

MINUTES – OCTOBER 27, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 27th day of October, 1998, the Commissioners' Court convened the Voting Session at 9:11 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 Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:17 PM.

The Commissioners' Court, meeting as the Travis County Housing Facilities Development Corporation (TCHFDC), called to order the TCHFDC Voting Session at 1:42 PM

The Commissioners' Court adjourned the TCHFDC Voting Session at 1:42 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the TCHFC Voting Session at 1:43 PM.

The Commissioners' Court adjourned the TCHFC Voting Session at 1:43 PM.

The Commissioners' Court reconvened the Voting Session at 1:43 PM.

The Commissioners' Court adjourned the Voting Session at 6:06 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 6:06 PM and adjourned at 6:06 PM.

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, President, East Austin Concerned Hispanics; Greg Erikson, Free Press International; Ira Caulkins, Director, Inter-Governmental Research Center; Jimmy Castro, Private Citizen; Vic Breeland, Austin City Council Candidate; Jeff Davis, Private Citizen; Wes Curtis, Texas Best Seminars; John Foreman, Texas Best Seminars; Robert Kurtz, Private Citizen; Mike Hansen, Private Citizen; Mrs. Sary, Private Citizen; Steve Lane, Private Citizen; Alex Jones, Private Citizen; Joseph Chakra Bush; Private Citizen; Shonda Wiggington, President, Freedom Lovers International; Vincent May, Private Citizen; Rusty Fields, Private Citizen; Steve Mason, Private Citizen; Mary Rowe, Private Citizen; Roger Kurtz, Private Citizen; Dan Parkhurst, Private Citizen; Chuck Blackmon, Private Citizen; Chris Ritter, Private Citizen; and Pam Benson, Private Citizen. (9:12 AM)

CONSENT ITEMS

- 1. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C14 (excluding Item C8), A.2, A.3, 14, 18, 20, 21, 25, 30, 31, 36, and 37. (10:27 AM)

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney; and Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (HHSD) and Veterans' Services.

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.

CONSENT ITEMS CONTINUED

- C3.** APPROVE COMMISSIONERS' COURT MINUTES FOR THE FOLLOWING VOTING SESSIONS:
- A.** PLANNING AND BUDGET PROCESS VOTING SESSIONS OF JUNE 24, 1998; AND JUNE 25, 1998;
 - B.** VOTING SESSION OF OCTOBER 13, 1998
- C4.** MAKE THE FOLLOWING APPOINTMENTS TO THE CAPITAL AREA WORKFORCE DEVELOPMENT BOARD:
- A.** REAPPOINT MS. NORA COMSTOCK FOR A 3-YEAR TERM (PRIVATE-SMALL CATEGORY), NOVEMBER 1, 1998 – OCTOBER 31, 2001;
 - B.** REAPPOINT MR. LARRY ROBINSON FOR A 3-YEAR TERM (PRIVATE-LARGE CATEGORY), NOVEMBER 1, 1998 – OCTOBER 31, 2001;
 - C.** APPOINT MS. CAROL NASWORTHY (EDUCATION CATEGORY – ACC) FOR A 3-YEAR TERM, NOVEMBER 1, 1998 – OCTOBER 31, 2001.
- C5.** APPROVE RESOLUTION PROVIDING FOR COUNTY ACCOUNT, USER AND REPETITIVE TRANSFER AUTHORIZATION FOR EXECUTION OF TRANSFER OF FUNDS (WIRE TRANSFER).
- C6.** APPROVE \$1,002.07 REIMBURSEMENT TO REPLENISH THE SHERIFF'S OFFICE INVESTIGATIVE FUND FOR PRIOR YEARS' EXPENDITURES (PREVIOUS ADMINISTRATION).
- C7.** APPOINT CHUCK CROFT, MELVIN WREN, AND MARY PENSON TO THE TRAVIS COUNTY EXPOSITION CENTER CITIZENS ADVISORY COMMITTEE.
- C8.** APPROVE CONTRACT FROM TEXAS DEPARTMENT OF HUMAN SERVICES FOR THE CARE OF THE ELDERLY AND DISABLED FOR THE PROPOSED AMOUNT OF \$27,590.00. THESE FUNDS WILL BE USED TOWARD CASE MANAGEMENT SERVICES AT TRAVIS COUNTY SERVICES FOR THE DEAF. (10:27 AM)
- Item C8 postponed until November 10, 1998.
- C9.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PROFESSIONAL TITLE SERVICES TO STEWART TITLE AUSTIN, INC., CONTRACT NO. PS990022JG.

