

MINUTES – MARCH 3, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 3rd day of March 1998, the Commissioners' Court convened the Voting Session at 9:13 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 12:29 PM.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 1:57 PM and adjourned at 2:07 PM.

The Commissioners' Court reconvened the Voting Session at 2:07 PM.

The Commissioners' Court retired to Executive Session at 4:10 PM and reconvened the Voting Session at 5:52 PM.

The Commissioners' Court adjourned the Voting Session at 5:56 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 5:57 PM and adjourned at 5:57 PM.

RESOLUTIONS & HEARINGS

1. APPROVE RESOLUTION WELCOMING THE DISTINGUISHED GUESTS OF MIROSHI TAKASHIMA, PRESIDENT, TOKYO ELECTRON TEXAS, INC. (9:17 AM)

Members of the Court heard from: Jerris Peavy, General Manager of Manufacturing, Tokyo Electron Texas, Inc.

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

Motion carried:

County Judge Bill Aleshire	-	yes
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 DECLARING THE MONTH OF MARCH, 1998 "TRAIL RIDE MONTH" IN TRAVIS COUNTY. (9:22 AM)

Members of the Court heard from: Jean Mueller, Trail Boss, Austin Founders Trail Ride, and Trail Ride Chair, Austin-Travis County Livestock Show and Rodeo.

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

Motion carried:

County Judge Bill Aleshire	-	yes
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 THE LAST 1126' OF PUBLIC RIGHT-OF-WAY OF OAK GROVE BOULEVARD, IN PRECINCT THREE. (9:28 AM)

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

Motion carried: County Judge Bill Aleshire - yes
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); Steve Manilla, Director of Engineering and Planning, TNR; Randy Snyder, Resident in immediate area being discussed; Kim Brown, Attorney representing the property owner; and Gordon Bowman, Assistant County Attorney.

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

Motion carried: County Judge Bill Aleshire - yes
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 C21. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

4. APPROVE 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. (9:59 AM)

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

Motion carried:

County Judge Bill Aleshire	-	yes
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, TNR; and Dan Wheelless, Resident in favor of the name change.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez 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 4 is Consent Item C22. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

Members of the Court heard from: Gus Peña, President, East Austin Concerned Hispanics; Jimmy Castro, Private Citizen, and Former Board Member, Milwood Neighborhood Association, and Member, Greater Austin Chamber of Commerce, and Member, Hispanic Chamber of Commerce; Greg Erikson, Texas Best Seminars; Alex Jones, Texas Best Seminars; John Foreman, Host, Texas Best Seminars; Bessie Anders, Texas Best Seminars; Wes Curtis, Texas Best Seminars; Steve Lane, Private Citizen; Mrs. Sary, Private Citizen; Robert Kurtz, Texas Best Seminars; Keith Campbell, Private Citizen; and Darwin McKee, Precinct One Commissioner and Private Citizen. (10:15 AM)

Commissioner McKee addressed the Court and the audience about the fact that for the last several weeks he had been listening to testimony on issues brought forward by Texas Best Seminars and others. Commissioner McKee stated that he was appalled and in strong disagreement at the tactics used to disrupt the meetings but acknowledged that there were “kernels of truth” that had come forward and that needed to be looked at regarding the ASAP program. He asked the Criminal Justice Planning Executive Manager to prepare a report for presentation to the Court on March 24, 1998. He stressed the fact that he is in support of the ASAP Program and is doing this not because he is intimidated or that the meetings should continue to be disrupted but believes that a good public servant should listen.

CONSENT ITEMS

5. Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the following Consent Items: 7, 12, 14.B and C, 16 (Village of San Leanna Appointee: Fred Helmerichs), 21 and C1 – C22, excluding C18 and C21. (11:04 AM)

Members of the Court heard from: Gordon Bowman, Assistant County Attorney.

Motion carried: County Judge Bill Aleshire - yes
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. APPROVE COMMISSIONERS’ COURT MINUTES FOR VOTING SESSION OF JANUARY 20, 1998 AND JANUARY 27, 1998.
- C4. APPROVE JOINT RESOLUTION WITH THE CITY OF SUNSET VALLEY FOR EMERGENCY MANAGEMENT PLANNING.
- C5. AUTHORIZE COUNTY JUDGE TO DEED RIGHT-OF-WAY TAKEN IN THE NAME OF TRAVIS COUNTY TO THE STATE OF TEXAS FOR TXDOT FM 734 PROJECT IN ACCORDANCE WITH THE MINUTE ORDER AND ESCROW AGREEMENT FOR THE PROJECT. (9:14 AM)

Judge Aleshire announced that he needed the original for Item C5.

