

MINUTES –JUNE 23, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 23rd day of June 1998, the Commissioners' Court convened the Voting Session at 9:08 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 11:42 AM and reconvened the Voting Session at 1:33 PM.

The Commissioners' Court retired to Executive Session at 1:34 PM and reconvened the Voting Session at 2:48 PM.

The Commissioners' Court adjourned the Voting Session at 3:00 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 3:01 PM and adjourned at 3:01 PM.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 3:02 PM and adjourned at 3:02 PM.

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

The Commissioners' Court record notes that Precinct Two Commissioner Karen Sonleitner was not present during this Voting Session.

RESOLUTIONS & HEARINGS

- 1. APPROVE RESOLUTION RECOGNIZING THE NATIONAL ACCREDITATION OF THE TRAVIS COUNTY JUVENILE COURT. (9:08 AM)

Members of the Court heard from: Estela Medina, Chief Probation Office, Juvenile Court; Rick Valadez, Director, Domestic Relations Office, and Accreditation Manager for the audit; Dobbs Rogers, Director of Administrative Services, Juvenile Court; Darrell Beatty, Director of Detention Services, Juvenile Court; Dale Penny Chapman, Director of Probation Services, Juvenile Court; Joe Chavez, Manager of Court Unit, Juvenile Court; Barbara Swift, Deputy Chief Juvenile Probation Officer, Juvenile Court; Bill King, Associate Judge, Juvenile Court; Claire Burnett, Director of Residential Services, Juvenile Court; Brian Snyder, Director of Court Services, Juvenile Court; Victoria Alvis, Intake Supervisor, Juvenile Court; Edwin Medearis, Manager of Residential Services, Juvenile Court; Laney Brooks, Nursing Supervisor, Juvenile Court; Marvin Chaney, Casework Manager for Deferred Prosecution Unit, Juvenile Court; Chad Worley, Shift Supervisor of Detention Services, Juvenile Court; Bob Barker, Detention Facility Manager, Juvenile Court; and Tomas Medina, Casework Manager for Residential Services, Juvenile Court.

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

Motion carried:

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

2. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO CANCEL ALLEYS ADJACENT TO LOTS 2-7, BLOCK 37 WEBBERVILLE SUBDIVISION IN PRECINCT ONE. (9:13 AM)

Motion by Commissioner McKee **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 | - | absent |
| 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 McKee **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 | - | absent |
| Precinct 3, Commissioner Margaret Moore | - | yes |
| Precinct 4, Commissioner Margaret J. Gómez | - | yes |

Clerk's Note: The action item for Item 2 is Consent Item C15. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

Members of the Court heard from: John Foreman, Host, Texas Best Seminars, and Producer, In Your Face Campaign; Wes Curtis, Texas Best Seminars; Isaac Trevino, Prevention Coordinator, Austin-Travis County Health and Human Services Department (HHSD); Hector Hernandez, Student, Del Valle High School; Margaret Zigger, Parent of three students attending school in the Del Valle Independent School District; Ellen Shane, Parent of two students attending school in the Del Valle Independent School District, and Substitute Teacher in the Del Valle Independent School District; Scott Horton, Private Citizen; Mike Tannehill, Principal, Conley High School, Pflugerville Independent School District; Tina Smotherman, Parent of student attending school in the Pflugerville Independent School District; Steve Lane, Private Citizen; Mike Hanson, Private Citizen; James Ritter, Private Citizen; Rusty Fields, Resident of Travis County and Parent of two high school sons; and Alex Jones, Private Citizen. (9:15 AM)

Clerk's Note: Commissioner McKee allowed discussion on Item 21.A during Citizen's Communication.

ADDITIONAL MOTION/VOTE

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to authorize Precinct One Commissioner Darwin McKee to sign all documents approved by the Court in today's Voting Session (June 23, 1998). (9:52 AM)

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

CONSENT ITEMS

- 3. Motion by** Commissioner Gómez **and seconded by** Commissioner Moore to approve the following Consent Items: 8, 9, 24, and C1 – C17, excluding C6, C8, C11.A and B, and C16. (9:53 AM)

Motion carried:

| | | |
|--|---|--------|
| County Judge Bill Aleshire | - | absent |
| Precinct 1, Commissioner Darwin McKee | - | yes |
| Precinct 2, Commissioner Karen Sonleitner | - | absent |
| 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 JUNE 9, 1998; AND SPECIAL VOTING SESSION OF JUNE 9, 1998 AT 6:00 P.M.
- C4. APPROVE BOND FOR RESERVE DEPUTY FOR CONSTABLE PRECINCT FIVE OFFICE FOR: YVONNE YBARRA MATHEWS.
- C5. REJECT BIDS RECEIVED FOR THE PROVISION OF VIDEO & AUDIOCASSETTES, IFB # 980079-RG.
- C6. APPROVE CONTRACT AWARD FOR PROVISION OF PROFESSIONAL IN-HOME SOCIAL SERVICES FOR JUVENILE OFFENDERS AND THEIR FAMILIES TO CAMELOT CARE CENTERS, INC., IN THE NOT TO EXCEED AMOUNT OF \$70,000.00. (9:53 AM)

Item C6 postponed until June 30, 1998.

- C7. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0263-JP, WITH GASTON & SHEEHAN AUCTIONEERS, INC., FOR AUCTIONEER SERVICES - SALVAGED VEHICLES; CONTRACT APPROVED ON JULY 8, 1997; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.

CONSENT ITEMS CONTINUED

C8. APPROVE CONTRACT AWARD FOR THE PROVISION OF INMATE CLOTHING AND PERSONAL SUNDRIES, IFB #B980078-LD TO THE LOW RESPONSIVE BIDDERS: A. LAFONT USA, INC.; ATD AMERICAN; BOB BARKER; ROBINSON TEXTILES; HAMILTON UNIFORMS; ICS; WALTER STEPHENS; ANCHORTEX; AMERCARE; AND HBD, IN AN ESTIMATED AMOUNT OF \$225,716.00.
(9:53 AM) (10:58 AM)

Item C8 pulled from Consent for discussion.

Members of the Court heard from: Chuck Belisle, Assistant Purchasing Agent for Commodities, Purchasing.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item C8 based upon the staff recommendation.

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

C9. APPROVE CONTRACT AWARD FOR DRUG TEST KITS, IFB# B980086-OJ, ITEMS 1 THROUGH 3, (FOR JUVENILE COURT), TO THE LOW, QUALIFIED BIDDER, MERIT MEDICAL ASSOCIATES; APPROVE ITEM 4 (FOR SHERIFF'S OFFICE) TO THE LOW, QUALIFIED BIDDER, ASCHEM LABORATORIES, AND REJECT ITEMS 5 THROUGH 9 (FOR SHERIFF'S OFFICE).

C10. APPROVE CONTRACT AWARD FOR THE PROVISION OF THERMAL INSULATED TRAYS, IFB #B980087-LD TO THE LOWEST RESPONSIVE BIDDER, PASCO BROKERAGE, INC., OF PLANO, TX. IN THE AMOUNT OF \$17,772.80.

CONSENT ITEMS CONTINUED

C11. A. APPROVE LICENSE AGREEMENT WITH ESTATES OF LEWIS MOUNTAIN PROPERTY OWNERS ASSOCIATION, INC., FOR LANDSCAPING AND IRRIGATION IN THE RIGHT-OF-WAY OF YOUNG LANE IN ESTATES OF LEWIS MOUNTAIN, IN PRECINCT THREE. (9:53 AM) (1:33 PM)

Item C11.A pulled from Consent.

Members of the Court agreed to consider one Motion for Items C11.A and B, and C16.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Items C11.A and B, and C16.

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

B. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN ESTATES OF LEWIS MOUNTAIN, A SUBDIVISION IN PRECINCT THREE. (9:53 AM) (1:33 PM)

Item C11.B pulled from Consent.

Members of the Court agreed to consider one Motion for Items C11.A and B, and C16. Please refer to Item C11.A for a summary of the Court’s action on this Motion.

C12. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN LONG CANYON III-A, A SUBDIVISION IN PRECINCT TWO.

C13. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: THE PARK AT GRAND AVENUE SECTION ONE - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 2.296 ACRES - ROYSTON LANE - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE WINDERMERE UTILITY COMPANY.

CONSENT ITEMS CONTINUED

- C14. APPROVE A PUBLIC HEARING DATE OF JULY 14, 1998 TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 10' PUBLIC UTILITY EASEMENT ON LOT 1, SPRING WILLOW, SECTION 3, A SUBDIVISION IN PRECINCT TWO.
- C15. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO CANCEL ALLEYS ADJACENT TO LOTS 2-7, BLOCK 37 WEBBERVILLE SUBDIVISION IN PRECINCT ONE.
- C16. **ADDED ITEM:** - APPROVE RESOLUTION HONORING BILL ODEMS ON HIS RETIREMENT AFTER TWENTY-SEVEN (27) YEARS WITH TRAVIS COUNTY. (9:53 PM) (1:33 PM)

Item C16 pulled from Consent.

Members of the Court agreed to consider one Motion for Items C11.A and B, and C16. Please refer to Item C11.A for a summary of the Court’s action on this Motion.

- C17. **ADDED ITEM** - APPOINT ROB BROWN TO THE TRAVIS COUNTY CITIZENS BOND PROJECT ACCOUNTABILITY COMMITTEE; HE WILL REPLACE PCT. 2 APPOINTEE TERRY GEBBIA.

COUNTY POLICIES AND PROCEDURES

- 4. AMEND TRAVIS COUNTY CODE TO APPROVE REQUIREMENTS AS STATED IN CHAPTER 775.082 OF THE HEALTH AND SAFETY CODE, EMERGENCY SERVICES DISTRICTS. (9:55 AM)

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

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 4.

Motion carried:

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

ADMINISTRATIVE ITEMS

5. AUTHORIZE NEGOTIATION AND EXECUTION OF A CONTRACT BETWEEN DAUGHTERS OF CHARITY HEALTH SERVICES OF AUSTIN, CITY OF AUSTIN, TRAVIS COUNTY, AND TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION FOR THE PROVISION OF HEALTH CARE SERVICES TO ENROLLEES IN THE TRAVIS COUNTY AND CITY OF AUSTIN MEDICAL ASSISTANCE PROGRAMS FOR A PERIOD OF ONE (1) YEAR BEGINNING JULY 1, 1998 THROUGH JUNE 30, 1999, WITH 4 TWELVE (12) MONTH RENEWAL OPTIONS. (9:57 AM)

Item 5 postponed until June 30, 1998.

6. APPROVE OR DISAPPROVE A REQUEST FOR VARIANCE FROM TRAVIS COUNTY RULES FOR ON-SITE PRIVATE SEWAGE FACILITIES FOR THE FOLLOWING: (9:57 AM)
- A. WESTON INVESTMENTS, TO ALLOW INSTALLATION OF A DRAINFIELD WITHIN 5 FEET FROM THE HOUSE FOUNDATION AT 7501 SOUTHGATE LANE. (9:57 AM)
 - B. MELANIE ADLER, TO ALLOW INSTALLATION OF THE PROPOSED DRAINFIELD WITHIN 5 FEET FROM THE SIDE AND FRONT PROPERTY LINES, TO LOCATE LOW PRESSURE DOSED TRENCHES 5 FEET FROM THE HOUSE FOUNDATION, AND TO LOCATE LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF LESS THAN 4 FEET, BUT AT LEAST 1 FOOT FROM FRACTURED ROCK AT 311 WESTWOOD TERRACE. (9:57 AM)
 - C. DANA COPP, TO ALLOW THE INSTALLATION OF LOW PRESSURE DOSED TRENCHES WITHIN 60 FEET OF A SHARP SLOPE OR BREAK AT 8204 MALISCH COURT. (9:57 AM)
 - D. JACK AND NIKA LASTOR, TO ALLOW THE INSTALLATION OF LOW PRESSURE DOSED TRENCHES WITH LESS THAN 4 FEET OF SOIL BELOW THE TRENCH BOTTOM WITH SECONDARY TREATMENT AND DISINFECTION AT 9916 OLIVER DRIVE. (9:57 AM)

ITEM 6 CONTINUED

- E.** JOHNNIE STEWART, TO ALLOW THE INSTALLATION OF LOW PRESSURE DOSED TRENCHES WITH LESS THAN 4 FEET OF SOIL BELOW THE TRENCH BOTTOM AND LESS THAN 60 FEET FROM A SHARP SLOPE OR BREAK WITH SECONDARY TREATMENT AND DISINFECTION AT 9400 PRINCE CE WILLIAM. (9:57 AM)
- F.** JOHN DIPANGRAZIO, TO INSTALL LOW PRESSURE DOSED TRENCHES WITH LESS THAN 4 FEET, BUT A 1-FOOT SEPARATION FROM A RESTRICTIVE HORIZON AT 7504 LOASA COVE. (9:57 AM)
- G.** GARY NUSBAUM - 3401 WINDY HARBOR DRIVE - TO ALLOW A HOUSE ADDITION FOUNDATION TO BE PLACED UP TO FIVE FEET FROM AN EXISTING SEWAGE FACILITY DRAINFIELD. (9:57 AM) (9:59 AM)

Members of the Court heard from: Ray Knatzu, Field Supervisor, Austin-Travis County HHSD; Irvin Konrod, Field Supervisor, Austin-Travis County HHSD; Matt Phelps, Engineer, Austin-Travis County Health and Human Services Department; Roy A. Green, Engineer, GECO Engineering and Design; Gary Nusbaum, (requestor on 6.G); and Kate Kelley, Assistant County Attorney.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Items 6.A, B, C, D, E, F, and G.

Motion carried:

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

- 7.** RECEIVE AND DISCUSS THE SECOND REVENUE ESTIMATE FOR THE FY 1999 BUDGET PROCESS. (10:04 AM)

Members of the Court heard from: Blain Keith, Director of Financial Services, Travis County Auditor’s Office.

Discussion Only.

8. APPROVE REVISION OF THE FEE STRUCTURE FOR PARTICIPATION IN THE BALCONES CONSERVATION PLAN (BCP), AS PER THE ACTIONS OF THE BCP COORDINATING COMMITTEE TAKEN AT ITS JUNE 2, 1998 MEETING.
(9:53 AM)

Item 8 added to Consent. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

9. APPROVE THE PRICE OF THE 1998 GIS INVENTORY CD-ROM FOR \$25.00.
(9:53 AM)

Item 9 added to Consent. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

10. A. APPROVE A LEASE BETWEEN HARRY M. WHITTINGTON D/B/A TRAVIS PROPERTIES AND TRAVIS COUNTY, TEXAS FOR THE LEASE SPACE FOR TRAVIS COUNTY, COUNTY ATTORNEY'S, 911, EMS AND TRANSPORTATION NATURAL RESOURCES TO BE LOCATED AT 207 W. 9TH STREET AND FOR THE LEASE SPACE FOR TRAVIS COUNTY IVD MASTER COURT, CES INTAKE, AND DRUG DIVERSION COURT TO BE LOCATED AT 205 W. 9TH STREET. (10:18 AM)

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

Discussion Only.

Item 10.A to be reposted on June 30, 1998.

- B. CONSIDER AND TAKE NECESSARY ACTION TO PROVIDE LEASE SPACE FOR LEGAL AID TO BE LOCATED AT 2201 POST ROAD BY APPROVING THE LEASE AGREEMENT OR CONTRACT AMENDMENT, OR BY DIRECTING STAFF CONCERNING THE PROPOSAL. (10:20 AM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management.

Discussion Only.

Item 10.B to be reposted on June 30, 1998.

ITEM 10 CONTINUED

C. APPROVE LEASE FOR SPACE FOR TRAVIS COUNTY COUNSELING EDUCATION SERVICES AND EXEMPT LEASE AGREEMENT FROM COMPETITION. (10:20 AM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management.

Discussion Only.

Item 10.C to be reposted on June 30, 1998.

11. A. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 930290, H.T.E., INC., EXTENDING CONTRACT DELIVERY DATES/ IMPLEMENTATION SCHEDULE; CONTRACT APPROVED ON JANUARY 10, 1990. (10:20 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Kevin Bailey, Director, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; and Frank Curcio, Director, Information and Telecommunications Systems (ITS).

Members of the Court agreed to consider one Motion for Items 11.A and B.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to approve Items 11.A and B.

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

B. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. M950015, HTE MAINTENANCE CONTRACT IN THE AMOUNT OF \$16,074.50. (10:20 AM)

Members of the Court heard from: Frank Curcio, Director, ITS.

Members of the Court agreed to consider one Motion for Items 11.A and B. Please refer to Item 11.A for a summary of the Court’s action on this Motion.

- 12. APPROVE REALLOCATION OF CAPITOL RESERVE FUNDS FOR A COMMUNICATION LINK BETWEEN THE CITY OF AUSTIN POLICE DEPARTMENT AND TRAVIS COUNTY SHERIFF'S OFFICE. (10:30 AM)

Members of the Court heard from: Margo Frasier, Travis County Sheriff; Tommy Blackwell, Director of Information Services, Travis County Sheriff's Office (TCSO); Shoshanna Lansberg, Budget Analyst, Planning and Budget Office (PBO); and Leroy Nellis, Budget Manager, PBO.

Clerk's Note: Items 12 and 21.A are associated with one another and were called for concurrent discussion.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 12 as stated.

Motion carried:

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

- 13. APPROVE AGREEMENT AMONG FM PROPERTIES, INC., THE NATURE CONSERVANCY OF TEXAS, AND TRAVIS COUNTY FOR THE IMPLEMENTATION OF SAFETY IMPROVEMENTS ON TRAVIS COOK ROAD. (11:00 AM) (2:52 PM)

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

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve the agreement and to authorize Commissioner McKee to sign the executed original agreement upon receipt from the Nature Conservancy of Texas.

Motion carried:

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

14. APPROVE SALE BY COMMISSIONER OF SALE KAREN SONLEITNER FOR A PORTION OF OLD PFENNING LANE RIGHT-OF-WAY IN PRECINCT TWO. (11:00 AM)

Item 14 postponed until June 30, 1998.

15. **REVISED:** - APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: RESUBDIVISION OF LOT 3, GRAEF ROAD ESTATES - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 10.01 ACRES - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY. (11:00 AM)

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

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 15 as stated.

Motion carried:

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

16. APPROVE CONTRACT AWARDS FOR PROFESSIONAL CONTRACT STAFF PATHOLOGIST AND OUT-OF-COUNTY AUTOPSY SERVICES, TO DOCTORS DANA, CINA, AND FROST; NOT TO EXCEED A CUMULATIVE TOTAL OF \$12,000 FOR FISCAL YEAR '98 FOR CONTRACT STAFF PATHOLOGIST SERVICES, AND \$300 FOR EACH OUT-OF-COUNTY AUTOPSY PERFORMED AT THE REQUEST OF THE MEDICAL EXAMINER. (10:09 AM) (1:34 PM) (2:48 PM)

Members of the Court heard from: Sharon Gilman, Assistant Purchasing Agent for Professional Services, Purchasing; Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD); and Roberto Bayardo, Travis County Medical Examiner.

Discussion Only.

Commissioner McKee announced that Item 16 would be considered in Executive Session.

Item 16 to be reposted on June 30, 1998.

17. APPROVE STATE CATALOG PURCHASE OF IBM AS/400 COMPUTER SYSTEM UPGRADE FOR INFORMATION AND TELECOMMUNICATIONS SYSTEMS. (11:02 AM)

Members of the Court heard from: Chuck Belisle, Assistant Purchasing Agent for Commodities, Purchasing.

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

Motion carried:

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

18. APPROVE CONTRACT AWARD FOR CABLING INSTALLATION SERVICES, TIME AND MATERIAL, IFB #980094-BS. (11:04 AM)

Members of the Court heard from: Chuck Belisle, Assistant Purchasing Agent for Commodities, Purchasing.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 18 based on staff recommendation.

Motion carried:

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

19. DISCUSS AND APPROVE AWARD OF SITE GRADING, UTILITIES, SITE ELECTRICAL AND FENCING CONTRACTS BASED ON BIDS RECEIVED FROM THE LOW QUALIFIED BIDDERS IN RESPONSE TO IFB NO. B980708-MB, DEL VALLE CORRECTIONAL COMPLEX PROJECT, RELEASE 1. (11:06 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; and Mike Barrow, Construction Project Manager, Fluor Daniel.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to go forward and award the contracts under Item 19, knowing that Travis County has some time before they would normally issue the Notice to Proceed in the regular course of business, and allow everyone to work diligently to get the Site Development Permit in place right away.

Motion carried:

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

20. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (11:24 AM)

Members of the Court heard from: Karen Shafer Castro, Senior Budget Analyst, PBO; and Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS).

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve the budget amendments and transfers as recommended by staff.

Motion carried:

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

21. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:15 AM – Citizen’s Communication) (10:30 AM) (10:48 AM)

A. APPROVE GRANT APPLICATION FROM U.S. DEPARTMENT OF JUSTICE - COPS UNIVERSAL HIRING PROGRAM FOR SHERIFF'S OFFICE. (9:15 AM – Citizen’s Communication) (10:30 AM)

Members of the Court heard from: Margo Frasier, Travis County Sheriff; Shoshanna Lansberg, Budget Analyst, PBO; Mike Hemby, Research/Planning, TCSO; and Leroy Nellis, Budget Manager, PBO.

Clerk’s Note: Items 12 and 21.A are associated with one another and were called for concurrent discussion.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 21.A.

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

B. APPROVE GRANT APPLICATION FROM CRIMINAL JUSTICE DEPARTMENT (ADDITIONAL PAPERWORK FOR THE VOCA ‘99 GRANT APPLICATION, PREVIOUSLY APPROVED ON 12/9/97) FOR SHERIFF'S OFFICE. (10:48 AM)

Members of the Court heard from: Mike Hemby, Research/Planning, TCSO; and Shoshanna Lansberg, Budget Analyst.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 21.B as stated.

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

ITEM 21 CONTINUED

C. APPROVE GRANT CONTRACT FROM CRIMINAL JUSTICE DIVISION OF GOVERNOR’S OFFICE FOR VIOLENCE AGAINST WOMEN ACT FORMULA GRANT FOR SHERIFF’S OFFICE. (10:48 AM)

Members of the Court heard from: Shoshanna Lansberg, Budget Analyst, PBO; Margo Frasier, Travis County Sheriff; Mike Hemby, Research/Planning, TCSO; and Leroy Nellis, Budget Manager, PBO.

Discussion Only.

Item 21.C to be reposted on June 30, 1998.

22. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (11:28 AM)

A. EVELYN CASTRUITA – SETTLE

B. PEGGY WILLIAMS – DENY

C. SOUTHWESTERN BELL – DENY

D. CYNTHIA SUSTAITA – DENY

E. TNR - SETTLE

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD.

Motion by Commissioner Moore and seconded by Commissioner Gómez to approve the property and liability claims as recommended by the Risk Manager.

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

23. APPROVE PERSONNEL AMENDMENTS. (11:33 AM)

Members of the Court heard from: Carlotta Valdez, Compensation and Benefits Manager, HRMD; Lynne Andrus, Senior Human Resources Analyst, HRMD; Norman McRee, Lead Human Resources Analyst, HRMD; and Vikki Skinner, Director of Administration, Travis County District Attorney's Office.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve the personnel amendments and the proposed process for restructuring the Legal Secretary and Paralegal jobs.

Motion carried:

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

24. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:53 AM)

Item 24 added to Consent. Please refer to Agenda Item 3 (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

- 25. APPROVE, REJECT, OR COUNTER COUNTER-OFFER FROM RUBERT CEDER, ET AL, FOR AC ACQUISITION OF TEMPORARY CONSTRUCTION AREA IN CONNECTION WITH OLD MANOR ROAD BRIDGE (NO. 111) PROJECT. ¹
(1:34 PM) (2:49 PM)

Commissioner McKee announced that Item 25 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 25, 26 and 27.

Motion by Commissioner McKee and seconded by Commissioner Moore to approve the following Items as summarized below:

- 25. Accept the offer presented to Travis County.
- 26. Accept the offer of \$65,000.
- 27. Accept the offer of \$65,000.

Motion carried:

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

- 26. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 3-U017, PARCEL NO. 18, MICHAEL A. SLOAN, AND TRAVIS COUNTY, TEXAS. ¹ (1:34 PM) (2:49 PM)

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

Members of the Court agreed to consider one Motion for Items 25, 26 and 27. Please refer to Item 25 for a summary of the Court's action on this Motion.

- 27. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 3-U017, PARCEL NO. 17, LAWRENCE RAY SEWARD, AND TRAVIS COUNTY, TEXAS. ¹
(1:34 PM) (2:49 PM)

Commissioner McKee announced that Item 27 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 25, 26 and 27. Please refer to Item 25 for a summary of the Court’s action on this Motion.

- 28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT NO. 4-005, PARCEL NO. 1, SHANNON L. AND RUTH MADISON AND TRAVIS COUNTY, TEXAS; (GIESELMAN; CONDEMNATION). ¹ (1:34 PM) (2:49 PM)

Commissioner McKee announced that Item 28 would be considered in Executive Session.

Motion by Commissioner McKee and seconded by Commissioner Gómez to reject the offer and proceed to condemnation on Scenic Loop Road.

Motion carried:

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

- 29. A. APPROVE A PRELIMINARY PLAN IN PRECINCT FOUR: PETERSON TRACT PRELIMINARY PLAN (SHORTFORM – 3 LOTS – 14.023 ACRES OLD LOCKHART ROAD – COA ETJ – SEWER SERVICE TO BE PROVIDED BY CITY OF AUSTIN WASTEWATER).¹ (1:34 PM) (2:49 PM)
- B. APPROVE VARIANCE TO SECTION 82.401 (a) (1) TO ALLOW SUBDIVISION DEVELOPER RATHER THAN OWNER TO POST FISCAL SECURITY FOR 151 ACRE TRACT SUBDIVISION IN PRECINCT FOUR.¹ (1:34 PM) (2:49 PM)
- C. APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: 151 ACRE TRACT SUBDIVISION. (SHORTFORM – FISCAL WITH TRAVIS COUNTY – 1 LOT – 137.342 ACRES – SLAUGHTER LANE – COA ETJ – SEWER SERVICE PROVIDED BY CITY OF AUSTIN WASTEWATER). (1:34 PM) (2:49 PM)
- D. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 4-003, PARCEL NO 9, HARRY PETERSON, AND TRAVIS COUNTY, TEXAS. (GIESELMAN; CONDEMNATION). (1:34 PM) (2:49 PM)

Commissioner McKee announced that Item 29 would be considered in Executive Session.

Motion by Commissioner McKee **and seconded by** Commissioner Gómez to approve the preliminary plan, the variance to section 82.401, and the plat for recording as outlined in Item 29.A, B, and C, contingent upon receiving the documentation of the settlement offer that the Court is accepting by this Motion.

Motion carried:

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

- 30. RECEIVE BRIEFING AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN LORENZO LEWIS V. LAURA DAVENPORT, ET. AL. (FRASIER; SECTION 1983; EXCESSIVE FORCE). ¹ (2:48 PM)

Item 30 postponed until June 30, 1998.

- 31. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN GALVAN, ABRAHAM V. TERRY KEEL, ET AL, CAUSE NO. A-96-CA-353-JN (FRASIER; CIVIL RIGHTS). ¹ (2:48 PM)

Item 31 pulled from the agenda.

- 32. **ADDED ITEM:** - RECEIVE LEGAL BRIEFING REGARDING WATER QUALITY ZONES AND THE COUNTY'S SUBDIVISION PLAT APPROVAL PROCESS. ¹ (1:34 PM) (2:50 PM)

Commissioner McKee announced that Item 32 would be considered in Executive Session.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to authorize the County Attorney’s Office and the Transportation and Natural Resources Department to work with the office of the City Attorney and other city departments to try to address the issues raised by a letter that the Court received from (Austin) Mayor Watson regarding water quality zones.

Motion carried:

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

A Clarification was made of the previous Motion and Vote by Commissioner Moore and Commissioner McKee that the authorization does include drafting a letter of response.

- 33. **ADDED ITEM:** - RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; CASE NUMBER 96-50100 AND USDC NUMBER A-94-CA-561-SC, AND TAKE APPROPRIATE ACTION. ¹ (1:34 PM) (2:51 PM)

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

Motion by Commissioner McKee **and seconded by** Commissioner Gómez to appoint Precinct Two Commissioner Karen Sonleitner to represent the Commissioners' Court in a teleconference regarding Item 33.

Motion carried:

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

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1 APPROVE EXTENSION OF DISASTER DECLARATION BANNING OUTDOOR BURNING IN UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:16 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, TNR; and Richard Gaston, Travis County Fire Marshall.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve the extension.

Motion carried:

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

Item A.1 to be reposted on June 30, 1998.

- A.2 DISCUSS CLAIM FROM THE INTERNAL REVENUE SERVICE FOR PAYMENT OF DELINQUENT PAYROLL TAXES FROM THE TRAVIS COUNTY COUNSELING CENTER, AND TAKE APPROPRIATE ACTION. (2:51 PM) (2:52 PM)

Item A.2 postponed until June 30, 1998.

ADJOURNMENT

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to adjourn the Voting Session. (3:00 PM)

Motion carried: County Judge Bill Aleshire - absent
Precinct 1, Commissioner Darwin McKee - yes
Precinct 2, Commissioner Karen Sonleitner - absent
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