CONSENT ITEMS CONTINUED

- C10.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS980176LH, NATACHA PELAEZ-WAGNER, FOR ASSESSMENT, PLANNING AND COORDINATION SERVICES FOR TRAVIS COUNTY CRIME VICTIMS; MODIFICATION INCREASES THE CONTRACT NOT-TO-EXCEED AMOUNT TO \$20,500.00; CONTRACT APPROVED ON 6/30/98; AND IS EFFECTIVE THROUGH DECEMBER 31, 1999; FUNDING IS PROVIDED THROUGH THE FEDERAL VICTIM SERVICES 2000 GRANT.
- C11.** APPROVE CONTRACT AWARD FOR THE PROVISION OF BOTTOM DUMP TRAILERS, IFB B980133-DM, TO THE LOW, QUALIFIED BIDDER, PERFORMANCE TRAILER, IN THE TOTAL AMOUNT OF \$53,313.34.
- C12.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: COUNTY VIEW ESTATES (SHORTFORM – NO FISCAL REQUIRED – 19 LOTS – 99.414 ACRES – ON-SITE SEPTIC).
- C13.** APPROVE PLAT IN PRECINCT THREE: THE BENSON SUBDIVISION – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 3.9856 ACRES – BEACON DRIVE – ON-SITE SEPTIC).
- C14.** APPROVE A PUBLIC HEARING DATE OF NOVEMBER 17, 1998 TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 6119 SQ. FT. DRAINAGE EASEMENT ACROSS LOT 28, BLOCK B, ROB ROY ON THE LAKE, SECTION TWO AND ACCEPTANCE OF DEDICATION OF A DRAINAGE EASEMENT ALONG THE NORTHWEST PROPERTY LINE OF THE SAME LOT, A SUBDIVISION IN PRECINCT THREE.

COUNTY POLICIES AND PROCEDURES

- 2. **A.** APPROVE AN ORDER AMENDING CHAPTER 10 OF THE TRAVIS COUNTY POLICIES, PROCEDURES AND REGULATIONS MANUAL REGARDING THE YEAR 2000 PROJECT PAY INCENTIVE PROGRAM AS PROPOSED BY THE TRAVIS COUNTY ATTORNEY’S OFFICE. (10:38 AM)

- B.** APPROVE THE PROPOSED ADDITIONS AND DELETIONS OF STAFF FROM THE YEAR 2000 PROJECT PAY INCENTIVE PROGRAM AS REQUESTED BY THE INFORMATION AND TELECOMMUNICATIONS SYSTEMS DEPARTMENT.

Clerk’s Note: Items 2.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and James Connolly, Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Commissioner McKee to approve Items 2.A and B.

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

ADMINISTRATIVE ITEMS

- 3. RECEIVE BRIEFING FROM U.S. FISH AND WILDLIFE SERVICE ON PROGRESS MADE IN COMPLETING THE BALCONES CANYONLANDS PRESERVE AND DISCUSS ISSUES RELATED THERETO. (10:30 AM)

Members of the Court heard from: Dave Frederick, Supervisor of the Austin Complex, U.S. Fish and Wildlife Service; and Ted Siff, Trust for Public Land.

Discussion Only.

