

## MINUTES – AUGUST 11, 1998

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 11<sup>th</sup> day of August, 1998, the Commissioners' Court convened the Voting Session at 9: 17 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 12:06 PM and reconvened the Voting Session at 1:54 PM.

The Commissioners' Court retired to Executive Session at 3:02 PM and reconvened the Voting Session at 4:09 PM.

The Commissioners' Court adjourned the Voting Session at 4:13 PM.

The Commissioners' Court, meeting as the Board of Directors of the Travis County Health Facilities Development Corporation (TCHFDC), convened the Corporation's Voting Session at 4:13 PM and adjourned the Voting Session at 4:13 PM.

### RESOLUTIONS AND HEARINGS

1. APPROVE RESOLUTION REGARDING THE TOBACCO LITIGATION SETTLEMENT. (9:23 AM)

**Motion by Judge Aleshire and seconded by Commissioner Gómez** to approve Item 1.

**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

**CITIZENS' COMMUNICATION**

**Members of the Court heard from:** Kenneth Snyder, Resident of Northridge subdivision; Bob Barstow, Developer, Windy Point Park; Ed Ferrone, Private Citizen; Ira Caulkins, Director, Inter-Governmental Research Center; Alex Jones, Private Citizen; John Foreman, TX Best Seminars, Producer, In Your Face Campaign; Mike Hansen, Private Citizen; Mrs. Sary, Private Citizen; Kirk Becker, Private Citizen; Brian Hale, Private Citizen; Shirley Atkins, Private Citizen; Steve Lane, Private Citizen; John Schraeder, Private Citizen; and Rusty Fields, Travis County Resident, Member of Common Sense. (9:26 AM)

**CONSENT ITEMS**

**2. Motion by Commissioner Gómez and seconded by Commissioner Sonleitner** to approve the following Consent Items: 9, 14, 15, 16, 20 (excluding budget Items A.2 & A.7), 21, 22, 24, 26, A.1, and C1-C13. (11:40 AM)

<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	-	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 SESSIONS OF JULY 28 (& RECONVENED MEETING OF JULY 29, 1998); VOTING SESSION OF JULY 29, 1998, AND JULY 30, 1998.**

**CONSENT ITEMS CONTINUED**

- C4.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.
- A.** APPROVE GRANT APPLICATION FOR STATE CRIMINAL ALIEN ASSISTANCE PROGRAM FOR SHERIFF'S OFFICE.
- B.** APPROVE GRANT APPLICATION FOR ARTS PROGRAM FOR JUVENILE OFFENDERS IN DETENTION & CORRECTIONS FOR JUVENILE COURT. (9:21 AM)

**Clerk's Note:** The Commissioners' Court authorized Precinct 2 Commissioner Karen Sonleitner to sign this grant application in Judge Aleshire's absence.

- C.** APPROVE GRANT APPLICATION TO TEXAS DEPT. ON AGING FOR RSVP PROGRAM FOR HEALTH AND HUMAN SERVICES DEPT.
- D.** APPROVE GRANT APPLICATION FOR ACCESS & VISITATION GRANT FOR JUVENILE COURT.
- C5.** APPROVE EXERCISE OF OPTION AND AMENDMENT OF EMPLOYEE BENEFITS CONTRACT WITH BLUE CROSS BLUE SHIELD OF TEXAS.
- C6.** APPROVE CONTRACT MODIFICATION NO. 4 TO CONTRACT NO. 95-T0227-CG, AUS-TEX CONCESSION, INC., EXPOSITION CENTER CONCESSION OPERATIONS; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION TO THE CONTRACT.
- C7.** APPROVE CONTRACT AWARDS FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE 1998 SIDEWALK IMPROVEMENTS PROJECT (MERRILLTOWN DRIVE; WELLSPORT DRIVE; WINDERMERE DRIVE AND MCNEIL DRIVE), IFB #B-980714-JJ, TO THE LOW, QUALIFIED BIDDERS, TEXAS HIGH SIERRA CORP., IN THE ESTIMATED AMOUNT OF \$12,240.00 AND MUNIZ CONCRETE & CONTRACTING IN THE ESTIMATED AMOUNT OF \$52,685.20.
- C8.** APPROVE A CASH SECURITY AGREEMENT WITH SOUTHWEST TRAVIS COUNTY, LTD., IN THE AMOUNT OF \$13,000.00 FOR LAKE POINTE SECTION 3, PHASE 3, A SUBDIVISION IN PRECINCT THREE.
- C9.** APPROVE A CASH SECURITY AGREEMENT PROVIDING FULL FISCAL FOR THE RESUBDIVISION OF LOT 10, LAKE TRAVIS #7, A SUBDIVISION IN PRECINCT TWO. (9:23 AM)

