

**MINUTES – JULY 28, 1998  
AND  
(RECONVENED) -- JULY 29, 1998**

**TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 28<sup>th</sup> day of July 1998, the Commissioners' Court convened the Voting Session at 9:18 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:25 PM and reconvened the Voting Session at 1:57 PM.

The Commissioners' Court recessed the Voting Session at 1:57 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the TCHFC Voting Session at 2:00 PM.

The Commissioners' Court reconvened the Voting Session at 2:00 PM.

The Commissioners' Court retired to Executive Session at 2:58 PM and reconvened the Voting Session at 4:08 PM.

The Commissioners' Court recessed the Voting Session until 1:30 PM Wednesday, July 29, 1998 at 4:14 PM.

The Commissioners' Court reconvened the recessed Voting Session of July 28, 1998 on Wednesday, July 29, 1998 at 1:42 PM.

The Commissioners' Court retired to Executive Session at 1:42 PM and reconvened the Voting Session at 2:04 PM.

The Commissioners' Court adjourned the Voting Session at 2:05 PM.

**Clerk's Note:** The Commissioners' Court record notes that Precinct 3 Commissioner Margaret Moore and Precinct 4 Commissioner Margaret Gómez were not present during this Voting Session.

**RESOLUTIONS & HEARINGS**

- 1. INTRODUCTION OF TENLEY ALDREDGE TO COMMISSIONERS' COURT.  
(9:20 AM)

**Members of the Court heard from:** Jim Collins Executive Assistant County Attorney; Tenley Aldredge, Assistant County Attorney; and Toya Haley, Assistant County Attorney.

- 2. INTRODUCTION OF TOYA HALEY TO COMMISSIONERS' COURT. (9:20 AM)

**Members of the Court heard from:** Jim Collins Executive Assistant County Attorney; Tenley Aldredge, Assistant County Attorney; and Toya Haley, Assistant County Attorney.

**Clerk's Note:** Items 1 and 2 are associated with one another and were discussed concurrently.

- 3. APPROVE RESOLUTION HONORING FRANK CURCIO'S RETIREMENT FOLLOWING TEN (10) YEARS OF SERVICE TO TRAVIS COUNTY. (9:23AM)

**Members of the Court heard from:** Frank Curcio, Director, Information and Telecommunications Systems (ITS); Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Alicia Perez, Executive Manager, Administrative Operations; and Susan Spataro, Travis County Auditor.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 3.

**Motion carried:**

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

**CITIZENS' COMMUNICATION**

**Members of the Court heard from:** Precinct 1 Commissioner Karen Sonleitner welcomed Boy Scout Troop 511; Ira Caulkins, Director, Inter-Governmental Research Center; Kenneth Snyder, Resident of 4406 Northridge; John Foreman, TX Best Seminars, Producer, In Your Face Campaign; and Robert Kurtz, Private Citizen. (9:31 AM)

**CONSENT ITEMS**

4. **Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the following Consent Items: 14, 16, 21, 26, A.1, and C.1-C.9. (9:48 AM)

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

- 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 OF VOTING SESSION OF JULY 14, 1998, AND PLANNING & BUDGET VOTING SESSION OF JULY 15, 1998.
- C4. RECEIVE AUDIT REPORTS FROM TRAVIS COUNTY EMERGENCY SERVICES DISTRICTS TWO AND FOUR.
- C5. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.
  - A. APPROVE GRANT APPLICATION FOR LOCAL LAW ENFORCEMENT BLOCK GRANT FOR SHERIFF'S OFFICE.
  - B. APPROVE GRANT CONTRACT FOR RSVP SENIORS AND VOLUNTEERS FOR CHILDREN IMMUNIZATION GRANT FOR HEALTH AND HUMAN SERVICES.
- C6. APPROVE STATE CATALOG PURCHASE OF EQUIPMENT AND INSTALLATION TO UPGRADE NORTEL 21E TO 51C SWITCH AT PALM SQUARE FACILITY FROM SOUTHWESTERN BELL IN THE AMOUNT OF \$52,493.74.
- C7. APPROVE CONTRACT AWARD FOR PROVISION OF MAINTENANCE ON MICROFILM EQUIPMENT, IFB #B-980097-BS, TO THE LOW QUALIFIED BIDDER, ADR MICROFILM, INC., IN THE ESTIMATED AMOUNT OF \$28,236.00.

**CONSENT ITEMS CONTINUED**

- C8. APPROVE PURCHASE OF COMPUTERS FROM THE DEPARTMENT OF INFORMATION RESOURCES IN AN AMOUNT NOT-TO-EXCEED \$88,457.04.
- C9. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: HAIL SUBDIVISION – (SHORTFORM. – NO FISCAL REQUIRED – 1 LOT – 58.077 ACRES – FM 1826 – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).

**COUNTY POLICIES AND PROCEDURES**

- 5. DISCUSS, APPROVE OR DENY AN EXCEPTION TO TRAVIS COUNTY POLICIES, PROCEDURES AND REGULATIONS MANUAL CHAPTER 66 – WEAPONS ON COUNTY PROPERTY POLICY, TO ALLOW FOR THE AUCTION OF SEVERAL ABANDONED HANDGUNS ON BEHALF OF THE STATE COMPTROLLER’S OFFICE AT THE TRAVIS COUNTY EXPO CENTER. (9:51 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Jackie Schroeder, State Comptroller’s Office.

**Motion by** Commissioner McKee **and seconded by** Commissioner Sonleitner to approve the exception contingent upon the County Attorney adding language as stated from the dais regarding the handling of guns on the premises, and recognizing that this is an exception for that specific period of time for the possession of firearms at the Expo Center.

**A Clarification was made of the previous Motion by** Judge Aleshire that the weapons would be heat-sealed in plastic.

**Motion carried:**

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

**ADMINISTRATIVE ITEMS**

6. REVIEW AND APPROVE CITY OF AUSTIN ISSUANCE OF 9-1-1 RDMT REGIONAL COMPUTER AIDED DISPATCH RFP. (9:56 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, JPS; Teresa Reel, Manager, Emergency and Wireless Communications, JPS; Margo Frasier, Travis County Sheriff; and Tommy Blackwell, Director of Information Services, Travis County Sheriff's Office (TCSO).

**Motion by Commissioner McKee and seconded by Commissioner Sonleitner to approve Item 6.**

**Motion carried:**

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

- 7. A. ADOPT ORDER OF APPOINTMENT OF TRAVIS COUNTY PRECINCT ELECTION JUDGES AND ALTERNATE PRECINCT ELECTION JUDGES FOR A ONE-YEAR TERM OR A TWO-YEAR TERM. (10:05 AM)
- B. DISCUSS PROCEDURES FOR DETERMINING ELIGIBILITY OF PROSPECTIVE ELECTION JUDGES AND ALTERNATE ELECTION JUDGES.

Discussion Only

- C. CONSIDER ADDITIONAL ELIGIBILITY REQUIREMENTS FOR PROSPECTIVE ELECTION JUDGES AND ALTERNATE ELECTION JUDGES, PROPOSED BY THE COUNTY CLERK.

Discussion Only

- D. AUTHORIZE CRIMINAL BACKGROUND CHECKS, PROPOSED BY THE COUNTY CLERK, ON PROSPECTIVE ELECTION JUDGES AND ALTERNATE ELECTION JUDGES.
- E. APPOINT CENTRAL COUNTING STATION JUDGE, MANAGER, AND TABULATION SUPERVISOR.

**Clerk’s Note:** Items 7.A, B, C, D, and E are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Tamara Armstrong, Assistant County Attorney; Caroline Webster, Elections Specialist; and Dana DeBeauvoir, Travis County Clerk.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 7.A, adopting one-year terms with Attachments A and B; and 7.E, appointing Central Counting Station Judge, Manager, and Tabulation Supervisor as previously enumerated by Judge Aleshire, with Attachment A

**Motion carried:**

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

8. APPROVE OR DISAPPROVE A REQUEST FOR VARIANCE FROM TRAVIS COUNTY RULES FOR ON-SITE PRIVATE SEWAGE FACILITIES FOR THE FOLLOWING:

A. RICHARD COONS, JR., ALLOWING LPD TRENCHES TO BE INSTALLED IN 18.0 INCHES OF SUITABLE SOIL, SETBACK TO A ROCK OUTCROPPING STRATA OF 25.0 FEET, AND INSTALLATION OF THE SYSTEM WITH A 100-FOOT SETBACK TO A PRIVATE WATER WELL LOCATED ON THE SAME PROPERTY AT 4220 SCENIC HILLS DRIVE, LOT 1, FLINT ROCK HILLS. (10:22 AM)

Item 8.A to be reposted on August 4, 1998.