4. ADOPT RESOLUTION SUPPORTING THE DESIGN AND CONSTRUCTION OF STATE HIGHWAY 45 BETWEEN LOOP 1 AND FM 1626 BY THE TEXAS DEPARTMENT OF TRANSPORTATION. (10:43 AM)

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

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

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

5. CONSIDER AND DECIDE AN APPEAL BY REYNALDO RAMIREZ, OWNER, OF THE DETERMINATION BY THE HEALTH AUTHORITY THAT A PUBLIC NUISANCE EXISTS AT THE PROPERTY LOCATED AT SADDLE CIRCLE AND REATA (LOT 16, EL RANCHO), PURSUANT TO CHAPTER 61 OF THE TRAVIS COUNTY CODE. (9:11 AM)

Item 5 postponed until November 10, 1998.

6. BRIEF COMMISSIONERS' COURT ON COUNTY HISTORICALLY UNDERUTILIZED BUSINESS (HUB) PROGRAM. (10:48 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Sylvia Lopez, Travis County HUB Coordinator.

Discussion Only.

- 7. APPROVE RECOMMENDATION TO INCLUDE LEGISLATIVE REQUIREMENT FOR MENTAL HEALTH ASSESSMENTS IN COUNTY JAIL IN YEAR 2000 PLANNING CYCLE. (5:27 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Woody Simmons, Director of Treatment, Travis County Sheriff’s Office (TCSO); David Balagia, Major, TCSO; and Margo Frasier, Travis County Sheriff.

Motion by Judge Aleshire and seconded by Commissioner Sonleitner to approve Item 7.

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

- 8. DISCUSS CURRENT VOCATIONAL PROGRAMMING AT THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER AND OPTIONS FOR MAKING IMPROVEMENTS AND TAKE APPROPRIATE ACTION. (5:36 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS; J.D. Williams, Warden, Community Justice Center (CJC).

Discussion Only.

- 9. RECEIVE STATUS REPORT ON STAFFING AND SECURITY ISSUES AT COMMUNITY JUSTICE CENTER LEADING TO NOTICE OF DEFAULT AND TAKE APPROPRIATE ACTION. (5:43 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS.

Motion by Commissioner McKee and seconded by Commissioner Gómez to lift the notice of default against Wackenhut.

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

- 10. ACT ON TRANSITION PLAN FOR THE REORGANIZATION OF TRAVIS COUNTY HUMAN SERVICES PROGRAM AND GIVE STAFF DIRECTION. (1:43 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; Carlotta Valdez, Compensation and Benefits Manager, Human Resources Management Department (HRMD); Alan Miller, Budget Analyst, Planning and Budget Office (PBO); Johnny Dorsey, Budget Analyst, Austin-Travis County HHSD; Mary Etta Gerhardt, Assistant County Attorney; Jesse Colunga, Travis County Employee, President, AFSCME Local 1624; Carol Guthrie, AFSCME Local 1624.

Motion by Commissioner McKee and seconded by Commissioner Gómez to adopt all 6 actions suggested by HHSD, with the understanding that the actions cannot exceed the budget.

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. APPROVE REVISIONS/OMISSIONS TO THE ON-SITE SEWAGE FACILITIES RULES SUBMITTED TO TEXAS NATURAL RESOURCES CONSERVATION COMMISSION (TNRCC). (11:55 AM)

Members of the Court heard from: Wayne Dolezal, Distributor for Texas On-Site Wastewater Supply Company.

Discussion Only.

Item 11 to be reposted on November 10, 1998.

- 12. APPROVE REQUEST FOR PAYMENT OF FEES TO THE TEXAS NATURAL RESOURCES CONSERVATION COMMISSION (TNRCC) FOR ON-SITE WASTEWATER TREATMENT RESEARCH COUNCIL FEES IN THE AMOUNT OF \$2,370.00. (12:10 PM)

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

Discussion Only.

Item 12 to be reposted on November 10, 1998.

- 13. RECEIVE BRIEFING, AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER OFFER FOR POTENTIAL PURCHASE OF PROPERTIES LOCATED AT 812 SAN ANTONIO AND 1601 RIO GRANDE. (5:42 PM)

Item 13 postponed until November 10, 1998.

- 14. APPROVE EXTENSION OF FLOODING DISASTER DECLARATION. (10:27 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. CONSIDER AND TAKE ACTION ON RESOLUTION AND ORDERS APPROVING THE INTERIM APPOINTMENT OF LOCAL HEALTH AUTHORITY. (11:24 AM)

Motion by Commissioner McKee and seconded by Commissioner Sonleitner to approve Item 15.

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

- 16. CONSIDER AND TAKE NECESSARY ACTION TO CONTINUE SERVICES UNDER THE PROVIDER PARTICIPATION AGREEMENTS BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY, AND: (A) VISTA HEALTH PLAN, INC., AND (B) PCA HEALTH PLANS OF TEXAS, INC., BY APPROVING EITHER: EXTENSION OF THE HOLD-OVER PROVISION; AMENDMENT TO THE CURRENT CONTRACTS; OR EXECUTION OF NEW CONTRACTS. (12:16 PM)

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney.

Discussion Only.

Item 16 to be reposted on November 10, 1998.

17. APPROVE APPLICATION AND TAKE ANY OTHER NECESSARY ACTION FOR SUBMITTAL TO THE TEXAS NATURAL RESOURCE CONSERVATION COMMISSION TO TRANSFER WASTEWATER DISCHARGE PERMIT #12347001 FROM W.L. GORE & ASSOCIATES, INC., TO TRAVIS COUNTY. (12:16 PM)

Motion by Commissioner McKee and seconded by Commissioner Moore to approve Item 17.

Motion carried:

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

Clerk’s Note: Item 17 was further discussed at 1:43 PM with a request by Commissioners Sonleitner and Gómez that the Commissioners’ Court record reflect a Corrected Vote on Item 17. Judge Aleshire instructed that the Minutes reflect that the Court approved by Consensus Commissioner Sonleitner and Commissioner Gómez voting yes on the referenced Item. The Commissioners’ Court record does reflect the Corrected Vote.

Motion carried:

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

18. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 10’ UTILITY EASEMENT ON LOT 1, MOUNT LARSON SOUTH PHASE I-A AND RECORD AN ELECTRIC EASEMENT FOR SAME AREA IN THIS SUBDIVISION IN PRECINCT THREE. (10:27 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court’s Motion and Vote.

19. DISCUSS, GIVE DIRECTION OR TAKE APPROPRIATE ACTION REGARDING LATE DELIVERY OF SECOND AIRCRAFT FROM AMERICAN EUROCOPTER. (5:42 PM)

Item 19 postponed until November 10, 1998.

- 20.** DISCUSS AND TAKE ACTION ON CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98K0723-JJ, CAPITAL EXCAVATION CO., INC., HOWARD LANE RECONSTRUCTION PROJECT; CONTRACT APPROVED ON 8/4/98; MODIFICATION ADDS CONSTRUCTION SERVICES TO THE CONTRACT. (10:27 AM)

Item 20 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21.** DECLARE THE ATTACHED LIST OF EQUIPMENT AS SURPLUS PROPERTY, (PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE). (10:27 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

