

## **MINUTES – MAY 18,1999**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 18<sup>th</sup> day of May, 1999, the Commissioners' Court convened the regular Voting Session at 9:11 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 Melissa Nuñez.

The Commissioners' Court retired to Executive Session at 11:02 AM.

The Commissioners' Court reconvened the Voting Session at 12:02 PM.

The Commissioners' Court recessed the Voting Session at 12:02 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 1:37 PM and adjourned at 1:37 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:37 PM and adjourned the Voting Session at 1:38 PM.

The Commissioners' Court reconvened the Voting Session at 1:38 PM.

The Commissioners' Court retired to Executive Session at 1:45 PM.

The Commissioners' Court reconvened the Voting Session at 4:14 PM.

The Commissioners' Court adjourned the Voting Session at 4:18 PM.

**PUBLIC HEARINGS**

- 1. PUBLIC HEARING TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A DRAINAGE EASEMENT AND ACCEPT THE DEDICATION OF A REPLACEMENT DRAINAGE EASEMENT ON LOTS 7 & 8, BLOCK A, RIVER RIDGE, A SUBDIVISION IN PRECINCT TWO. (9:11 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to open the Public Hearing.

**Motion carried:** County Judge Samuel T. Biscoe - yes  
 Precinct 1, Commissioner Ron Davis - yes  
 Precinct 2, Commissioner Karen Sonleitner - yes  
 Precinct 3, Commissioner Todd Baxter - yes  
 Precinct 4, Commissioner Margaret J. Gómez - yes

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to close the Public Hearing.

**Motion carried:** County Judge Samuel T. Biscoe - yes  
 Precinct 1, Commissioner Ron Davis - yes  
 Precinct 2, Commissioner Karen Sonleitner - yes  
 Precinct 3, Commissioner Todd Baxter - yes  
 Precinct 4, Commissioner Margaret J. Gómez - yes

**Clerk’s Note:** The action Item for Item 1 is Item C9. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** John Foreman, Producer, “In Your Face Campaign”; and Harvey Segall, Timber Creek Resident. (9:25 AM)

CONSENT ITEMS

2. Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve the following Consent Items: C1-C9, and Items 6, 12, 13, 14.A-F, 16, 19. (9:35 AM)

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	-	yes
	Precinct 1, Commissioner Ron Davis	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Todd Baxter	-	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 MAY 4, 1999 AND MAY 7, 1999.
- C4. APPOINT CHARLES C. SHAW TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #2 AS A PRECINCT TWO APPOINTEE, FILLING UNEXPIRED TERM OF KURT REECE EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 1999.
- C5. APPOINT GRETCHEN MUNDAY AS A PRECINCT THREE REPRESENTATIVE TO THE TRAVIS COUNTY HISTORICAL COMMISSION, TERM EXPIRING MAY, 2001.
- C6. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: LOT 1, BLOCK C CENTRAL COMMERCE PARK - RESUBDIVISION (SHORTFORM - NO FISCAL REQUIRED - 6 LOTS - 7.144 ACRES - CENTRAL COMMERCE DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE WINDERMERE UTILITY COMPANY).
- C7. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR CARBINE CIRCLE IN THE HOMESTEAD AND THE HOMESTEAD SECTION TWO, SUBDIVISIONS IN PRECINCT THREE.
- C8. APPROVE A PUBLIC HEARING DATE OF JUNE 1, 1999 TO APPROVE A TEMPORARY ROAD CLOSURE OF GRISHAM TRAIL AND PACE BEND PARK ROAD FOR THE PURPOSE OF PROVIDING SAFETY FOR A TRIATHLON IN PACE BEND PARK IN PRECINCT THREE.

**CONSENT ITEMS CONTINUED**

- C9. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A DRAINAGE EASEMENT AND ACCEPT THE DEDICATION OF A REPLACEMENT DRAINAGE EASEMENT ON LOTS 7 & 8, BLOCK A, RIVER RIDGE, A SUBDIVISION IN PRECINCT TWO.

**Clerk's Note:** Item C9 is the action Item for Agenda Item 1.

**TRANSPORTATION & NATURAL RESOURCES ITEMS**

- 3. A. APPROVE VARIANCE TO TRAVIS COUNTY STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS TO ALLOW THE SUBDIVISION OF A TRACT OF LAND WITHOUT HAVING A PLAT PREPARED. (9:37 AM)
- B. APPROVE MARSHALL'S POINT ACCESS AGREEMENT WITH MARSHALL'S POINT LIMITED FOR THE IMPROVEMENT OF ACCESS TO PROPERTY OWNED BY MARSHALL'S POINT LIMITED, IN PRECINCT TWO.

**Clerk's Note:** Items 3.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Steve Manilla, Director of Engineering and Planning, TNR; Gordon Bowman, Assistant County Attorney, Transactions Division; and Terry Irion, Attorney, Marshall's Point Limited.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Items 3.A and B as listed on the agenda.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 4. DISCUSS AND GIVE STAFF DIRECTION ON THE WILLIAM CANNON/NUCKOLS CROSSING CAPITAL IMPROVEMENT PROJECT (1984 ROAD BONDS). (9:37 AM)

Item 4 postponed until May 25, 1999.

- 5. RECEIVE AN UPDATE ON THE STATUS OF THE ON-SITE SEWAGE RULES AND TAKE APPROPRIATE ACTION. (9:50 AM) (1:41 PM)

Item 5 postponed until May 25, 1999.

- 6. APPROVE LOHMANS CROSSING ROAD INTERLOCAL COOPERATION AGREEMENT, CITY OF LAKEWAY AND TRAVIS COUNTY, TRAVIS COUNTY BOND PROJECT #9701-13-3CA. (9:35 AM)

Item 6 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 7. APPROVE VARIANCE TO CHAPTER 285 ON-SITE SEWAGE FACILITIES FOR REDUCTION OF SETBACK REQUIREMENT TO A PROPERTY LINE AT JUNE DRIVE IN THE FOUR SEASONS SUBDIVISION IN PRECINCT TWO. (9:51 AM)

**Members of the Court heard from:** Steve Manilla, Director of Engineering and Planning, TNR; Steve Schwiewe, Engineer, On-Site Wastewater Program, and Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the variance contingent upon the appropriate letter from the property owner.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 8. A. APPROVE CASH SECURITY AGREEMENT WITH 685,LTD FOR THE RIDGE AT STEEDS CROSSING SECTION TWO, PHASE B, A SUBDIVISION IN PRECINCT TWO. (10:00 AM)
- B. APPROVE ALTERNATE FISCAL AGREEMENT WITH 685,LTD STEED DEVELOPMENT, INC. FOR RESTORATION FISCAL FOR THE RIDGE AT STEEDS CROSSING SECTION TWO, PHASE B, A SUBDIVISION IN PRECINCT TWO.

**Clerk’s Note:** Items 8.A and B are associated with one another and were called for concurrent discussion.

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Items 8.A and B as listed on the agenda.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 9. APPROVE ALTERNATE FISCAL AGREEMENT WITH TIEMANN LAND & CATTLE DEVELOPMENT, INC. FOR THE MEADOWS OF BLACKHAWK, PHASE II, A SUBDIVISION IN PRECINCT TWO. (10:02 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 9.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 10. AUTHORIZE TRANSPORTATION & NATURAL RESOURCES (TNR) DEPARTMENT TO HIRE AN APPRAISER, A LAND PLANNING EXPERT, AND AN APPRAISAL REVIEWER FOR A POTENTIAL BALCONES CANYONLANDS PRESERVE ACQUISITION. (10:03 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Gordon Bowman, Assistant County Attorney, Transactions Division; and John Kuhl, TNR.

**Motion by Commissioner Sonleitner and seconded by Commissioner Baxter** to approve a not-to-exceed figure of \$30,000.00, authorization for TNR to hire the land planning expert, which then would trigger the need for an appraiser and an appraisal review for this potential acquisition on Grand View Hills.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**PURCHASING DEPARTMENT ITEMS**

- 11. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE HOWARD LANE RECONSTRUCTION PROJECT, PHASE II, IFB #B990707-JJ, TO THE LOW, QUALIFIED BIDDER, KEY ENTERPRISES, INC. (9:36 AM)

Item 11 postponed until May 25, 1999.

- 12. APPROVE PURCHASE OF ONE (1) DODGE PASSENGER VAN UNDER STATE TERM CONTRACT FOR THE COMMUNITY SUPERVISION & CORRECTIONS DEPARTMENT. (9:35 AM)

Item 12 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. APPROVE CONTRACT AWARD FOR ENVELOPE EXTRACTION MACHINE, IFB B990061-DM, TO THE SOLE QUALIFIED BIDDER, OPEX CORPORATION. (9:35 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. A. APPROVE AN ADDITIONAL 12-MONTH CONTRACT EXTENSION (#98T0180-JP) (MODIFICATION NO.1) WITH SUNRAY BUILDING SERVICES FOR CUSTODIAL SERVICES AT THE EXECUTIVE OFFICE BUILDING; CONTRACT APPROVED JULY 9, 1998. (9:35 AM)**
- B. APPROVE AN ADDITIONAL 12-MONTH CONTRACT EXTENSION (#98T0182-JP) (MODIFICATION NO.1) WITH ALL POINTS MOVING & STORAGE COMPANY FOR COMMERCIAL MOVING SERVICES; CONTRACT APPROVED ON JUNE 9, 1998.**
- C. APPROVE AN ADDITIONAL 12-MONTH CONTRACT EXTENSION (#97T0289-JP) (MODIFICATION NO. 2) WITH MONARCH PAINT COMPANY FOR THE SUPPLY OF PAINT AND PAINT SUPPLIES; CONTRACT APPROVED ON JULY 15, 1997.**
- D. APPROVE AN ADDITIONAL 12-MONTH CONTRACT EXTENSION (#98T0041-JP) (MODIFICATION NO. 3) WITH AIR SANITATION, INC. FOR AIR FILTRATION SERVICES; CONTRACT APPROVED ON DECEMBER 9, 1997.**
- E. APPROVE AN ADDITIONAL 12-MONTH CONTRACT EXTENSION (#98T0228-MG) (MODIFICATION NO.1) WITH ENVIRO PLUMBING FOR PLUMBING TIME AND MATERIALS SERVICES; CONTRACT APPROVED ON JULY 7, 1998.**
- F. APPROVE AN ADDITIONAL 12-MONTH CONTRACT EXTENSION (#98T0223-MG) (MODIFICATION NO. 1) WITH Z-NON ELECTRIC, INC., FOR ELECTRICAL TIME AND MATERIALS SERVICES; CONTRACT APPROVED ON JULY 7, 1998.**

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

**ADMINISTRATIVE OPERATIONS ITEMS  
COUNTY POLICIES AND PROCEDURES**

- 15. DISCUSS PROPOSED REVISIONS TO THE TRAVIS COUNTY CODE, CHAPTER 31, RISK RESOLUTION AND TAKE APPROPRIATE ACTION. (10:21 AM)  
(10:59 AM) (4:14 PM)

**Members of the Court heard from:** Linda Moore Smith, Director, Human Resources Management Department (HRMD); Dan Mansour, Risk Manager, HRMD; Alicia Perez, Executive Manager, Administrative Operations; and Barbara Wilson, Assistant County Attorney, Transactions Division.

Judge Biscoe announced that Item 15 would be considered in Executive Session.

Discussion Only.

No action necessary on Item 15.

Item 15 to be reposted on May 25, 1999.

- 16. APPROVE PERSONNEL AMENDMENTS. (9:35 AM)

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

**PLANNING AND BUDGET ITEMS**

- 17. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:43 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Jessica Rio, Planning and Budget Analyst, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the Budget Amendments and Transfers including the add on.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

18. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (10:45 AM)

- A. APPROVE GRANT THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE WEATHERIZATION GRANT CONTRACT (DOE) FOR HEALTH AND HUMAN SERVICES DEPARTMENT.
- B. APPROVE GRANT THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS WEATHERIZATION GRANT CONTRACT (LIHEAP) FOR HEALTH AND HUMAN SERVICES DEPARTMENT.

**Clerk’s Note:** Items 18.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Alan Miller, Budget Analyst, PBO; Alfredo Carrasco, Manager, Housing Services, Austin-Travis County Health and Human Services Department (A-TC HHSD); and Stephen Williams, Executive Manager, A-TC HHSD and Veterans’ Services.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to approve Item 18.A and B.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

C. APPROVE APPLICATION FOR FUNDING OF SUMMER WAVES TRAFFIC GRANT THROUGH TEXAS DEPARTMENT OF TRANSPORTATION TO PROVIDE FOR OVERTIME FUNDING ON PEAK HOLIDAYS OF SUMMER 1999. (10:53 AM)

**Members of the Court heard from:** Mike Hemby, Research and Planning, Travis County Sheriff’s Office (TCSO).

**Motion by** Judge Biscoe **and seconded by** Commissioner Baxter to approve the filing of the application for funding.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**OTHER ITEMS**

- 19. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:35 AM)**

Item 19 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20. TAKE UP AT 1:30 P.M.  
RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION.  
(1:38 PM)**

Discussion Only on HB 1983.

**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

- 21. CONSIDER APPEAL REGARDING REQUEST FOR CATASTROPHIC SICK LEAVE FOR EMPLOYEE OF COUNTY AUDITOR, AND TAKE APPROPRIATE ACTION. <sup>3</sup>  
(1:42 PM) (4:15 PM)**

Judge Biscoe announced that Item 21 would be considered in Executive Session.

Item 21 postponed until May 25, 1999.

- 22. RECEIVE UPDATE FROM EXECUTIVE MANAGER TEAM ON STATUS OF SEARCH FOR DIRECTOR OF INFORMATION AND TELECOMMUNICATIONS SYSTEMS (ITS) AND RELATED MATTERS, AND TAKE APPROPRIATE ACTION. <sup>3</sup>  
<sup>3</sup> (10:59 AM) (1:42 PM) (4:15 PM)**

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

Item 22 postponed until May 22, 1999.

23. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY RE: SEC. 34.01 (b), TEXAS PROPERTY CODE TO CONSIDER BIDDING THE PROPERTY OFF TO A TAXING UNIT, I.E. TRAVIS COUNTY, AT A TAX SALE, WHEN A SUFFICIENT BID FOR THE PROPERTY IS NOT RECEIVED, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (1:42 PM) (4:15 PM)

Judge Biscoe announced that Item 23 would be considered in Executive Session.

No action necessary on Item 23.

Item 23 postponed until May 25, 1999.

24. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY V. RAUL & ROSALINDA TORRES AND TAKE APPROPRIATE ACTION. <sup>1</sup> (1:42 PM) (4:15 PM)

Judge Biscoe announced that Item 24 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that the County Judge be authorized to sign the deed.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

25. APPROVE, REJECT OR COUNTER THE COUNTER-OFFER RECEIVED FOR PARCEL 1DE FROM THE CLARK FAMILY PARTNERSHIPS, LTD, FOR THE THORNBERRY LOW WATER PROJECT. <sup>2</sup> (1:42 PM) (4:16 PM)

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

**Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to reject the counter offer.

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 26.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND REQUEST EXPERTS AND/OR TAKE APPROPRIATE ACTION IN; VICTOR WALLS V. TRAVIS COUNTY AND TRAVIS COUNTY SHERIFF'S OFFICE (WALLS; FRASIER; TEXAS TORT CLAIMS ACT; PREMISES, AND PERSONAL INJURY) <sup>1</sup> (9:36 AM)

Item 26 postponed until May 25, 1999.

- 27.** RECEIVE BRIEFING FROM COUNTY ATTORNEY, AND/OR AUTHORIZE COUNTY ATTORNEY TO MAKE, ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF PAMELA HUDSON V. TERRY KEEL AND TRAVIS COUNTY, CAUSE NO. 95-12583 (HUDSON; KEEL; TRAVIS COUNTY; 42 USC §1983 CLAIM) <sup>1</sup> & <sup>3</sup> (1:42 PM)

Item 27 postponed until May 25, 1999.

28. A. RECEIVE UPDATE FROM THE COUNTY ATTORNEY'S OFFICE ON STATUS OF CONSTRUCTION OF THE CRIMINAL JUSTICE CENTER BY M.W. BUILDERS, INC. AND TAKE APPROPRIATE ACTION. <sup>1</sup> & <sup>2</sup> (10:59 AM) (1:42 PM) (4:17 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER DUE TO DELAYS BY M.W. BUILDERS AND TAKE APPROPRIATE ACTION.
- C. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING PERFORMANCE ISSUES BY GRAEBER, SIMMONS & COWAN ON THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- D. RECEIVE UPDATE FROM COUNTY ATTORNEY REGARDING STATUS OF CONTRACT WITH FLUOR DANIEL AND TAKE APPROPRIATE ACTION. <sup>1</sup>

Judge Biscoe announced that Items 28.A, B, C, and D would be considered in Executive Session.

No action necessary on Items 28.A, B, C, and D.

Items 28.A and B to be reposted on May 25, 1999.

**THE FOLLOWING ITEMS ARE ADDENDA:**

- A.1 CONSIDER ORDER APPROVING AND RATIFYING WAIVER OF SECTION 32.004 OF THE TRAVIS COUNTY CODE WITH REGARD TO A LEASE BETWEEN PRUDENTIAL INSURANCE COMPANY OF AMERICA (BY AND THROUGH TRANSWESTERN PROPERTY COMPANY, ITS DULY AUTHORIZED AGENT) AND TRAVIS COUNTY, TEXAS FOR OFFICE SPACE AT 4401 FREIDRICH LANE, AUSTIN, TEXAS, AND TAKE APPROPRIATE ACTION. (4:17 PM)

Item A.1 to be reposted on May 25, 1999.

**A.2** APPROVE RESOLUTION HONORING THE EMS PROVIDERS OF THE AUSTIN/TRAVIS COUNTY EMS SYSTEM AND PROCLAIMING THE MONTH OF MAY "TRAUMA AWARENESS MONTH" AND THE WEEK OF MAY 16-22, 1999 "EMERGENCY MEDICAL SERVICES WEEK" IN TRAVIS COUNTY. (9:14 AM)

**Members of the Court heard from:** Chris Callsen, Director of Emergency Services, Justice and Public Safety (JPS); and Dr. Ed Racht, Medical Director, Austin-Travis County EMS.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item A.2.

**Motion carried:** County Judge Samuel T. Biscoe - yes  
Precinct 1, Commissioner Ron Davis - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Todd Baxter - yes  
Precinct 4, Commissioner Margaret J. Gómez - yes

**A.3** APPROVE PROCLAMATION RECOGNIZING THE WEEK OF MAY 21 THROUGH 28, 1999 AS "WATCH YOUR CAR AWARENESS WEEK" IN TRAVIS COUNTY, IN CONJUNCTION WITH TEXAS AUTOMOBILE THEFT PREVENTION AUTHORITY. (9:24 AM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item A.3.

**Motion carried:** County Judge Samuel T. Biscoe - yes  
Precinct 1, Commissioner Ron Davis - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Todd Baxter - yes  
Precinct 4, Commissioner Margaret J. Gómez - yes

**ADJOURNMENT**

**Motion by Commissioner Sonleitner and seconded by Commissioner Baxter to adjourn the Voting Session. (4:18 PM)**

**Motion carried:** County Judge Samuel T. Biscoe - yes  
Precinct 1, Commissioner Ron Davis - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Todd Baxter - 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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**Samuel T. Biscoe, Travis County Judge**