B. VANTAGE POINT HOMES, INC., ALLOWING INSTALLATION OF THE LPD TRENCHES WITH LESS THAN 4.0 FEET, BUT MORE THAN 1.0 FOOT, TO A RESTRICTIVE, FRACTURED ROCK, SOIL HORIZON AT 9209 PRINCE WILLIAM, LOT 24, WESTMINSTER GLEN ESTATES, PHASE I. (10:22 AM)

**Members of the Court heard from:** Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County Health and Human Services Department (HHSD); and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the variance under Item 8.B.

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

**ITEM 8 CONTINUED**

C. SAMIR SARKIS, TO LOCATE LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF LESS THAN ONE (1) FOOT TO THE FRACTURED ROCK; TO ALLOW THE INSTALLATION OF THE PROPOSED DRAIN FIELD WITHIN FIVE (5) FEET OF THE BACK PROPERTY LINE; AND TO ALLOW THE INSTALLATION OF THE PROPOSED WASTEWATER DRAIN FIELD TWENTY-FIVE (25) FEET FROM A GRADE BREAK AT 9001 SOUTH IH-35, LOT 1, BLOCK A, U-HAUL CENTER OF SLAUGHTER SUBDIVISION. (10:28 AM)

**Members of the Court heard from:** Jim Fulton, Associate Private Sewage Facilities Engineer, Austin-Travis County HHSD; Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Discussion Only

**Item Failed** for lack of a Motion.

D. WILLIAM LARRY BATES, TO ALLOW THE INSTALLATION OF THE CONVENTIONAL TRENCHES WITH LESS THAN 4.0 BUT MORE THAN 2.0 FEET OF SUITABLE SOIL AT 20608 LIVE OAK, LOT 17, SHADY MOUNTAIN SUBDIVISION. (10:54 AM)

**Members of the Court heard from:** Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Joe Wells, Engineer for William Larry Bates.

**Motion** by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the variance under Item 8.D.

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



**ITEM 8 CONTINUED**

- E. HILMA KATHRYNE ELLISON, TO LOCATE LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF LESS THAN ONE FOOT TO FRACTURED ROCK, AT 4820 R.O. DRIVE, LOT 7, MAJESTIC HILLS RANCHETTES. (11:01 AM)

**Members of the Court heard from:** Jim Fulton, Associate Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Ellison, Ellison Environmental Engineering, Inc.

**Item Failed** for lack of a Motion.

- 9.
  - A. APPROVE OPTION TO REROUTE THE PROPOSED OUTFALL PIPE INTO THE TXDOT RIGHT-OF-WAY ALONG FM 973 AND OBTAIN THE NECESSARY PERMIT FROM TXDOT ON THE DEL VALLE WATER QUALITY PROJECT. (EXECUTIVE SESSION PURSUANT TO 551.072) (11:09 AM)
  - B. APPROVE PROPOSED DESIGN UPGRADES TO INCORPORATE SAFEGUARDS FOR THE DEL VALLE WATER QUALITY PROJECT TO AID IN THE PREVENTION OF POSSIBLE LONG TERM ENVIRONMENTAL CONCERNS.
  - C. DIRECT STAFF TO NEGOTIATE A CONTRACT MODIFICATION TO ALLOW ESPEY HUSTON TO PERFORM DESIGN AND ENGINEERING SERVICES FOR THE PROPOSED REROUTE OPTION AND DESIGN UPGRADES OF THE OUTFALL PIPE AT THE DEL VALLE WATER QUALITY PROJECT.
  - D. APPROVE A PROJECT BUDGET INCREASE FOR DESIGN CHANGES AND ASSOCIATED CONSTRUCTION INCREASES IN THE AMOUNT OF \$487,930.00 FOR THE DEL VALLE WATER QUALITY PROJECT.

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; Duke Altman, Principal, Espey Huston; Carol Bowman, Water Quality Project Manager; and John Moody, Project Manager, Espey Huston.

**Clerk's Note:** Items 9.A, B, C, and D are associated with one another and were called for concurrent discussion.

Item 9 to be reposted on August 4, 1998.

- 10. PROVIDE STAFF DIRECTION REGARDING THE RESPONSE TO THE AMERICAN EUROCOPTER REQUEST TO ALLOW AN EARLY RELEASE OF THE BELL 412SP HELICOPTER TO AMERICAN EUROCOPTER: (9:48 AM)

Item 10 pulled from Agenda.

- 11. APPROVE PROPOSAL TO USE CONFINEES FROM THE COMMUNITY JUSTICE CENTER TO PERFORM LITTER PICKUP, BRUSH CLEARING, AND OTHER ACTIVITIES FOR TRAVIS COUNTY. (12:16 PM)

**Members of the Court heard from:** J.D. Williams, Warden, Community Justice Center (CJC); Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR), David Balagia, Major, Travis County Sheriff's Office (TCSO); and Kenneth Williams, Assistant Warden, CJC.

**Motion by** Commissioner McKee **and seconded by** Commissioner Sonleitner to approve Item 11, with the CJC working with TNR to coordinate the availability of vehicles from other departments to transport workers, these vehicles being turned over to CJC for a limited period of time for use on these projects.

**Motion carried:**

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

- 12. DISCUSS, APPROVE AND/OR GIVE DIRECTION ON CONTRACT AWARD FOR THE MULTI-YEAR ANNUAL FACILITIES INSPECTION SUMMARY (AIS) PROJECT (RFS #S-9880043-JG). (2:00 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; and A.J. Jalifi, Mechanical Engineer, Facilities Management.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the contract with Diversified Intelligence, LLC, making note that there is a funding out clause in the contract.

**Motion carried:**

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

- 13. A. DISCUSS, APPROVE, AND/OR GIVE DIRECTION REGARDING THE AWARD OF CONSTRUCTION CONTRACT (CONTRACT NO. 980712-JG) FOR COURTHOUSE EXTERIOR REHABILITATION AT 1000 GUADALUPE. (2:07 PM)
- B. DISCUSS, APPROVE AND/OR GIVE DIRECTION REGARDING ENROLLMENT OF THE CONTRACTOR FOR THE COURTHOUSE EXTERIOR PROJECT IN THE COUNTY’S ROLLING OWNER CONTROLLED INSURANCE PROGRAM (ROCIP).

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Leslie Strickland, Project Manager, Facilities Management Facilities Planner; Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO); and Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD).

**Clerk’s Note:** Items 13.A and B are associated with one another and were called for concurrent discussion.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the Base Bid and Alternate 7, as noted in the backup material, and award the contract to Mid-Continental Restoration. Included in the Motion is that Mid-Continental Restoration be enrolled in the County’s ROCIP.

**Motion carried:**

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

- 14. APPROVE EXTENSION OF DISASTER DECLARATION BANNING OUTDOOR BURNING IN UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:48 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 15. APPROVE SALE BY COMMISSIONER OF SALE KAREN SONLEITNER FOR A PORTION OF OLD PFENNING LANE RIGHT-OF-WAY IN PRECINCT TWO. (9:48 AM)

Item 15 pulled from the Agenda.

- 16.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOTS 25 AND 26, BLOCK A, PALEFACE RANCH SECTION 2B – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 2.89 ACRES – LIKENESS ROAD – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY). (9:48 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17.** **A.** APPROVE PRELIMINARY PLAN IN PRECINCT ONE: GREGG MANOR ROAD BUSINESS PARK – (FISCAL POSTED WITH THE CITY OF AUSTIN – 15 LOTS – 35.261 ACRES – GREGG MANOR ROAD – WASTEWATER SERVICE TO BE PROVIDED FOR BY ON-SITE SEWAGE SERVICE). (9:18 AM)
- B.** APPROVE PLAT FOR RECORDING IN PRECINCT ONE: GREGG MANOR ROAD BUSINESS PARK – (FISCAL POSTED WITH THE CITY OF AUSTIN – 15 LOTS -35.261 ACRES – GREGG MANOR ROAD – WASTEWATER SERVICE TO BE PROVIDED FOR BY ON-SITE SEWAGE SERVICE).

Items 17.A and B pulled from the Agenda.

- 18.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE HOWARD LANE RECONSTRUCTION PROJECT, IFB #980723-JJ, TO THE LOW QUALIFIED BIDDER. (9:19 AM) (2:28 PM)

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

Item 18 postponed until August 4, 1998.

19. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION ON CONTRACT AWARD FOR TESTING AND REPAIR OF THE TRAVIS COUNTY ADMINISTRATION BUILDING COOLING TOWER (IFB #B-980095-MG). (2:28 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; and A.J. Jalifi, Mechanical Engineer, Facilities Management.

**Motion by** Commissioner McKee **and seconded by** Commissioner Sonleitner to award the contract to the lowest and best bidder, Porter Co.

**Motion carried:**

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

20. APPROVE CONTRACT(S) OR CONTRACT AMENDMENT(S) FOR PROFESSIONAL ENGINEERING AND ENVIRONMENTAL SERVICES FOR DUE DILIGENCE IN CONNECTION WITH RFP #P-980062-SG, CENTRAL WAREHOUSE, STARFLIGHT HANGAR, AND SHERIFF'S OFFICE COMMAND CENTER EAST SITES. (9:19 AM) (2:33 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Belinda Poppa, Project Manager, Facilities Planning in Facilities Management.

Item 18 to be reposted on August 4, 1998.

21. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JUNE, 1998. (9:48 AM)

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

22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:36 PM)

**Members of the Court heard from:** Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Mark McCray, Budget Analyst, PBO; and Leroy Nellis, Budget Manager, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 22, noting the change in Amendment A.8, from \$185,000.00 to \$254,801.00.

**Motion carried:**

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

23. APPROVE PERSONNEL AMENDMENTS. (2:40 PM)

**Members of the Court heard from:** Alan Miller, PBO; Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; Carlotta Valdez, Compensation and Benefits Manager, HRMD; Norman McRee, Lead Personnel Analyst, HRMD; and Brad Powell, Assistant Director, ITS.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 23, noting that the increases on the HHS slot 155 would be handled internally for this budget year, and that the Court will reclassify and unfreeze Slot 18 in ITS.

**Motion carried:**

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

24. MAKE APPOINTMENTS TO THE TRAVIS COUNTY HOUSING AUTHORITY BOARD OF DIRECTORS. (9:18 AM)

Item 24 pulled from the Agenda.

- 25.** DISCUSS CLAIM FROM THE INTERNAL REVENUE SERVICE FOR PAYMENT OF DELINQUENT PAYROLL TAXES FROM THE TRAVIS COUNTY COUNSELING CENTER, AND TAKE APPROPRIATE ACTION. (2:55 PM)

Discussion Only.

Item 25 to be reposted on August 4, 1998.

- 26.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:45 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 4 (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

- 27.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN DREW VS. SCOTT, CAUSE NO. A-97-CA-284-JN (DREW; SCOTT; EVICTION).<sup>1</sup> (2:56 PM) (4:08 PM)

**Clerk's Note:** Judge Aleshire congratulated the County Attorney's Office on the successful conclusion of Items 27, 28, 32, 33, and 34.

- 28.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN WHITE VS. RODRIGUEZ-MENDOZA, CAUSE NO. A-97-CA-555-JN, (WHITE; RODRIGUEZ-MENDOZA; CIVIL RIGHTS)<sup>1</sup> (2:56 PM) (4:08 PM)

**Clerk's Note:** Judge Aleshire congratulated the County Attorney's Office on the successful conclusion of Items 27, 28, 32, 33, and 34.

- 29.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: JACK LESLIE WENDT V. TRAVIS COUNTY, TEXAS, ET AL; (WENDT; RUST; TEXAS WHISTLEBLOWER'S ACT).<sup>1</sup> (1:57 PM) (4:08 PM)

Item 29 to be reposted on August 4, 1998.

- 30.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT OR APPEAL SPECIAL COMMISSIONERS' AWARD ON PARCEL NO. 1 AND 1A, DAVID K. GIBBS (PROPOSED CHIMNEY OAKS SUBDIVISION), AND TRAVIS COUNTY, TEXAS; (GIESELMAN; CONDEMNATION)<sup>1</sup> (1:57 PM) (4:08 PM)

Item 30 to be reposted on August 4, 1998.



31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 2-019, PARCEL NO. 14, JOHN C. FISH AND DANA H. FISH, AND TRAVIS COUNTY, TEXAS; (FISH, GIESELMAN; CONDEMNATION).<sup>1</sup> (2:56 PM) (4:08 PM) (1:42 PM - July 29, 1998) (2:04 PM - July 29, 1998)

Tuesday, July 28, 1998:

**Motion by Judge Aleshire and seconded by Commissioner Sonleitner** to reject the settlement offer.

**Motion carried:**

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

Wednesday, July 29, 1998:

**Motion by Commissioner Sonleitner and seconded by Commissioner McKee** to accept the counter offer of \$180,000.00 with a full release of any other claims related to the Dessau North project for Travis County.

**Motion carried:**

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

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN GREGORIO MENDIETA, ET AL., VS. CITY OF AUSTIN, ET AL, CAUSE NO. A-97-CA-192 ADA MENDIETA; FRASIER; CIVIL RIGHTS/EXCESSIVE FORCE).<sup>1</sup> (2:56 PM) (4:08 PM)

**Clerk's Note:** Judge Aleshire congratulated the County Attorney's Office on the successful conclusion of Items 27, 28, 32, 33, and 34.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN HUTSON V. TRAVIS COUNTY, CAUSE NO. A-96-CA-572 SS (HUTSON; TRAVIS COUNTY; CIVIL RIGHTS). <sup>1</sup> (2:56 PM) (4:08 PM)

**Clerk's Note:** Judge Aleshire congratulated the County Attorney's Office on the successful conclusion of Items 27, 28, 32, 33, and 34.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN LYNCH VS. BILL ALESHIRE AND MARGO FRASIER, CAUSE NO. A-97-CA-641-SS (LYNCH; ALESHIRE; CIVIL RIGHTS). <sup>1</sup> (2:56 PM) (4:08 PM)

**Clerk's Note:** Judge Aleshire congratulated the County Attorney's Office on the successful conclusion of Items 27, 28, 32, 33, and 34.

35. **ADDED ITEM:** APPROVE PERFORMANCE-BASED PAY FOR ELIGIBLE EXECUTIVE MANAGERS. <sup>3</sup> (2:56 PM) (4:09 PM)

Judge Aleshire announced that Item 35 would be considered in Executive Session.

**Motion by Judge Aleshire and seconded by Commissioner Sonleitner** that the Commissioners' Court express its appreciation to Dinah Dinwiddie, Executive Manager, JPS, in the performance she has given the Court in her position, and approved a performance-based pay increase of 4%, effective April 1, 1998, and to give further direction to PBO and HRMD to prepare the appropriate PAF and budget amendment if necessary, and that Judge Aleshire be authorized to sign the PAF if necessary.

**Motion carried:**

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

- 36. ADDED ITEM: RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CONSTRUCTION ENCROACHMENT INTO MARY QUINLAN PARK AND TAKE APPROPRIATE ACTION.** <sup>1</sup> (2:56 PM) (4:08 PM) (1:42 PM - July 29, 1998) (2:04 PM - July 29, 1998)

Judge Aleshire announced that Item 36 would be considered in Executive Session.

Tuesday, July 28, 1998:

**Motion by Judge Aleshire and seconded by Commissioner Sonleitner** to direct Staff to take all necessary administrative actions to prevent the unauthorized construction on County property and to indicate for the record that the Travis County Commissioners' Court does not consider there to have been permission for construction on Mary Quinlan Park by the private party and that the Court requests the assistance of the County Attorney's Office in supporting that stance.

**Motion carried:**

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

Wednesday, July 29, 1998:

Item 36 to be reposted on August 4, 1998.

**THE FOLLOWING ITEMS ARE ADDENDA:**

- A.1 APPROVE AMENDMENT TO INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR DEVELOPMENT OF HOWARD LANE PROJECT TO PROVIDE FOR CITY ADMINISTRATION OF WILDFLOWER PHASING AGREEMENT.**  
(9:19 AM) (9:48 AM)

Item A.1 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- A.2 REVIEW THE THIRD REVENUE ESTIMATE FOR THE FY 1999 BUDGET PROCESS.** (9:50 AM)

Item A.2 postponed.

**ADDENDA CONTINUED**

**A.3 GIVE STAFF DIRECTION CONCERNING LEGALITY OF CHARGING FEES FOR BUILDING PERMITS ASSOCIATED WITH THE FLOODPLAIN MANAGEMENT REGULATIONS. (9:50 AM) (2:56 PM) (4:10 PM)**

Judge Aleshire announced that Item A.3 would be considered in Executive Session.

**Motion by Judge Aleshire and seconded by Commissioner McKee** to direct Staff to cease to collect those fees and to request the County Attorney’s Office to work with PBO and the County Auditor’s Office to determine whether there is fee revenue that can be released and made available for budgeting.

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

**RECESS**

**Motion by Commissioner Sonleitner and seconded by Commissioner McKee** to recess the Voting Session until 1:30 PM Wednesday, July 29, 1998. (4:14 PM)

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

**ADJOURNMENT**

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to adjourn the Voting Session. (2:05 PM – July 29, 1998)

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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**