22. DISCUSS, APPROVE, AND/OR GIVE DIRECTION REGARDING THE FOLLOWING CONTRACTS AND CONTRACT MODIFICATIONS FOR THE TRAVIS COUNTY CORRECTIONAL COMPLEX, PHASE 1 PROJECT: (5:49 PM)
- A. CONTRACT #99K0721F TO RGM CONSTRUCTORS, L.P., IN THE AMOUNT OF \$1,749,000.00 FOR THE **CONCRETE STRUCTURAL PACKAGE.**
 - B. CONTRACT #99K0721H TO B&B CONSTRUCTION AND INTERIORS, INC., IN THE AMOUNT OF \$2,171,000.00 FOR THE **STRUCTURAL STEEL AND MISCELLANEOUS METAL PACKAGE.**
 - C. CONTRACT MODIFICATION NO. 1 TO CONTRACT #99K0721H (B&B CONSTRUCTION AND INTERIORS, INC., - STRUCTURAL STEEL AND MISCELLANEOUS METALS PACKAGE) DECREASING THE CONTRACT AMOUNT BY \$878,179.00.
 - D. CONTRACT #99K0721M TO NORMENT INDUSTRIES IN THE AMOUNT OF \$2,386,000.00 FOR THE **DETENTION AND SECURITY ELECTRONICS PACKAGE.**
 - E. CONTRACT #99K0721N TO B&B CONSTRUCTION AND INTERIORS, INC., IN THE AMOUNT OF \$1,676,000.00 FOR THE **DRYWALL/CEILINGS/PLASTER/FIREPROOFING/EIFS PACKAGE.**
 - F. CONTRACT MODIFICATION NO. 1 TO CONTRACT #99K0721N (B&B CONSTRUCTION AND INTERIORS, INC., - DRYWALL/CEILINGS/PLASTER/FIREPROOFING/EIFS PACKAGE) DECREASING THE CONTRACT AMOUNT BY \$176,658.00.
 - G. CONTRACT #99K0721R TO B&B CONSTRUCTION AND INTERIORS, INC., IN THE AMOUNT OF \$553,000.00 FOR THE **SPECIALTIES PACKAGE.**
 - H. CONTRACT MODIFICATION NO. 1 TO CONTRACT #99K0721R (B&B CONSTRUCTION AND INTERIORS, INC., - SPECIALTIES PACKAGE) DECREASING THE CONTRACT AMOUNT BY \$33,163.00.
 - I. CONTRACT #99K0721T TO COBB MECHANICAL IN THE AMOUNT OF \$5,663,000.00 FOR THE **MECHANICAL PACKAGE.**
 - J. CONTRACT #99K0721U TO DEAN JOHNSTON, INC., IN THE AMOUNT OF \$2,997,700,000.00 FOR THE **ELECTRICAL PACKAGE.**
 - K. CONTRACT #99K0721V TO RGM CONSTRUCTORS, L.P., IN THE AMOUNT OF \$479,000.00 FOR THE **SITE PAVINGS PACKAGE.**

ITEM 22 CONTINUED

- L. CONTRACT #99K0721X TO KITCHEN EQUIPMENT FABRICATING COMPANY IN THE AMOUNT OF \$1,032,423.00 FOR THE **FOOD SERVICE PACKAGE.**

- M. CONTRACT #99K0721Y TO B&B CONSTRUCTION AND INTERIORS, INC., IN THE AMOUNT OF \$75,200.00 FOR THE **MEDICAL EQUIPMENT PACKAGE.**

Clerk's Note: Items 22.A-M are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Mike Barrow, Fluor Daniel; Walter Curry, Pfluger, Wiginton, Hooker/NBBJ; and Marvin Brice, Construction Procurement Manager, Purchasing.

Motion by Commissioner McKee **and seconded by** Commissioner Sonleitner to approve Items 22.A-M.

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	-	yes

- 23. A. DISCUSS, APPROVE AND/OR GIVE DIRECTION REGARDING THE LEASE AMENDMENTS BETWEEN TRAVIS COUNTY, TEXAS, HEALTH AND HUMAN SERVICES COMMUNITY CENTER AND STERLING PROPERTIES. (5:42 PM) (5:46 PM)
- B. DISCUSS, APPROVE AND/OR GIVE DIRECTION REGARDING THE LEASE AMENDMENTS BETWEEN TRAVIS COUNTY, TEXAS, HEALTH AND HUMAN SERVICES CLINIC AND STERLING PROPERTIES.

Clerk’s Note: Items 23.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B.

Motion by Judge Aleshire and seconded by Commissioner Gómez to approve Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B.

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	-	yes

- 24. A. DISCUSS, APPROVE AND/OR GIVE DIRECTION REGARDING THE LEASE AMENDMENTS BETWEEN TRAVIS COUNTY, TEXAS, INFORMATION & TELECOMMUNICATION SYSTEMS DEPARTMENT AND G.O.P. INVESTMENTS. (5:42 PM) (5:46 PM)
- B. DISCUSS, APPROVE AND/OR GIVE DIRECTION REGARDING THE LEASE AMENDMENTS BETWEEN TRAVIS COUNTY, TEXAS, DISTRICT ATTORNEY’S OFFICE AND G.O.P. INVESTMENTS.

Clerk’s Note: Items 24.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B. Please refer to Item 23 for a summary of the Court’s action on this Motion.

25. APPROVE AND/OR GIVE STAFF DIRECTION ON CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 98T0041-JP, AIR FILTRATION SERVICES WITH AIR SANITATION, INC.; MODIFICATION ALLOWS FOR INCREASED SERVICES AT TWO LOCATIONS AND INCREASES THE ESTIMATED CONTRACT AMOUNT BY \$2,043.00. (10:27 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

26. APPROVE AND/OR GIVE STAFF DIRECTION ON CONTRACT MODIFICATION NO. 1 TO CABLE COM, INC. (CONTRACT NO. 98K0716-MB), FOR A REDUCTION IN THE CONTRACT AMOUNT BY \$70,150.00 AS A RESULT OF PREVIOUS COST REDUCTION RECOMMENDATIONS BY STAFF AND DIRECTION BY COMMISSIONERS' COURT TO DELETE CATV CABLING FROM THE BASE CONTRACT. (5:42 PM) (5:46 PM)

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B. Please refer to Item 23 for a summary of the Court's action on this Motion.

27. APPROVE AND/OR GIVE DIRECTION REGARDING THE LEASE PROPOSAL BETWEEN TRAVIS COUNTY, TEXAS AND CENTRAL PARKING SYSTEMS OF TEXAS, INCORPORATED. (5:42 PM) (5:46 PM)

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B. Please refer to Item 23 for a summary of the Court's action on this Motion.

28. APPROVE CONTRACT, CONTRACT MODIFICATION, AND MAKING OF CONTRACT TO THE SOLE BIDDER, RAINTREE CONSTRUCTION, INC. FOR THE IJS INFRASTRUCTURE PROJECT, IFB NO. B980732-JG, IN THE AMOUNT OF \$40,377.00. (6:00 PM)

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

Motion by Commissioner Gómez **and seconded by** Moore to approve Item 28.

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	-	yes

29. DISCUSS, APPROVE AND/OR GIVE DIRECTION REGARDING THE FOLLOWING CONTRACT MODIFICATIONS FOR THE TRAVIS COUNTY CRIMINAL JUSTICE CENTER PROJECT: (5:42 PM) (5:46 PM)

- A. CONTRACT MODIFICATION NO. 2 TO VICTORIA AIR CONDITIONING (CONTRACT #98K0701-MB) FOR AN INCREASE TO THE CONTRACT AMOUNT BY \$19,639.00 TO PROVIDE A DOMESTIC WATER BOOSTER PUMP PREVIOUSLY DELETED FROM THE PROJECT THROUGH VALUE ENGINEERING AND COST REDUCTION MEASURES APPROVED BY THE COUNTY.
- B. CONTRACT MODIFICATION NO. 5 TO KANETSKY ELECTRIC (CONTRACT #97K0710K) FOR AN INCREASE TO THE CONTRACT AMOUNT BY \$2,529.00 TO PROVIDE POWER TO A DOMESTIC WATER BOOSTER PUMP PREVIOUSLY DELETED FROM THE PROJECT THROUGH VALUE ENGINEERING AND COST REDUCTION MEASURES APPROVED BY THE COUNTY.

Clerk’s Note: Items 29.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B. Please refer to Item 23 for a summary of the Court’s action on this Motion.

30. APPROVE INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND CITY OF AUSTIN FOR SERVICES AND IMPROVEMENTS FOR THE AUSTIN DOWNTOWN PUBLIC IMPROVEMENT DISTRICT. (10:27 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

31. APPROVE CONTRACT AWARD FOR THE PROVISION OF WATER TREATMENT SYSTEMS, IFB B980134-DM, TO THE LOW, QUALIFIED BIDDER, BOB J. JOHNSON & ASSOCIATES, IN THE TOTAL AMOUNT OF \$55,828.99. (10:27 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

32. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (5:46 PM)

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B. Please refer to Item 23 for a summary of the Court's action on this Motion.

33. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (5:42 PM) (5:46 PM)

- A. APPROVE GRANT CONTRACT FROM TEXAS PARKS & WILDLIFE DEPARTMENT FOR BALCONES CANYONLANDS PRESERVATION LAND ACQUISITION GRANT FOR TNR DEPARTMENT.
- B. APPROVE GRANT CONTRACT FOR DRUG COURT ENHANCEMENT INITIATIVE FOR CRIMINAL COURTS.

Clerk's Note: Items 33.A and B are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A and B, 24.A and B, 26, 27, 29.A and B, 32, and 33.A and B. Please refer to Item 23 for a summary of the Court's action on this Motion.

34. DISCUSS MARKET SALARY SURVEY 1998 APPEALS REPORT AND TAKE APPROPRIATE ACTION. (2:22 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Margo Frasier, Travis County Sheriff; Lynne Andrus, Senior Human Resources Analyst, HRMD; Carlotta Valdez, Compensation and Benefits Manager, HRMD; Debbie Rich, Human Resources Coordinator, TCSO; Woody Simmons, Director of Treatment, TCSO; Linda Moore Smith, Director, HRMD; Elena Diaz, JP, Precinct 4; Neomia Bailey, Criminal Division Manager, Travis County Clerk; Jim Collins, Executive Assistant County Attorney; and Dinah Dinwiddie, Executive Manager, JPS.

Motion by Commissioner Moore to raise Travis County Sheriff's Department Captains' pay to Grade 23 and Majors' pay to Grade 25, as recommended by the Sheriff. **The Motion was not seconded.**

Withdrawal of the previous Motion was made by Commissioner Moore.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the HRMD recommendations with the following exceptions: Under TCSO, the Captain would move from a Grade 22 as recommended by HR to a 23; the Major, recommended for a 24 by HR, to a 25; the Court reconfirms that the Chief Deputy Sheriff will be a 26; the Court changes the HR recommendation of a 17 for the Communication Manager to a 19, and gives further instructions to HR to continue to look at this job during MSS 99 because it is a very volatile market and job. Continuing in TCSO, the Health Services Supervisor will go from a 16 to a 17; the Medical Section Supervisor will be changed from a 17 to an 18; the Assistant Director of Treatment from a 17 to a 19; and the Court also instructs HR to expedite all other TCSO issues raised today as part of the 1999 reclasses and/or appeals. Furthermore, that the Court has the two Administrative Aide slots, as identified by Jim Collins in the County Attorney's Office, changed to a Grade 15 to preserve the linkage. This job is a promotion and is a Supervisor to a Legal Secretary III, and HR should work with the County Attorney's Office to come up with an appropriate name and the appropriate job description to match all of the above. The Court also instructs HR to expedite the review of the Paralegal and Legal Secretary families and correct any inequities that may have resulted because of a rapidly changing market; and that any and all of these other things that are MSS 1999 issues, such as what was brought up about the Juvenile Public Defender, the Category II's, etc., be expedited. All of these pay changes are to be effective November 1, 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

35. APPROVE PERSONNEL AMENDMENTS. (5:13 PM)

Members of the Court heard from: Norman McRee, Lead Personnel Analyst, HRMD; Rosie Ramon-Duran, Assistant Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation and Benefits Manager, HRMD; and Barbara Wilson, Assistant County Attorney

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 35 as recommended by HRMD.

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

36. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIM RECOMMENDATION: (10:27 AM)

A. DONNA SHELTON – SETTLE.

Item 36 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

37. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:27 AM)

Item 37 added to Consent Items. Please refer to Agenda Item 1 (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

- 38.** DISCUSS LEGAL ISSUES ASSOCIATED WITH NEGOTIATIONS RELATED TO DEVELOPMENT OF AGREEMENT WITH TEXAS AGRICULTURAL EXTENSION SERVICE AND PROVIDE DIRECTION IN NEGOTIATION OF AGREEMENT. ¹
(5:47 PM)

Members of the Court heard from: Barbara Wilson, Assistant County Attorney.

Discussion Only.

Item 38 to be reposted on November 10, 1998.

- 39.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 3-002, PARCEL NO. 2D, JAMES A. HOPKINS AND WIFE, JEAN C. HOPKINS, AND STATE OF TEXAS; (HOPKINS; GIESELMAN; CONDEMNATION). ¹ (5:11 PM)

Item 39 pulled from the Agenda.

- 40.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN JUDY FRANCIS PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY KONE, INC., F/K/A MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY, (PAINTER; PEREZ; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY). ¹ (5:11 PM)

Item 40 postponed until November 10, 1998.

- 41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND IN WALT G. BIRCHFIELD, ET AL. VS TRAVIS COUNTY, TEXAS; (BIRCHFIELD; GIESELMAN; LITIGATION; VACATION OF GINGER STREET). ¹ (5:11 PM)

Item 41 pulled from the Agenda.

- 42. RECEIVE BRIEFING REGARDING BEAR CREEK AND SLAUGHTER CREEK WATER QUALITY PROTECTION ZONES, IN RELATION TO THE SUBDIVISION REVIEW PROCESS. ¹ (5:11 PM)

Item 42 pulled from the Agenda.

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1 APPROVE OR DISAPPROVE A REQUEST FOR VARIANCE FROM THE TRAVIS COUNTY RULES FOR ON-SITE PRIVATE SEWAGE FACILITIES FOR THE FOLLOWING: (11:25 AM)

DANIEL GRIVAS, TO LOCATE LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF LESS THAN FOUR (4) FEET TO GROUND WATER, AT 23011 BIG SANDY ROAD, LOT 26, SANDY CREEK RANCHES (**THE DEPARTMENT DOES NOT RECOMMEND THE GRANTING OF THIS VARIANCE**).

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans’ Services; Jim Fulton, Private Sewage Facilities Associate Engineer, Austin-Travis County HHSD; Duane Poteet, System Installer; and Herndon Bailey, P.E., System Designer.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to disapprove the request for variance, as recommended by Staff.

Motion carried:

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

- A.2** APPROVE SUBMISSION OF VICTIMS OF CRIME ACT (VOCA) GRANT APPLICATION FOR CONTINUED FUNDING OF THE FAMILY VIOLENCE PROTECTION TEAM, (COUNTY ATTORNEY'S OFFICE). (10:27 AM)

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

- A.3** APPROVE POLLING PLACES FOR USE IN THE NOVEMBER 3, 1998 TRAVIS COUNTY GENERAL ELECTION IN TRAVIS COUNTY PRECINCTS 226, 261, 305, 351, AND 365, WHICH PRECINCTS WERE LISTED AS "TO BE ANNOUNCED" ON THE OCTOBER 6, 1998 SUBMISSION OF POLLING PLACES TO THE TRAVIS COUNTY COMMISSIONERS' COURT. (10:27 AM)

Item A.3 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- A.4** DISCUSS THE TRANSITION PLAN OF THE ONSITE SEWAGE FACILITIES PERSONNEL TO TRANSPORTATION AND NATURAL RESOURCES AND TAKE APPROPRIATE ACTION. (5:11 PM)

Item A.4 postponed until November 10, 1998.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to adjourn the Voting Session. (6:06 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 - yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge