **seconded by** Commissioner Gómez.

A Clarification was made of the previous Motion by Commissioner Gómez that there will be a ground breaking for this park on March 1, 1998 at 2:00 PM and the Court will be looking for the sign to be up by that time.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

6. RECEIVE BRIEFING FROM STAFF REGARDING MARCH, 1998 HEARING TO DISCUSS PROPOSED CHANGES TO FLOOD INSURANCE RATE MAPS FOR PORTIONS OF PRECINCTS ONE, THREE AND FOUR. (10:59 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; Gregory Toth, Engineering Associate III, TNR; and Mercedes Garcia-Lopez, Engineering Associate II, TNR.

Discussion Only.

No action required on Item 6.

7. AUTHORIZE COMMISSIONER MARGARET GOMEZ TO SIGN AND EXECUTE REAL ESTATE CLOSING DOCUMENTS AS NEEDED TO PURCHASE LAND FOR SOUTHEAST METROPOLITAN PARK. (11:13 AM)

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

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to approve Item 7 as stated.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

8. CONSIDER AND TAKE ACTION ON STAFF RECOMMENDATION TO ENTER NEGOTIATION FOR PROFESSIONAL SERVICES ON THE 1997 PARK'S BOND PROJECTS WITH THE FOLLOWING FIRMS: (11:15 AM)

A. CARTER & BURGESS, INC., TEAM (CARTER & BURGESS, INC; MARTINEZ, WRIGHT, & MENDEZ, INC.; DAVCAR ENGINEERING SERVICES; WINTEROWD ASSOCIATES, INC.; LARAIN LASDON & ASSOCIATES, INC; ROBERT BURNS) FOR THE PLANNING AND DESIGN SERVICES ON NORTHEAST METROPOLITAN PARK. (11:15 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; Vince Hebinger, Representative, Vinson, Jerard and Associates; and Cliff Davis, Principal, Carter Burgess – Austin Office.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez that in regard to the Northeast District Metropolitan Park, that the County enter into negotiations for professional services with the recommended team of Carter and Burgess, Inc., and the team members listed on the agenda.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

ITEM 8 CONTINUED

B. CARTER & BURGESS, INC., TEAM (CARTER & BURGESS, INC; MARTINEZ, WRIGHT, & MENDEZ, INC.; DAVCAR ENGINEERING SERVICES; WINTEROWD ASSOCIATES, INC.;) FOR THE DESIGN SERVICES ON MANSFIELD DAM PARK. (11:15 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; Vince Hebinger, Representative, Vinson, Jerard and Associates; and Cliff Davis, Principal, Carter Burgess – Austin Office.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to approve that the staff enter into negotiations with the recommended team of Carter and Burgess, Inc.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

C. HARUTUNIAN ENGINEERING, INC., FOR THE DESIGN OF LIGHTING FOR THE SOCCER FIELDS IN THE WEBBERVILLE PARK. (11:15 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; Vince Hebinger, Representative, Vinson, Jerard and Associates; and Cliff Davis, Principal, Carter Burgess – Austin Office.

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve Item 8.C as the staff recommends.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

9. APPROVE AUTHORIZATION TO ENTER NEGOTIATIONS FOR ENGINEERING SERVICES FOR BITTING SCHOOL ROAD BRIDGE REPLACEMENT AND OLD KIMBRO ROAD BRIDGE REPLACEMENT, RFQ #Q980019JJ, KLOTZ ASSOCIATES, INC. (11:26 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; and Harvey Trabad, Representative, Klotz and Associates, Inc.

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve Item 9 as stated.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

10. A. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING FINAL SUMMARY REPORT FOR TELECOMMUNICATIONS INFRASTRUCTURE IMPROVEMENTS PROJECT PREPARED BY PWH/NBBJ IN ASSOCIATION WITH JUSTICE SYSTEMS. (11:39 AM)

Members of the Court heard from: Ken Gaede, Project Manager, Facilities Management; Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS); Paul Aline, Telecommunications Consultant, Pfluger, Wiginton, Hooker/NBBJ; and Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO).

Members of the Court agreed to consider one Motion for Items 10.A, B and C. Please refer to Item 10.C for the Court's action on this Motion.

- B. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING BUDGET AND FUNDING FOR TELECOMMUNICATIONS INFRASTRUCTURE IMPROVEMENTS PROJECT. (11:39 AM)

Members of the Court heard from: Ken Gaede, Project Manager, Facilities Management; Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS); Paul Aline, Telecommunications Consultant, Pfluger, Wiginton, Hooker/NBBJ; and Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO).

Members of the Court agreed to consider one Motion for Items 10.A, B and C. Please refer to Item 10.C for the Court's action on this Motion.

ITEM 10 CONTINUED

C. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING ESTABLISHMENT OF PROJECT CONSTRUCTION COST AND APPROVAL FOR AE TO PROCEED INTO CONSTRUCTION DOCUMENTS PHASE OF PROJECT BASED ON APPROVED CONSTRUCTION COST. (11:39 AM)

Members of the Court heard from: Ken Gaede, Project Manager, Facilities Management; Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS); Paul Aline, Telecommunications Consultant, Pfluger, Wiginton, Hooker/NBBJ and Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO).

Members of the Court agreed to consider one Motion for Items 10.A, B and C.

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to give instructions to PBO to go with the Funding Option #2, which would use the old CO's. The Court needs final sign-off from the County Attorney's Office so the appropriate budget amendments can be brought forward. The Court sets a construction budget of \$673,942.00 that includes a 5% contingency and the Court gives authorization for the consultants to move into the construction documents.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

11. DISCUSS PROPOSAL TO EXPEDITE LOHMANS CROSSING 1997 CIP PROJECT AND TAKE APPROPRIATE ACTION. (11:28 AM) (2:20 PM) (2:56 PM)

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

Commissioner Sonleitner announced that Item 11 would be considered in Executive Session.

No action taken on Item 11.

12. APPROVE CONTRACT MODIFICATION FOR \$375,846 WITH HNTB CORPORATION FOR FINAL DESIGN OF SOUTHEAST DISTRICT PARK. (9:05 AM) (11:36 AM) (2:53 PM)

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

Motion by Commissioner Gómez and **seconded by** Commissioner McKee to approve the contract modification for \$375, 846.00 with HNTB.

A Clarification was made of the previous Motion by Commissioner Sonleitner that the approval was with the language read into the record by the Purchasing Agent, in terms of the “not-to exceed” amounts.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

13. APPROVE AMENDMENTS TO THE 1998 BUILD GREATER AUSTIN PROGRAM PROJECTS LIST IN PRECINCT TWO. (11:38 AM)

Motion by Commissioner Sonleitner and **seconded by** Commissioner McKee to approve the amendments under Item 13.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	abstain

14. DISCUSS AND/OR APPROVE THE AMENDMENT TO THE LEASE AGREEMENT FOR BURNET ROAD PROPERTY BETWEEN W/M INVESTMENTS #6 AND TRAVIS COUNTY, TEXAS, DEPARTMENT OF COMMUNITY SUPERVISION AND CORRECTIONS. (9:05 AM) (10:52 AM)

Item 14 postponed until February 24, 1998.

15. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING AWARD OF CONTRACT FOR PROFESSIONAL ARCHITECTURAL/ENGINEERING SERVICES FOR DESIGN OF REROOF AT 1101 NUECES STREET TO LAW ENGINEERING AND ENVIRONMENTAL SERVICES, INC., IN AN AMOUNT NOT-TO-EXCEED \$6,265.00 (\$5,965.00 BASIC FEE AND \$300 FOR REIMBURSABLE EXPENSES). (1:56 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Cyd Grimes, Travis County Purchasing Agent; Elizabeth Conti, Planner, Facilities Management; and Alicia Perez, Executive Manager, Administrative Operations.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to approve Item 15 and the budget amendments A6 and A7.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	no
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

16. APPROVE STATE TERM CONTRACT PURCHASE OF THREE (3) FORD 1/2 -TON PICKUPS FOR THE AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES IN THE AMOUNT OF \$50,829.00. (1:55 PM)

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

Motion by Commissioner Gómez **and seconded by** Commissioner McKee to approve Item 16 as stated.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

17. APPROVE ORDER EXEMPTING A CONTRACT WITH CAMELOT CARE CENTERS, INC. FOR THE PURCHASE OF INTENSIVE IN-HOME FAMILY PRESERVATION SERVICES FOR JUVENILES AT RISK OF PLACEMENT OUTSIDE THE HOME FROM THE REQUIREMENTS OF COMPETITIVE PROPOSAL PURSUANT TO THE COUNTY PURCHASING ACT, LOC. GOVT. CODE ANN., SECTION 262.023. (2:13 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Dobbs Rogers, Director of Administrative Services, Juvenile Court.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to approve Item 17 as stated.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

18. REVIEW AND APPROVE SIGNING OF THE MANAGEMENT REPRESENTATION BY THE COMMISSIONERS COURT FOR THE FISCAL YEAR 1997 FINANCIAL AUDIT PERFORMED BY DELOITTE & TOUCHE, LLP. (2:15 PM)

Members of the Court heard from: Susan Spataro, Travis County Auditor.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve Item 18 as stated.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

19. APPROVE PERSONNEL AMENDMENTS. (11:14 AM)

Motion by Commissioner McKee and **seconded by** Commissioner Moore to approve the personnel amendments under Item 19.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

20. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:03 AM)

Item 20 added to Consent. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

21. TAKE APPROPRIATE ACTION TO APPROVE THE ISSUANCE OF TRAVIS COUNTY HOUSING FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE AND REFUNDING BONDS (GNMA MORTGAGE-BACKED SECURITIES PROGRAM) SERIES 1998A BY TRAVIS COUNTY HOUSING FINANCE CORPORATION. (10:03 AM)

Item 21 added to Consent. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

22. A. APPROVE THE PURCHASE OF REPLACEMENT VEHICLES FOR CONSTABLE, PRECINCT TWO AND CONSTABLE, PRECINCT FIVE. (9:19 AM) (1:44 PM)

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

Motion by Commissioner Sonleitner and **seconded by** Commissioner McKee to approve Item 22.A.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- B. APPROVE ADDITION OF AN ANIMAL CONTROL VEHICLE TO THE FLEET AS AN AUXILIARY VEHICLE. (9:19 AM) (1:44 PM)

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

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

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- C. RECEIVE AN UPDATE ON THE USE OF CONSTABLE'S OFFICE VEHICLES AFTER NORMAL BUSINESS HOURS. (9:19 AM) (1:44 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; and Kevin Miskell, Constable, Precinct 2.

Discussion Only.

No action taken on Item 22.C.

ITEM 22 CONTINUED

D. APPROVE THE TRANSFER OF SURPLUS VEHICLES TO THE CONSTABLE'S OFFICES FOR THE EXECUTION OF THE ABSENT STUDENT ASSISTANCE PROGRAM (ASAP). (9:19 AM) (1:44 PM)

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

Motion by Commissioner Sonleitner and **seconded by** Commissioner McKee to take PBO's recommendation of pegging the needed vehicles to 20 visits per one vehicle and trying to reach 90% of the anticipated visits on any given night which would result in three more vehicles being allotted to Precinct Two (2) and three more vehicles allotted to Precinct Four (4).

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

23. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (1:53 PM)

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

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve the budget amendments and transfers T1 – T8 and A1 – A10, with the exception of A6 and A7.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	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

- 24.** RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY RE: ACCEPT OR REJECT OFFER ON TAX SALE OF PROPERTY LOCATED AT 3104 BESSIE AVENUE AND TAKE APPROPRIATE ACTION. ¹ (2:20 PM) (2:52 PM)

Commissioner Sonleitner announced that Item 24 would be considered in Executive Session.

No action taken on Item 24.

Item 24 to be reposted on March 3, 1998.

- 25.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE CONDEMNATION REGARDING CIP PROJECT NO. 4-005, PARCEL #1; DEE GABRIEL COLLINS ROAD (FORMERLY SCENIC LOOP); (SHANNON L MADISON; GIESELMAN; CONDEMNATION). ¹ & ² (9:05 AM)

Item 25 postponed until February 24, 1998.

- 26.** RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION (WORMSTADT: TEXAS COMMISSION ON HUMAN RIGHTS NO. 31C960940). ¹ & ³ (2:20 PM) (2:52 PM)

Commissioner Sonleitner announced that Item 26 would be considered in Executive Session.

No action taken on Item 26.

Item 26 to be reposted on March 3, 1998.

27. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: CURTIS S. CANTWELL AND TAMMY CANTWELL V. TRAVIS COUNTY AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY). ¹ (9:05 AM)

Item 27 postponed until February 24, 1998.

28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN RICHARD CONNER V. TRAVIS COUNTY, ET AL, (CONNER; KEEL; CIVIL RIGHTS). ¹ (9:30 AM)

Item 28 postponed until February 24, 1998.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN CRESENCIO HERNANDEZ V. TRAVIS COUNTY, ET AL; (HERNANDEZ; FRASIER; VIOLATION OF CIVIL RIGHTS). ¹ (9:30 AM)

Item 29 postponed until February 24, 1998.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT OR REJECT SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN CUMMINS, TWC# 97-048648. ¹ (2:20 PM) (2:52 PM)

Commissioner Sonleitner announced that Item 30 would be considered in Executive Session.

No action taken on Item 30.

Item 30 to be reposted on February 24, 1998.

- 31.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: DANIEL MAUL DEATH IN CUSTODY; (MAUL; FRASIER; TEXAS TORT CLAIMS ACT, PERSONAL INJURY). ¹
(2:20 PM) (2:52 PM)

Commissioner Sonleitner announced that Item 31 would be considered in Executive Session.

No action taken on Item 31.

Item 31 to be reposted on February 24, 1998.

- 32.** RECEIVE BRIEFING FROM COUNTY ATTORNEY; ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION (GALVAN; FRASIER; CIVIL RIGHTS). ¹ (9:30 AM)

Item 32 postponed until February 24, 1998.

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1** DISCUSS AND TAKE APPROPRIATE ACTION ON THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS FOR: (2:17 PM)

A. TNR - SETTLE

Motion by Commissioner McKee and **seconded by** Commissioner Moore to approve the recommendation to settle the claim posted under Item A.1.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- A.2** APPOINT BRAD ELLIS AS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #6 BOARD; TERM ENDING DECEMBER 31, 1999. (10:03 AM)

Item A.2 added to Consent. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to adjourn the Voting Session. (2:57 PM)

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge