

## **MINUTES – JULY 13, 1999**

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

On Tuesday, the 13<sup>th</sup> day of July, 1999, the Commissioners' Court convened the regular Voting Session at 9:09 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 Jackie Raney.

The Commissioners' Court recessed the Voting Session at 12:15 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:53 PM.

The Commissioners' Court, meeting as the TCHFC retired to Executive Session at 1:58 PM.

The Commissioners' Court reconvened the TCHFC Voting Session at 2:09 PM.

The Travis County Housing Finance Corporation (TCHFC) Voting Session was adjourned at 2:11 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 2:11 PM and adjourned the Voting Session at 2:29 PM.

The Commissioners' Court reconvened the Voting Session at 2:29 PM.

The Commissioners' Court retired to Executive Session at 3:20 PM.

The Commissioners' Court adjourned the Voting Session at 6:05 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.

## PUBLIC HEARINGS

### 1. PUBLIC HEARING TO ESTABLISH THE DISTRICT CLERK'S JURY MANAGEMENT FEE OF \$15.00. (9:10 AM)

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

**Motion carried:**

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

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

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	absent
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 19. B. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Gus Peña, President of East Austin Concerned Hispanics.  
(9:11 AM)

**CONSENT ITEMS**

2. **Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to approve the following Consent Items: C1-C8 and Items 6, 19.A & B, 22, and 26. (9:15 AM)

**Motion carried:**

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	absent
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 SESSION OF JUNE 29, 1999.
- C4. APPOINT DEIDRE SAVOIE-JAMES (RESIDENT CATERGORY) TO THE BOARD OF DIRECTORS OF TRAVIS COUNTY HOUSING AUTHORITY.
- C5. APPROVE BOND FOR RESERVE DEPUTY FOR CONSTABLE, PRECINCT FIVE FOR: TERRY WAYNE JONES.
- C6. APPROVE A PRELIMINARY PLAN IN PRECINCT ONE: HIGH MESA PRELIMINARY PLAN – (PRELIMINARY PLAN – NO FISCAL REQUIRED – 195 LOTS – 212.16 ACRES – BOIS D'ARC LANE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- C7. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 1, SUNDAY HOUSE SUBDIVISION – (SHORT FORM PLAT – NO FISCAL REQUIRED – 3 LOTS – 107.174 ACRES – COMMANDERS POINT DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).

**CONSENT ITEMS CONTINUED**

- C8.** APPROVE THE PARTIAL VACATION OF LOT 17, THE AMENDED PLAT OF LAKE POINTE SECTION NINE AND A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 17, BLOCK 'A', THE AMENDED PLAT OF LAKE POINTE, SECTION NINE (SHORT FORM PLAT – NO FISCAL REQUIRED – 1 LOT – 8.3666 ACRES – RESACA BOULEVARD – SEWAGE SERVICE TO BE PROVIDED BY WEST TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NUMBER 5).

**HEALTH AND HUMAN SERVICES ITEMS**

- 3.** AUTHORIZE TRAVIS COUNTY HEALTH AND HUMAN SERVICES (DEAF SERVICES) TO SUBMIT A PROPOSAL IN RESPONSE TO A REQUEST FOR PROPOSAL (RFP) TO TEXAS COMMISSION FOR THE DEAF AND HARD OF HEARING FOR PROVISIONS OF (1) COMMUNICATION ACCESS SERVICES (2) SENIOR CITIZEN PROGRAM SERVICES AND (3) MENTOR PROGRAM.  
(9:20 AM)

**Members of the Court heard from:** Deborah Drummond, Acting Program Manager for Deaf Services, Travis County Health and Human Services Department (A-TC HHSD).

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

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

**JUSTICE AND PUBLIC SAFETY ITEMS**

4. APPROVE INTERLOCAL AGREEMENT FOR EMERGENCY MEDICAL SERVICES AND HELICOPTER SERVICES WITH CITY OF LAGO VISTA.  
(9:24 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Barbara Wilson, Assistant County Attorney.

Discussion Only.

Item 4 to be reposted on July 20, 1999.

5. REVIEW AND DISCUSS STATUS OF PLAN FOR CENTRAL BOOKING AND MAGISTRATION AND OTHER ISSUES RELATED TO THE CRIMINAL JUSTICE CENTER, AND TAKE APPROPRIATE ACTION. (9:31 AM) (11:06 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, JPS; Kati Broderick, Manager, JPS; Jim Barr, Contract Administrator, Facilities Management; Jim Rust, Director, Pretrial and Community Services and Corrections Department (CSCD); Dan Richards, Chief Deputy, Travis County Sheriff's Office (TCSO); and Margo Frasier, Travis County Sheriff.

Discussion only.

6. APPROVE LEASE BETWEEN TRAVIS COUNTY (FOR JUVENILE PROBATION DEPARTMENT) AND THE BROWN SCHOOLS (DITTMAR CAMPUS, 1106 WEST DITTMAR ROAD, AUSTIN, TEXAS). (9:15 AM)

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

**PURCHASING DEPARTMENT ITEMS**

7. APPROVE QUANTUM MERUIT CLAIM FROM H.E.BUTT GROCER COMPANY.  
(10:08 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County HHSD; Kathlyn Rodriquez, Field Operation Manager, H.E. Butt Grocer; and Michele Pearson, Travis County Auditor's Office.

Discussion Only.

Item 7 to be reposted on July 20, 1999.

8. A. APPROVE TRANSFER OF \$50,000 FROM THE 1984 CIP PROJECT, 4-U016, BRADSHAW ROAD RECONSTRUCTION PROJECT TO USE FOR CONSTRUCTION TESTING AND CONTINGENCIES ON THE BRADSHAW ROAD BRIDGE REPLACEMENT PROJECT. (10:38 AM)
- B. APPROVE CONTRACT FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE BRADSHAW ROAD BRIDGE REPLACEMENT PROJECT, IFB #B990704-JJ, TO THE LOW QUALIFIED BIDDER, JAY REESE CONTRACTORS, INC.

**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; and Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 8.

<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

9. APPROVE AMENDMENT OF CONTRACT BETWEEN TRAVIS COUNTY AND THE AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER, PS980111TS, FOR COMMUNITY ACTION NETWORK (CAN) ADMINISTRATIVE COSTS. (10:42 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** 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

## TRANSPORTATION & NATURAL RESOURCES DEPARTMENT ITEMS

10. A. APPROVE CASH SECURITY AGREEMENT WITH MORRISON HOMES IN A FORM DIFFERENT THAN SHOWN IN STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS FOR THE PURPOSE OF POSTING SIDEWALK FISCAL ONLY, IN STEINER RANCH PHASE 1 SECTION 5C, IN PRECINCT TWO. (9:16 AM)
- B. APPROVE CASH SECURITY AGREEMENT WITH NEWMARK HOMES IN A FORM DIFFERENT THAN SHOWN IN STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS FOR THE PURPOSE OF POSTING SIDEWALK FISCAL ONLY, IN STEINER RANCH PHASE 1 SECTION 5C, IN PRECINCT TWO.
- C. APPROVE CASH SECURITY AGREEMENT WITH NEWMARK HOMES L.P., IN A FORM DIFFERENT THAN SHOWN IN STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS FOR THE PURPOSE OF POSTING SIDEWALK FISCAL ONLY, IN STEINER RANCH PHASE 2 SECTION 3A, IN PRECINCT TWO.
- D. APPROVE CASH SECURITY AGREEMENT WITH MHI, IN A FORM DIFFERENT THAN SHOWN IN STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS FOR THE PURPOSE OF POSTING SIDEWALK FISCAL ONLY, IN STEINER RANCH PHASE 2 SECTION 3B, IN PRECINCT TWO.

Item 10.A, B, C and D postponed until July 20, 1999.

11. A. APPROVE AND EXECUTE THE RIGHT-OF-WAY AGREEMENT BETWEEN LAKEWAY PLAZA PARTNERS, A TEXAS GENERAL PARTNERSHIP AND TRAVIS COUNTY TEXAS TO ACQUIRE RIGHT-OF-WAY FOR THE LOHMAN'S CROSSING ROAD RECONSTRUCTION PROJECT. (9:16 AM)
- B. APPROVE AND EXECUTE THE RIGHT-OF-WAY AGREEMENT BETWEEN ALBERTSON'S INC., A DELAWARE CORPORATION, AND TRAVIS COUNTY, TEXAS TO ACQUIRE RIGHT-OF-WAY FOR THE LOHMAN'S CROSSING ROAD RECONSTRUCTION PROJECT.
- C. CONSIDER BIDS RECEIVED FOR CONSTRUCTION OF IMPROVEMENTS TO LOHMAN'S CROSSING ROAD, IFB #B990706-JG, AND TAKE APPROPRIATE ACTION.

Item 11.A, B and C postponed until July 20, 1999.

### ADMINISTRATIVE OPERATIONS ITEMS`

12. CONSIDER REVISIONS TO EMPLOYEE MOBILITY POLICY (10.030) AND TAKE APPROPRIATE ACTION. (10:52 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Carlotta Valdez, Compensation and Benefits Manager, HRMD.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 12.

<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

13. APPROVE AMENDMENT TO LEASE FOR COMMUNITY SUPERVISION AND CORRECTION DEPARTMENT (CSCD) AT SOUTHPARK BUSINESS PARK WITH TRANSWESTERN PROPERTIES. (9:14 AM)

Item 13 postponed until July 20, 1999.



14. CONSIDER REQUEST TO AUTHORIZE PAYROLL DEDUCTION FOR MONTHLY DUES FOR COUNTY EMPLOYEES WHO ARE MEMBERS OF THE FRATERNAL ORDER OF POLICE. (10:57 AM)

**Members of the Court heard from:** Kevin Miskell, Constable, Precinct 3; Tip Burgwell, President of the Capitol Area FOP Chapter; Mike Simpson, National Trustee for the FOP; and Barbara Wilson, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 14.

<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	-	abstain
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

15. APPROVE AMENDMENT NO. 5 BETWEEN TRAVIS COUNTY AND GRAEBER, SIMMONS, & COWAN FOR A/E SERVICES PROVIDED AT THE BLACKWELL-THURMAN CRIMINAL JUSTICE CENTER. (11:02 AM) (2:30 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item 15.

**Motion carried:**

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

**Motion by Judge Biscoe and seconded by Commissioner Davis** to reconsider the motion on Item 15.

**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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to reverse the Court's position and not approve item 15.

**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

16. RECEIVE UPDATE ON PROGRESS OF CONSTRUCTION AT THE BLACKWELL-THURMAN CRIMINAL JUSTICE CENTER, INCLUDING BUDGET AND SCHEDULE. (11:06 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Mike Barrow, Construction Project Manager, Fluor Daniel; Kevin Bailey, Director, Facilities Management; Jim Barr, Contract Administrator, Facilities Management; Trenton Wann, AIA, Principal, Graeber, Simmons & Cowan; and Jim Overton, Construction Contract Administrator, Graeber, Simmons & Cowan.

Discussion only.

**17. APPROVE PERSONNEL AMENDMENTS. (2:31 PM)**

**Members of the Court heard from:** Carlotta Valdez, Compensation and Benefits Manager, HRMD; Alicia Perez, Executive Manager, Administration Operations.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 17.

**Clerk's Note:** Commissioner Sonleitner seconded the Motion, noting the reading into the record of the changes concerning the pay level for the Facilities Slot 80.

<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

## **PLANNING AND BUDGET DEPARTMENT ITEMS**

**18. DISCUSS AND APPROVE PROPOSED FY 2000 FINE AND FEE CHANGES. (2:38 PM)**

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney.

Discussion only.

Item 18 to be reposted on July 20, 1999.

**19. A. APPROVE TEMPORARY DISCONTINUATION OF SHERIFF'S VENIRE FEE OF \$15.00.****B. APPROVE ESTABLISHMENT OF DISTRICT CLERK'S JURY MANAGEMENT FEE OF \$15.00.**

Item 19.B is the Action item for Item 1.

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

**20. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:55 PM)**

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Jessica Rio, Planning and Budget Analyst, PBO; Dana DeBeauvoir, Travis County Clerk; and Marc McCray, Planning and Budget Analyst, PBO.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item 20.

**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

**21. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.****A. APPROVE GRANT APPLICATION FOR LOCAL LAW ENFORCEMENT BLOCK GRANT TO BUREAU OF JUSTICE ASSISTANCE FOR SHERIFF'S OFFICE. (3:08 PM)**

**Members of the Court heard from:** Michael Hemby, Research and Planning, TCSO; and Shoshanna Lansberg, Budget Analyst, PBO.

Discussion only.

Item 21 to be reposted on July 20, 1999.

**OTHER ITEMS****22. APPROVE DONATION FORM MS. LAURA CRUMPACKER OF ONE (1) PERSONAL COMPUTER FOR THE VICTIM SERVICES UNIT OF THE TRAVIS COUNTY SHERIFF'S OFFICE. (9:12 AM)**

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

- 23. REVISED WORDING: CONSIDER CONTRACT FOR \$30,000 WITH AMERICAN INSTITUTE FOR LEARNING AND THE TEXAS RESTAURANT ASSOCIATION EDUCATION FOUNDATION FOR WORKFORCE DEVELOPMENT TRAINING, AND TAKE APPROPRIATE ACTION. (9:16 AM)**

Item 23 postponed until July 20, 1999.

- 24. CONSIDER REQUEST OF LOWER COLORADO REGIONAL WATER PLANNING GROUP FOR COUNTY TO PAY ALLOCATED SHARE OF \$7,788.00. (6:05 PM)**

Item 24 postponed until July 20, 1999.

- 25. CONSIDER REQUEST FROM NORTH AMERICA'S SUPERHIGHWAY COALITION, INC. FOR COUNTY PAYMENT OF \$1500 TOWARD I-35, I-94 AND I-29, TRADE CORRIDOR STUDIES PURSUANT TO THE TRANSPORTATION EQUITY ACT, AND TAKE APPROPRIATE ACTION. (6:05 PM)**

Item 25 postponed until July 20, 1999.

- 26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:12 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

Note 4 - Gov't Code Ann 551.076, Security

- 27.**    **A. DISCUSS THE SPACE PROVIDED UNDER THE LEASE AGREEMENT BETWEEN TRAVIS PROPERTIES AND TRAVIS COUNTY FOR SPACE AT 207 W. 9<sup>TH</sup> STREET FOR CRIMINAL JUSTICE PLANNING, EMERGENCY SERVICES AND THE COUNTY ATTORNEY AND THE IMPACT OF FISCAL YEAR 2000 BUDGET PROPOSALS ON THE AGREEMENT. <sup>2</sup> (3:19 PM) (6:05 PM)**
- B. DISCUSS ANY APPROPRIATE MODIFICATIONS TO THE LEASE BETWEEN TRAVIS PROPERTIES AND TRAVIS COUNTY FOR SPACE AT 207 W. 9<sup>TH</sup> STREET. <sup>2</sup> (3:19 PM) (6:05 PM)**

Judge Biscoe announced that Items 27.A & B would be considered in Executive Session.

Items 27.A & B postponed until July 20, 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> (3:19 PM) (5:09 PM)
- B. RECEICE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER DUE TO DELAY BY M.W. BUILDERS AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:19 PM) (5:09 PM)
- C. REVIEW CLAIM FROM THE CCC GROUP INC. AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:19 PM) (5:09 PM)

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

**Members of the Court heard from:** Don Young, CCC Group; Whit Pilcher, Construction Administrator, CCC Group; and Mike Barrow, Construction Project Manager, Fluor Daniel.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item 28.C.

<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

Items 28.A, B, and C to be reposted on July 20, 1999.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN VAN P. CALLAHAN V. SHERIFF MARGO FRASIER, ET AL; CAUSE NO. A-98-CA-218 SS; (CALLAHAN; FRASIER; §1983; CRUEL AND UNUSUAL PUNISHMENT). <sup>1</sup> (3:19 PM)

Item 29 pulled from the Agenda.

30. ACCEPT, REJECT OR COUNTER OFFER OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING, PROJECT NO. 97B02-18-2PA, PARCEL #5; N.E. PARK ACCESS ROAD; (OWNER: STEVEN MICHAEL ANDERSON AS TRUSTEE OF THE ROBERT F. ANDERSON NON-REVOCABLE TRUST, OR TAKE OTHER APPROPRIATE ACTION. GIESELMAN; CONDEMNATION). <sup>1</sup> (3 :19 PM) (6:05 PM)

Judge Biscoe announced that Item 30 would be considered in Executive Session.

Item 30 postponed until July 27, 1999.

31. APPROVE RIGHT-OF-ENTRY FOR NORTHEAST TRAVIS COUNTY PARK TRACT FOR PARK ACCESS AT PFLUGERVILLE ROAD (OWNER: STEVEN MICHEAL ANDERSON, TRUSTEE, ET AL) AND/OR TAKE APPROPRIATE ACTION). <sup>1</sup> (3:19 PM) (6:05 PM)

Judge Biscoe announced that Item 31 would be considered in Executive Session.

Item 31 postponed until July 20, 1999.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN JOE FONSECA V. THE CITY OF AUSTIN AND TRAVIS COUNTY, CAUSE NO. A-99-CA-107SS (FRASIER; WRONGFUL DEATH/CIVIL RIGHTS). <sup>1</sup> (3:19 PM) (6:05 PM)

Judge Biscoe announced that Item 32 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to make an offer of Judgement in the amount of \$10,000.00.

<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



- 33.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND REGARDING CIP PROJECT NO. 97-21, PARCEL #17; HOWARD LANE; (PRIME TIME ENTERTAINMENT, INC.; GIESELMAN; CONDEMNATION). <sup>1</sup> & <sup>2</sup> (3:19 PM) (6:05 PM)

Judge Biscoe announced that Item 33 would be considered in Executive Session.

Item 33 postponed until July 20, 1999.

- 34.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND REGARDING CIP PROJECT NO. 97-21, PARCEL #16; HOWARD LANE; (WTL, INC., A TEXAS CORPORATION; GIESELMAN; CONDEMNATION). <sup>1</sup> & <sup>2</sup> (3:19 PM) (6:05 PM)

Judge Biscoe announced that Item 34 would be considered in Executive Session.

Item 34 postponed until July 20, 1999.

## ADJOURNMENT

**Motion by Commissioner Davis and seconded by Commissioner Baxter** to adjourn the Voting Session. (6:05 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**