- C6. APPROVE AN INTERLOCAL AGREEMENT WITH THE LOWER COLORADO RIVER AUTHORITY FOR AN ARCHAEOLOGICAL SURVEY OF MANSFIELD DAM PARK.
- C7. APPROVE CASH SECURITY AGREEMENT FOR PFLUGERVILLE LOOP AND SCHULTZ LANE IN PRECINCT TWO. (9:14 AM) (11:04 AM)

Judge Aleshire announced that he needed the original for Item C7.

CONSENT ITEMS CONTINUED

- C8.** APPROVE CONTRACT AWARD FOR THE PROVISION OF AVIONICS REPAIR AND SERVICES, IFB B980030-OJ, TO THE SOLE, QUALIFIED BIDDER, AUSTIN AVIONICS, INC.
- C9.** APPROVE STATE TERM CONTRACT PURCHASE OF FIVE (5) GMC 3/4-TON PICKUPS FOR TRANSPORTATION AND NATURAL RESOURCES IN THE AMOUNT OF \$103,615.00.
- C10.** APPROVE STATE TERM CONTRACT PURCHASE OF FOUR (4) CHEVROLET 3/4-TON PICKUPS FOR AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES IN THE AMOUNT OF \$80,024.00.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0157-JJ, A & A STEAM COMPANY FOR CARPET CLEANING SERVICES; CONTRACT APPROVED ON MARCH 11, 1997; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION; AN ANNUAL ESTIMATED AMOUNT OF \$24,373.00.
- C12.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0109-RG, MEDIPRAX OXYGEN FOR MEDICAL GASES; CONTRACT APPROVED ON APRIL 15, 1997; MODIFICATION ALLOWS FOR A 12- MONTH EXTENSION.
- C13.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0161-JP, H & H FENCE COMPANY FOR FENCE CONSTRUCTION AND REMOVAL; CONTRACT APPROVED ON MARCH 18, 1997; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION; AN ANNUAL ESTIMATED AMOUNT OF \$53,792.50.
- C14.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CULVERT PIPE, IFB# B980034-JP, WILSON CULVERT, INC., TO THE LOW, QUALIFIED BIDDER, IN THE ESTIMATED AMOUNT OF \$236,372.23.
- C15.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACTS NOS. 97T0145-JP THRU 97T0154-JP, FOR EQUIPMENT OEM PARTS/MAINTENANCE; CONTRACTS APPROVED ON MARCH 11, 1997; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.
- C16.** APPROVE STATE TERM CONTRACT PURCHASE OF TWO (2) MICROFILM READER PRINTERS FOR COUNTY CLERK IN THE AMOUNT OF \$21,317.50.

CONSENT ITEMS CONTINUED

C17. APPROVE CONTRACT MODIFICATION NO. 1 FOR MAINTENANCE OF NETWORKING ROUTER AND HUB HARDWARE FOR VARIOUS LOCATIONS THROUGHOUT TRAVIS COUNTY FOR INFORMATION AND TELECOMMUNICATIONS SYSTEMS IN THE AMOUNT OF \$114,521.00 FROM BAY NETWORKS SERVICES.

C18. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RESUBDIVISION OF LOT 15, BLOCK E, SPRINGHILL VILLAGE - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 1.726 ACRES - OLD AUSTIN-PFLUGERVILLE ROAD). (9:16 AM)

Item C18 postponed until March 10, 1998.

C19. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER FRONT ESTATES - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 26.50 ACRES - SELMA HUGHES PARK ROAD).

C20. APPROVE A PUBLIC HEARING DATE OF MARCH 24, 1998 TO APPROVE THE VACATION OF A DRAINAGE EASEMENT ON LOT 8, PALEFACE PARK PHASE 1 SECTION B, A SUBDIVISION IN PRECINCT THREE.

C21. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE THE LAST 1126' OF PUBLIC RIGHT-OF-WAY OF OAK GROVE BOULEVARD, IN PRECINCT THREE. (9:51 AM) (12:22 PM)

Item C21 pulled from Consent for discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Joe Lonton, Project Coordinator, Costa Bella; Steve Manilla, Director of Engineering and Planning, TNR; Kim Brown, Attorney representing the property owner; and Randy Snyder, Resident in immediate area being discussed.

Motion by Commissioner Moore and **seconded by** Commissioner Sonleitner to approve the Order for the vacation of the right-of-way for the remainder of Oak Grove Boulevard as posted under Item C21 on the agenda.

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

CONSENT ITEMS CONTINUED

C22. APPROVE 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.

ADMINISTRATIVE ITEMS

6. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF ROW ON SELMA HUGHES PARK ROAD, A PUBLIC STREET MAINTAINED BY TRAVIS COUNTY IN PRECINCT TWO. (11:01 AM) (3:34 PM)

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

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the Order posted under Item 6.

Motion carried:	County Judge Bill Aleshire	-	yes
	Precinct 1, Commissioner Darwin McKee	-	absent
	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 6 is Consent Item C19. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: Item 6 was further discussed at 3:34 PM with a request by Commissioner McKee for the record to reflect a Corrected Vote. Judge Aleshire instructed that, with no objection, the Minutes would reflect Commissioner McKee voting yes for the referenced Item. The Commissioners' Court Record does reflect the Corrected Vote.

Motion carried:	County Judge Bill Aleshire	-	yes
	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

- 7. CONSIDER SELLING SURPLUS RIGHT-OF-WAY FROM PARMER LANE EAST, PHASE I: AUTHORIZE ADVERTISEMENT OF SAID SALE OF SURPLUS RIGHT-OF-WAY; AUTHORIZE TNR TO PAY EXPENSES OF SALE UNTIL REIMBURSED BY PURCHASER; AND APPOINT COMMISSIONER MCKEE AS COMMISSIONER OF SALE. (11:04 AM)

Item 7 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 8. APPROVE AMENDMENTS TO AGREEMENT WITH FIRST RIVER PLACE RESERVE, LTD., TO GRANT THE COUNTY A TEMPORARY CONSTRUCTION EASEMENT FOR THE PLACEMENT OF FILL MATERIAL FOR A COUNTY PROJECT. (11:07 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Steve Manilla, Director of Engineering and Planning, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to approve the amendments with the concern raised by Judge Aleshire that if they are going to use any of the County fill that they be charged for it (just part of the construction).

Motion carried:

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

Clerk's Note: Item 8 was further discussed at 3:34 PM with a request by Commissioner McKee for the record to reflect a Corrected Vote. Judge Aleshire instructed that, with no objection, the Minutes would reflect Commissioner McKee voting yes for the referenced Item. The Commissioners' Court Record does reflect the Corrected Vote.

Motion carried:

County Judge Bill Aleshire	-	yes
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. 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. (9:14 AM) (11:15 AM) (2:07 PM) (4:03 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; and Gordon Bowman, Assistant County Attorney.

Motion by Judge Aleshire and **seconded by** Commissioner Moore to ask staff to go back with a counter offer of \$17.30 per square foot. This is to be the total amount and the County’s cost should not exceed that amount.

Motion carried:

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

Item 9 to be reposted on March 17, 1998.

- 10. RECEIVE APPEAL, AND TAKE APPROPRIATE ACTION THEREAFTER, FROM OLMOS ABATEMENT, INC., FOR DENIAL OF PAYMENT REQUEST IN THE AMOUNT OF \$7,438.25, UNDER CONTRACT NO. 97C0220-MB; REQUEST FOR PAYMENT WAS FOR EMERGENCY CLEAN UP OF MASTIC REMOVAL SOLVENT WHICH LEAKED TO THE THIRD FLOOR OF THE STOKES BUILDING DURING ASBESTOS ABATEMENT PROCESS PERFORMED ON THE FOURTH FLOOR. (11:15 AM) (4:10 PM) (5:52 PM)

Judge Aleshire announced that Item 10 would be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Moore to deny the appeal from Olmos Abatement, Inc.

Motion carried:

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

- 11. APPROVE SOLE SOURCE EXEMPTION ORDER (SECTION 262.024, (a)(7) (A) FOR PROVISION OF ELECTIONS SOFTWARE AND HARDWARE AND APPROVE CONTRACT AWARD TO ELECTIONS SYSTEMS & SOFTWARE, INC., IN THE AMOUNT OF \$35,860.00. (9:14 AM) (10:14 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Chuck Belisle, Assistant Purchasing Agent, Purchasing.