**Clerk's Note:** Item C.9 is associated with Item 16.

**CONSENT ITEMS CONTINUED**

- C10.** APPROVE CONTRACT AWARD FOR THE PROVISION OF COURT REPORTING SERVICES, TO KAREN FOSTER AND ASSOCIATES IN THE NOT-TO-EXCEED AMOUNT OF \$30,000.00; LIZ BURROSS IN THE NOT-TO-EXCEED AMOUNT OF \$45,000.00; BAKER COURT REPORTING, INC., IN THE NOT-TO-EXCEED AMOUNT OF \$30,000.00; AND CHAPMAN COURT REPORTING SERVICE IN THE NOT-TO-EXCEED AMOUNT OF \$80,000.00.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98-T0009-RG, CITY STAMP & SEAL COMPANY, RUBBER STAMPS; CONTRACT APPROVED ON 10/21/97; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.
- C12.** APPROVE A PUBLIC HEARING DATE OF AUGUST 18, 1998 TO APPROVE A TEMPORARY ROAD CLOSURE OF NEW SWEDEN CHURCH ROAD BETWEEN LAND AND MANDA CARLSON ROAD FOR THE PURPOSE OF ROADWAY AND BRIDGE IMPROVEMENTS IN PRECINCT ONE, TRAVIS COUNTY CONTRACT NO. 970703.
- C13.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER PLACE SECTION 22 – (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 54 LOTS – 48.623 ACRES – RIVER PLACE BLVD. – WASTEWATER SERVICE TO BE PROVIDED FOR BY RIVER PLACE MUD).

**ADMINISTRATIVE ITEMS**

- 3. APPROVE THE PROVISIONS OF THE LICENSE AGREEMENT WITH JEFF PARNELL, OWNER OF THE TEXAS TERMINATORS, FOR USE OF THE TRAVIS COUNTY EXPOSITION CENTER AND AUTHORIZE STAFF TO COMPLETE NEGOTIATIONS. (10:27 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; John Emmons, Executive Director, Travis County Exposition and Heritage Center; John Hille, Assistant County Attorney; and Jeff Parnell, Owner, Texas Terminators.

**Motion by** Commissioner McKee **and seconded by** Commissioner Moore to approve the license agreement as recommended by Staff.

**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

- 4. APPROVE CONTRACT WITH KPMG IN THE AMOUNT OF \$375,000.00 TO RESEARCH AND CREATE FINE AND FEE TABLE FOR INTEGRATED JUSTICE SYSTEM. (9:17 AM)

Item 4 postponed until August 18, 1998.

5. DISCUSS AND GIVE STAFF DIRECTION REGARDING THE ORGANIZATION AND DIRECTION FOR THE ON-SITE SEWAGE FACILITIES (OSSF) PERMITTING PROGRAM. (10:34 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (HHSD) and Veterans’ Services; Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Mary Etta Gerhardt, Assistant County Attorney; and Alan Miller, Budget Analyst, Planning and Budget Office (PBO).

**Motion by** Commissioner Moore **and seconded by** Commissioner Sonleitner to direct Staff to prepare a transition plan for a move to TNR and plan to report back to the Court, addressing all of the issues that have been raised, and any others which may come up, with a view towards treating employees fairly, maintaining and improving customer service, and looking for a long-term net result that produces the efficiencies which have been identified.

**Maker accept the Friendly Amendment by** Commissioner Sonleitner that the Court make it clear that while the overall authority and administration may rest with Travis County and the Commissioners’ Court, there may be technique and a menu of options as to how the plan is implemented. There may be a partnership with the LCRA, or some situations where the Court may want to contract out with a third party, but the ultimate authority will rest with the Commissioners’ Court.

**Acceptance of the Friendly Amendment was made by** Commissioner Moore.

**A Clarification was made of the previous Motion by** Judge Aleshire that in terms of time frame, it may be wise to see one interim report back from Staff, and that certainly by the time the Court is ready to adopt its rules, probably mid- to late September, the Court should have an idea of what the transition plan will look like.

**A Clarification was made of the previous Motion by** Commissioner Sonleitner that PBO needs to be brought in to any kind of discussions which have to do with figuring out costs and cost recovery through the fee process; and that when appropriate issues are raised, Facilities needs to be brought in to the discussions as well. The Capital Area Builders Association has offered assistance, and free advice from them or anyone else who cares to offer it will be accepted.

**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

- 6. A. APPROVE COUNSELING AND EDUCATION SERVICES' (CES) RECOMMENDATIONS FOR FY 1999 CRIME VICTIMS FUND. (10:16 AM)
- B. APPROVE CHANGE IN FUNDING CYCLE FROM FISCAL TO CALENDAR YEAR.

**Members of the Court heard from:** Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES); Efrain Davila, Manager, Educational Services Division, TCCES; Bari Rosenbluth, Director, School-Based Services, Safeplace; Don Cox, President, For the Love of Christy; Wendy Andreades, Assoc. Director of Children's Services, Austin-Travis County Mental Health and Mental Retardation Center; Chris Donnelly, Executive Director, Dispute Resolution Center; Brian Snyder, Travis County Juvenile Court; Carol Blackwell, Victims' Services, Travis County Sheriff's Office (TCSO); and Michael Cummings, Coordinator, Travis County Community Resource Coordination Group.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to direct TCCES to work with the County Attorney's Office to prepare the contracts for all of these agencies which would reflect the recommendations from CES in terms of the disbursement of the 1999 Crime Victims' Fund; and that those contracts also reflect a change in the funding cycle from a fiscal to a calendar year; and that those contracts, at least for the first year, reflect disbursements in three payments, noting that, subsequently, there would be two payments yearly, six months apart. The Court also expressed its sincere thanks to CES and all of the wonderful agencies which are doing a tremendous job in the community.

**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. APPROVE REAL ESTATE PURCHASE AND RELATED DOCUMENTS CONCERNING STARFLIGHT HANGAR, WAREHOUSE, AND SHERIFF'S EAST COMMAND CENTER PROJECTS. (11:34 AM) (11:42 AM) (3:02 PM) (4:09 PM)

**Members of the Court heard from:** Mike Hansen, Texans for Freedom, Freedom Report; Steve Lane, Freedom Report; Rusty Fields, Member, Common Sense; and David Escamilla, First Assistant County Attorney.

Judge Aleshire announced that Item 7 would be discussed in Executive Session.

**Motion by** Judge Aleshire **and seconded by** Commissioner Sonleitner approve a letter of intent to purchase property.

**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

Item 7 to be reposted on August 18, 1998.



8. APPROVE OR DISAPPROVE A REQUEST FOR VARIANCE FROM THE TRAVIS COUNTY RULES FOR ON-SITE PRIVATE SEWAGE FACILITIES FOR THE FOLLOWING: (1:54 PM)

**A. REVISED WORDING:** JOHN DAVIS CUSTOM HOMES, INC., TO ALLOW THE INSTALLATION OF THE PROPOSED WASTEWATER DRAINFIELD WITH A MINIMUM OF TWO (2) FEET OF SOIL BELOW THE DRAINFIELD BEFORE FRACTURED ROCK IS ENCOUNTERED AND REDUCING THE SETBACK FROM A ROCK OUTCROPPING FROM SIXTY (60) FEET TO TWENTY-FIVE (25) FEET; THE CONDITIONS OF THIS VARIANCE WILL INCLUDE CONSTRUCTION IN COMPLIANCE WITH THE APPROVED DESIGN, **AT 9206 PRINCE WILLIAM, LOT 169, WESTMINSTER GLEN SUBDIVISION.**

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 8.

**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. APPROVE CONTRACT FOR THE PROVISION OF DURABLE MEDICAL EQUIPMENT, SUPPLIES AND MEDICAL SERVICES, IFB #B-980110-OJ, TO THE SOLE, QUALIFIED BIDDER, APRIA HEALTHCARE GROUP. A JOINT IFB BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY. (11:40 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 10. APPROVE CONTRACT AWARD FOR SEPTIC SYSTEM INSTALLATIONS, IFB # B-980105-JP, TO THE LOW, QUALIFIED BIDDERS, DALE COOK BACKHOE SERVICE AND VINCENT SULLIVAN IN THE ESTIMATED AMOUNT OF \$31,601.00 (10:55 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; and Alfredo Carrasco, Housing Services Manager, Austin-Travis County HHSD.

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

**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

- 11. **A. REVISED WORDING:** APPROVE A CONTRACT MODIFICATION TO ALLOW ESPEY HUSTON TO PERFORM DESIGN AND ENGINEERING SERVICES FOR THE OUTFALL PIPE AT THE DEL VALLE WATER QUALITY PROJECT. (2:12 PM)
- B.** APPROVE A PROJECT BUDGET INCREASE FOR DESIGN CHANGES AND ASSOCIATED CONSTRUCTION INCREASES FOR THE DEL VALLE WATER QUALITY PROJECT.

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Carol Bowman, Water Quality Project Manager, Facilities Management; and Marvin Brice, Construction Procurement Manager, Purchasing.

**Clerk's Note:** Items 11.A and B are associated with one another and were called for concurrent discussion.

Discussion only.

Items 11.A and B to be reposted on August 18, 1998.

- 12. APPROVE THE CALL DOWN OF VARIOUS FISCAL POSTINGS FOR THE BOUNDARY STREET IMPROVEMENTS TO BRATTON LANE AND HOWARD LANE SO THAT THEY MAY BE DEPOSITED IN THE 1997 BOND PROJECT FUND ACCOUNTS. (2:19 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the call down for the fiscals posted on Attachment A which have not already been called down, for the boundary street improvements for Bratton Lane and Howard Lane, and to get that information to the Auditor’s Office for certification purposes.

**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

- 13. APPROVE CONTRACT MODIFICATION WITH JOSE I. GUERRA, INC., FOR FINAL DESIGN SERVICES OF MOORE’S CROSSING BRIDGE. (2:22 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Cyd Grimes, Travis County Purchasing Agent; John Hille, Assistant County Attorney; Steve Manilla, Director of Engineering and Planning, TNR; and Gordon Bowman, Assistant County Attorney.

Discussion only.

Item 13 to be reposted on August 18, 1998.

- 14. AUTHORIZE TRANSFER OF FUNDS FOR CONSTRUCTION OF A COMPOSTING TOILET AT HAMILTON POOL PRESERVE, TO BE USED INSTEAD TO CONSTRUCT A COMPOSTING TOILET AT WEBBERVILLE PARK. (11:40 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

15. APPROVE A PARTIAL CANCELLATION AND RECORDING OF THE RESUBDIVISION IN PRECINCT THREE – RESUBDIVISION OF LOT 24, BLOCK ONE, SECTION 8, THE RANCH PUD SECTION 4-11 (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 1.45 ACRES – COUNTRYSIDE DRIVE – OUTSIDE ETJ – WASTEWATER HANDLED BY LAKESIDE UTILITIES). (11:40 AM)

Item 15 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

16. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: THE RESUBDIVISION OF LOT 10, LAKE TRAVIS SUBDIVISION NO. 7 – (SHORTFORM – BOUNDARY STREET FISCAL POSTED WITH TRAVIS COUNTY – 2 LOTS – 4.12 ACRES – LIME CREEK ROAD – WASTEWATER SERVICE TO BE PROVIDED FOR BY ON-SITE SEWAGE SERVICE. (9:23 AM) (11:40 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

17. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: ROCKCLIFF BEND SUBDIVISION – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 2.771 ACRES – ROCKCLIFF ROAD – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).(9:19 AM)

Item 17 postponed until August 18, 1998.

18. APPROVE SALE BY COMMISSIONER OF SALE KAREN SONLEITNER FOR A PORTION OF OLD PFENNING LANE RIGHT-OF-WAY IN PRECINCT TWO. (9:19 AM)

Item 18 pulled from the Agenda.

19. RECEIVE AND DISCUSS THE THIRD REVENUE ESTIMATE FOR THE FY 1999 BUDGET PROCESS. (2:27 PM)

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; Blain Keith, Director of Financial Services, Travis County Auditor's Office; Dusty Knight, Travis County Tax Department; Leroy Nellis, Budget Manager, PBO; and Carolyn Damron, Senior Financial Analyst, Travis County Auditor's Office.

Discussion Only.

- 20. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:17 AM) (9:23 AM) (11:40 AM)**

Budget Items A.2 and A.7 of Agenda Item 20 pulled from the Agenda.

Item 20 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21. REVIEW AND APPROVE TUITION REFUNDS FOR EMPLOYEES WHO HAVE COMPLETED CLASSES IN ACCORDANCE WITH THE TUITION REIMBURSEMENT POLICY 10.021; APPROVE REQUISITION AND AUTHORIZE THE COUNTY AUDITOR AND TREASURER'S OFFICE TO REIMBURSE EMPLOYEES AS LISTED. SEE ATTACHED. (11:40 AM)**

Item 21 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 22. APPROVE PERSONNEL AMENDMENTS. (11:40 AM)**

Item 22 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23. APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (9:20 AM)**

**A. FACILITIES MANAGEMENT – SETTLE.**

Item 23.A pulled from the Agenda.

- 24. APPROVE EXTENSION OF DISASTER DECLARATION BANNING OUTDOOR BURNING IN UNINCORPORATED AREAS OF TRAVIS COUNTY. (11:40 AM)**

Item 24 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25.** DISCUSS CLAIM FROM THE INTERNAL REVENUE SERVICE FOR PAYMENT OF DELINQUENT PAYROLL TAXES, AND TAKE APPROPRIATE ACTION. (3:02 PM)

Item 25 postponed until August 18, 1998.

- 26.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (11:40 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 2 (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.** APPROVE TRAVIS COUNTY PURCHASE AGREEMENT WITH TINA TROCHTALANCASTER FOR THE FUTURE EXTENSION OF FRATE BARKER ROAD IN PRECINCT THREE. <sup>1</sup> (3:02 PM) (4:09 PM)

Item 27 postponed until August 18, 1998.

- 28.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN; GARY CUTLER V. TRAVIS COUNTY CIVIL SERVICE COMMISSION FOR SHERIFF'S OFFICE EMPLOYEES, CHAIRPERSON ALLISON B. WETZEL, COMMISSIONER VELVA PRICE AND COMMISSIONER COLON E. JORDAN, IN THEIR OFFICIAL CAPACITIES AS COMMISSIONERS OF THE TRAVIS COUNTY CIVIL SERVICE COMMISSION, AND SHERIFF MARGO L. FRASIER; (CUTLER; FRASIER; CIVIL SERVICE EMPLOYMENT ISSUES). <sup>1</sup> (3:02 PM) (4:09 PM)

**Clerk's Note:** The Travis County Commissioners' Court offered its sincere congratulations on a job well done to the County Attorney's Office on Items 28, 29, and 30.

- 29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN; CAUSE NO. 060249; ERIC PATRICK KNOX V. TRAVIS COUNTY SHERIFF KEEL AND COY TURNER; (KNOX; FRASIER; § 1983 CLAIM). <sup>1</sup> (3:02 PM) (4:09 PM)

**Clerk's Note:** The Travis County Commissioners' Court offered its sincere congratulations on a job well done to the County Attorney's Office on Items 28, 29, and 30.

- 30. **ADDED ITEM:** 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> (3:02 PM) (4:09 PM)

**Clerk's Note:** The Travis County Commissioners' Court offered its sincere congratulations on a job well done to the County Attorney's Office on Items 28, 29, and 30.

- 31. **ADDED ITEM:** RECEIVE BRIEFING FROM CONSTABLE, PCT. 5, REGARDING EXTENSION OF FIVE (5) DAY ADMINISTRATIVE LEAVE POLICY FOR EMPLOYEE IN CONSTABLE, PRECINCT FIVE OFFICE; AND TAKE APPROPRIATE ACTION. <sup>3</sup> (3:02 PM) (4:09 PM)

**Motion by Judge Aleshire and seconded by Commissioner McKee** to extend the administrative leave from the point of expiration through August 18, 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	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Item 31 to be reposted on August 18, 1998.

**THE FOLLOWING ITEMS ARE ADDENDA:**

- A.1** APPROVE PRELIMINARY OFFICIAL STATEMENT FOR TRAVIS COUNTY DEBT ISSUANCE FOR THE FOLLOWING: \$7,470,000.00 TRAVIS COUNTY, TEXAS UNLIMITED TAX ROAD BONDS, SERIES 1998A; \$22,825,000.00 TRAVIS COUNTY, TEXAS PERMANENT IMPROVEMENT BONDS, SERIES 1998A (LIMITED TAX); AND \$10,500,000.00 TRAVIS COUNTY, TEXAS CERTIFICATES OF OBLIGATION, SERIES 1998A. (11:40 AM)

Item A.1 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- A.2** CANVASS THE ELECTION RESULTS OF THE SPECIAL ELECTION HELD SATURDAY, AUGUST 8, 1998 FOR THE CREATION OF THE "WELLS BRANCH COMMUNITY LIBRARY DISTRICT"; THE ADOPTION OF A LOCAL SALES AND USE TAX AT A RATE OF ONE-HALF OF ONE (1) PERCENT (1/2%) TO PROVIDE REVENUE FOR SAID DISTRICT; AND THE ELECTION OF FIVE (5) TRUSTEES. (11:35 AM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; Charlene Collins, Wells Branch Resident; Diane Koehler, Wells Branch Library District Trustee; and Tamara Armstrong, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the order that officially canvasses the results, adopts the sales and use tax as listed, and provides the names of the five trustees who were elected. Further reading of the election results is waived, and the Canvass and the other election results are included in the order. Of the three original orders, one must be filed in Commissioners' Court Minutes, another filed in the Deed Records, and the third is for the Attorneys in the District.

**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



**ADDENDA ITEMS CONTINUED**

**A.3** APPROVE PHASING AND TRUST AGREEMENT WITH MaBe, INC., FOR WESTMINSTER GLEN SUBDIVISION IN PRECINCT TWO. (9:22 AM) (3:02 PM) (4:11 PM)

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

**Members of the Court agreed** to consider one Motion for Items A.3, A.4, and A.5.B, C, and D.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Items A.3, A.4, and A.5.B, C, and 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	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

**A.4** APPROVE A CASH SECURITY AGREEMENT WITH MaBe, INC., FOR RESTORATION FISCAL FOR WESTMINSTER GLEN 1-C, WESTMINSTER GLEN 1-D, AND WESTMINSTER GLEN 1-E, SUBDIVISION IN PRECINCT TWO. (9:22 AM) (3:02 PM) (4:11 PM)

Judge Aleshire announced that Item A.4 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items A.3, A.4, and A.5.B, C, and D. Please refer to Item A.3 for the Court’s action on this Motion.

**ADDENDA ITEMS CONTINUED**

- A.5 A.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WESTMINSTER GLEN SECTION 1-B – (NO FISCAL REQUIRED – 6 LOTS – 9.283 ACRES – WESTMINSTER GLEN AVENUE – WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:22 AM) (3:02 PM) (4:11 PM)

Judge Aleshire announced that Item A.5A would be considered in Executive Session.

Item A.5.A postponed until August 18, 1998.

- B.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WESTMINSTER GLEN SECTION 1-E – (FISCAL AND TRUST DEEDS POSTED WITH TRAVIS COUNTY – 39 LOTS – 57.765 ACRES – WESTMINSTER GLEN AVENUE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:22 AM) (3:02 PM) (4:11 PM)

Judge Aleshire announced that Item A.5.B would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items A.3, A.4, and A.5.B, C, and D. Please refer to Item A.3 for the Court's action on this Motion.

- C.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WESTMINSTER GLEN SECTION 1-D – (FISCAL AND TRUST DEEDS POSTED WITH TRAVIS COUNTY – 31 LOTS – 57.117 ACRES – HIGH GATE DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:22 AM) (3:02 PM) (4:11 PM)

Judge Aleshire announced that Item A.5.C would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items A.3, A.4, and A.5.B, C, and D. Please refer to Item A.3 for the Court's action on this Motion.

- D.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WESTMINSTER GLEN SECTION 1-C – (FISCAL AND TRUST DEEDS POSTED WITH TRAVIS COUNTY – 22 LOTS – 29.048 ACRES – WESTMINSTER GLEN AVENUE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:22 AM) (3:02 PM) (4:11 PM)

Judge Aleshire announced that Item A.5.D would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items A.3, A.4, and A.5.B, C, and D. Please refer to Item A.3 for the Court's action on this Motion.

**A.6** APPROVE PAYROLL INSERT FOR EMPLOYEE PARKING FEES. (11:41 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item A.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	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**ADJOURNMENT**

**Motion by Commissioner Sonleitner and seconded by Commissioner McKee to adjourn the Voting. (4:13 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 - yes  
Precinct 4, Commissioner Margaret J. Gómez - yes

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**