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to approve Item 11 as stated.

Motion carried:

County Judge Bill Aleshire	-	yes
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

- 12. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JANUARY, 1998. (11:04 AM)

Item 12 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (11:17 AM) (3:34 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Karen Shafer Castro, Senior Budget Analyst, PBO.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the budget amendments except Item D1.

Motion carried:

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

ITEM 13 CONTINUED

Clerk's Note: Item 13 was further discussed at 3:34 PM with a request by Commissioner McKee for the record to reflect a Corrected Vote. Judge Aleshire instructed that, with no objection, the Minutes would reflect Commissioner McKee voting yes for the referenced Item. The Commissioners' Court Record does reflect the Corrected Vote.

Motion carried: County Judge Bill Aleshire - yes
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

THE FOLLOWING ITEM WAS ADDED:

A. GIVE STAFF DIRECTION ON THE PLACEMENT OF PERSONNEL AMENDMENTS AND BUDGET ADJUSTMENT FOR THE PURCHASING OFFICE ON THE COMMISSIONERS COURT AGENDA. (11:19 AM) (4:10 PM) (5:52 PM)

Judge Aleshire announced that Item 13.A would be considered in Executive Session.

Motion by Commissioner Moore and **seconded by** Judge Aleshire to direct staff to continue with regular procedures in accordance with the County Attorney's advice.

Withdrawal of the Second to the previous Motion was made by Judge Aleshire.

No action taken on Item 13.A.

Item 13.A to be reposted on March 10, 1998.

14. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:14 AM) (11:04 AM)

- A. APPROVE GRANT APPLICATION TO TEXAS OFFICE OF THE ATTORNEY GENERAL FOR VISITATION GRANT FOR JUVENILE COURT (DOMESTIC RELATIONS OFFICE). (9:14 AM)**

Item 14.A pulled from the agenda.

- B. APPROVE GRANT CONTRACT WITH TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE EMERGENCY NUTRITION/TEMPORARY EMERGENCY RELIEF PROGRAM (ENTERP) GRANT FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (11:04 AM)**

Item 14.B added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- C. APPROVE GRANT CONTRACT WITH TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM (CEAP) FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (11:04 AM)**

Item 14.C added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- D. APPROVE GRANT CONTRACT WITH THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION (TNRCC) FOR ROADSIDE SLOPE RESTORATION AT SOUTHWEST PARKWAY AND OASIS BLUFF (TNR DEPARTMENT). (9:14 AM) (11:03 AM)**

Item 14.D postponed until March 10, 1998.

15. A. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING PHASE 1 OF THE CENTRAL WAREHOUSE AND ELECTION DIVISION PROGRAM. (11:22 AM) (2:08 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Dana DeBeauvoir, Travis County Clerk; and Alicia Perez, Executive Manager, Administrative Operations.

Discussion Only.

Item 15.A to be reposted on March 17, 1998.

Clerk's Note: The Court clarified that advertising would begin on Sunday, March 22, 1998.

- (A.1) DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING INCLUDING THE ELECTION NIGHT OPERATIONS SPACE OF APPROXIMATELY 12,000 SQUARE FEET IN THE CENTRAL WAREHOUSE AND ELECTION DIVISION PROGRAM. (11:22 AM) (2:08 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Dana DeBeauvoir, Travis County Clerk; and Alicia Perez, Executive Manager, Administrative Operations.

Discussion Only.

Items 15.A.1 to be reposted on March 17, 1998.

- B. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE STAR FLIGHT HANGAR PROGRAM. (11:22 AM) (2:08 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; David Escamilla, First Assistant County Attorney; Patricia Goodman, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; and Karen Shafer Castro, Senior Budget Analyst, PBO.

Discussion Only.

Items 15.B to be reposted on March 17, 1998.

ITEM 15 CONTINUED

C. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE T.C.S.O. COMMAND CENTER PROGRAM. (11:22 AM) (2:08 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; David Escamilla, First Assistant County Attorney; Patricia Goodman, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; and Karen Shafer Castro, Senior Budget Analyst, PBO.

Discussion Only.

Items 15.C to be reposted on March 17, 1998.

D. DISCUSS, APPROVE AND GIVE STAFF DIRECTION ON THE PROCESS FOR PROCURING THE CENTRAL WAREHOUSE, THE STAR FLIGHT HANGAR AND TRAVIS COUNTY SHERIFF'S OFFICE COMMAND CENTER UNDER A LEASE AGREEMENT WITH AN OPTION TO PURCHASE. (11:22 AM) (2:08 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Elizabeth Conti, Planner, Facilities Management; David Escamilla, First Assistant County Attorney; Patricia Goodman, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor; Cyd Grimes, Travis County Purchasing Agent; and Karen Shafer Castro, Senior Budget Analyst, PBO.

Discussion Only.

Items 15.D to be reposted on March 17, 1998.

16. APPOINT MEMBERS OF THE ON-SITE SEWAGE FACILITY RULES ADVISORY COMMITTEE. (11:04 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: The Village of San Leanna appointee to the Committee is Fred Helmerichs, Environmental Commissioner on Village Council.

17. DISCUSS AND/OR APPROVE PHASE II OF THE HUMAN RESOURCES REORGANIZATION. (2:25 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Karen Shafer Castro, Senior Budget Analyst, PBO; and Daniel Mansour, Risk Manager, HRMD.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to consider this to be an approval of Phase One of Phase Two of the reorganization of the Human Resources Management Department. The Court would like to see cross training between the Lead Human Resources Analyst (Grade 17), the Human Resources Analyst (Grade 16), and the Senior Human Resources Analyst (Grade 20), even though there is a differential between the three individuals' job responsibilities. The Court would like to proceed with the renaming of the department related to the Manager of Staffing, Training and Employee Relations. The Manager of Compensation is now the Manager of Compensation and Benefits. The Insurance Specialist is off the table and will be brought back at a later point with other suggestions for other parts of the Phase Two reorganization.

Maker and Second accept the Friendly Amendment by Judge Aleshire to approve this subject to the approval of the reclassification of the Administrative Secretary to an Administrative Aide and subject to the approval of a job description for a Lead Human Resources Analyst.

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

Second accept the Friendly Amendment by Commissioner Sonleitner that there will still be cross training between the Lead Human Resources Analyst and the other two positions (Senior Human Resources Analyst and Human Resources Analyst) even though there may be a differentiation in the job descriptions, which the Court still needs to see.

Acceptance of the Friendly Amendment was made by Commissioner Gómez.

Motion carried:

County Judge Bill Aleshire	-	yes
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. DISCUSS AND/OR APPROVE FY'99 MARKET SALARY SURVEY METHODOLOGY. (3:16 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation Manager, HRMD; and Lynne Andrus, Senior Human Resources Analyst, HRMD.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Moore to approve the FY '99 Market Salary Survey Methodology with the change under Step 5, #2 (change the 60% to read 75% of primary job responsibilities). The Human Resources Management Department should proceed ahead in getting the criteria in this methodology to the affected departments (everybody) and to let them know early on what jobs will fall under review and which ones will not. This item should be reposted for March 17, 1998 as a fallback position based on the feedback received from the departments.

Motion carried:

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

19. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (2:12 PM) (2:20 PM)

- A. TNR – SETTLE (2:20 PM)
- B. CONSTABLE 5 – SETTLE (2:20 PM)
- C. GARY BIGLEY – DENY (2:20 PM)
- D. CURTIS BRASHER – DENY (2:20 PM)
- E. JOHN WARREN – DENY (2:20 PM)
- F. DESSAU CLAIMS – DENY (2:12 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD; and Luther Hendricks, Claimant in 19.F.

Discussion only on Item 19.F.

ITEM 19 CONTINUED

Item 19.F to be reposted on March 17, 1998. (Staff is to list all names of the claimants on the agenda and re-send notification to all the claimants).

Motion by Commissioner Sonleitner and **seconded by** Commissioner Moore to approve the property and liability claim recommendations, Items 19.A – E, as recommended by the Risk Manager.

Motion carried:

County Judge Bill Aleshire	-	yes
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 PERSONNEL AMENDMENTS. (3:43 PM)

Members of the Court heard from: Carlotta Valdez, Compensation Manager, HRMD; Kati Broderick, Manager, Criminal Justice Planning (CJP); Alicia Perez, Executive Manager, Administrative Operations; and Lynne Andrus, Senior Human Resources Analyst, HRMD.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to approve the personnel amendments as recommended by the Human Resources Management staff.

A Clarification was made of the previous Motion by Judge Aleshire that on the non-routine, the Substance Abuse Counseling and Assessment (SACA) Manager position changes from a 19 to a 20, effective March 1, 1998.

Motion carried:

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

21. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (11:04 PM)

Item 21 added to Consent Items. Please refer to Agenda Item 5 (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

- 22. DISCUSS ACQUISITION OF LAND FOR PRESERVE SYSTEM REQUIRED BY BALCONES CANYONLAND CONSERVATION PLAN (PERMIT #PRT-788841). ¹
(4:10 PM) (5:52 PM)

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

Members of the Court agreed to consider one Motion for Items 22, 25, 27,. 28, 30, 31, and A.1.

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

- 22. No action taken on Item 22.
- 25. Reject the offer for the tax sale on the property.
- 27. Name the Risk Manager, Daniel Mansour, to participate in mediation on the Court’s behalf.
- 28. Reject the Offer for Settlement.
- 30. Reject their offer but counter in the amount of \$10,000.00 and authorize the County Judge to sign the settlement papers if that counter offer is accepted.
- 31. Item 31 to be reposted on March 17, 1998.
- A.1. Make an offer to pay their expenses up to \$500.00 for Travis County.

Motion carried:

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

- 23. 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 AND ² (9:16 AM)

Item 23 postponed until March 17, 1998.

24. 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 (9:16 AM)

Item 24 postponed until March 17, 1998.

25. 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. (WILLIAMS).¹ (4:10 PM) (5:52 PM)

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

Members of the Court agreed to consider one Motion for Items 22, 25, 27, 28, 30, 31, and A.1. Please refer to Item 22 for a summary of the Court's action on this Motion.

26. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION (WORMSTADT: TX COMMISSION ON HUMAN RIGHTS NO. 31C960940). (DINWIDDIE).¹ AND³ (9:16 AM)

Item 26 postponed until March 17, 1998.

27. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN: CHARLES MORRISON V. TRAVIS COUNTY, TEXAS (MORRISON; GIESELMAN; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY).¹ (4:10 PM) (5:52 PM)

Judge Aleshire announced that Item 27 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22, 25, 27, 28, 30, 31, and A.1. Please refer to Item 22 for a summary of the Court's action on this Motion.

28. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN; VICTOR WALLS V. TRAVIS COUNTY AND TRAVIS COUNTY SHERIFF'S DEPARTMENT (WALLS; FRASIER; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY).¹ (4:10 PM) (5:52 PM)

Judge Aleshire announced that Item 28 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22, 25, 27,. 28, 30, 31, and A.1. Please refer to Item 22 for a summary of the Court's action on this Motion.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN; RAYMOND ZAWLOCKI V. TRAVIS COUNTY SHERIFF'S POSSE, INC., TERRY KEEL; SHERIFF OF TRAVIS COUNTY AND CLYDE RUSSELL, (ZAWLOCKI; FRASIER; TEXAS TORT CLAIMS ACT); PREMISES, AND PERSONAL INJURY).¹ (9:16 AM)

Item 29 postponed until March 17, 1998.

30. 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 (4:10 PM) (5:52 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22, 25, 27,. 28, 30, 31, and A.1. Please refer to Item 22 for a summary of the Court's action on this Motion.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN; JAMES WALTON V. TRAVIS COUNTY, AND ALLEN EVANS, P.A., (FRASIER; TEXAS TORT CLAIMS ACT; PREMISES, AND PERSONAL INJURY).¹ (4:10 PM) (5:52 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22, 25, 27, 28, 30, 31, and A.1. Please refer to Item 22 for a summary of the Court's action on this Motion.

THE FOLLOWING IS AN ADDENDUM:

- A.1 RECEIVE BRIEFING FROM COUNTY ATTORNEY; ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN GREGORIO MENDIETA, ET AL., V. CITY OF AUSTIN, ET AL., CAUSE NO. A-97-CA-192 ADA (FRASIER; CIVIL RIGHTS). (EXECUTIVE SESSION ALSO, PURSUANT TO GOVT. CODE ANN. SECTION 551.071).

Judge Aleshire announced that Item A.1 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 22, 25, 27, 28, 30, 31, and A.1. Please refer to Item 22 for a summary of the Court's action on this Motion.

ADJOURNMENT

Motion by Commissioner Sonleitner and **seconded by** Commissioner Moore to adjourn the Voting Session. (5:56 PM)

Motion carried:

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge