

## **MINUTES – DECEMBER 7, 1999**

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

On Tuesday, the 7<sup>th</sup> day of December, 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 Deputies Melissa Velasquez.

The Commissioners' Court retired to Executive Session at 11:25 AM.

The Commissioners' Court reconvened the Voting Session at 12:01 PM.

The Commissioners' Court recessed the Voting Session at 12:06 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 1:37 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:38 PM and adjourned the Voting Session at 1:49 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 1:49 PM and adjourned the Voting Session at 1:49 PM.

The Commissioners' Court, meeting as the Capital Industrial Development Corporation (CIDC) called to order the Voting Session at 1:50 PM and adjourned the Voting Session at 1:50 PM.

The Commissioners' Court reconvened the Voting Session at 1:50 PM.

The Commissioners' Court retired to Executive Session at 3:18 PM.

The Commissioners' Court reconvened the Voting Session at 3:57 PM.

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

**Clerk's Note:** After Court was convened, the Commissioners' Court heard from Michelle Brinkman, Deputy Chief, District Clerk's Office, and welcomed elementary students from Meritor Academy.

## PUBLIC HEARINGS

**1. PUBLIC HEARING TO APPROVE A PROPOSED STREET NAME CHANGE FROM GRAY MOUNTAIN DRIVE TO "COLDWATER MOUNTAIN COURT" IN COLDWATER P.U..D. SECTION 1, IN PRECINCT TWO. (9:14 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 Baxter 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 C13.

2. PUBLIC HEARING TO APPROVE THE RECORDING OF A PLAT IN PRECINCT THREE: RESUBDIVISION OF A PORTION OF LOT 36, PEDERNALES BEND SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 10.054 ACRES - MEL'S ROAD - LCRA ON SITE WASTEWATER - OUTSIDE ETJ). (9:15 AM)

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez 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, TNR.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez 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 2 is Item C14.

3. PUBLIC HEARING TO APPROVE THE RECORDING OF A PLAT IN PRECINCT THREE: RESUBDIVISION OF LOTS 156 AND 157, TRAVIS SETTLEMENT SECTION THREE - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 3.154 ACRES - CREEK MEADOW COVE - APPROVED ON SITE WASTEWATER - OUTSIDE ETJ). (9:16 AM)

**Motion by Judge Biscoe and seconded by Commissioner Gómez** 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, TNR.

**Motion by Commissioner Baxter 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 3 is Item C15.

4. PUBLIC HEARING TO APPROVE THE RECORDING OF A PLAT IN PRECINCT THREE: RESUBDIVISION OF LOT 45, NAUMANN’S CAMP AMENDED - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 2.227 ACRES - PEDERNALES DRIVE - LCRA ON SITE WASTEWATER - OUTSIDE ETJ). (9:18 AM)

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez 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, TNR; and Unknown Male (the landowner).

**Motion by** Commissioner Baxter **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 4 is Item C16.

5. PUBLIC HEARING TO APPROVE A FIVE MONTH TEMPORARY ROAD CLOSURE OF OLD LOCKHART HIGHWAY FROM MARGO DR. TO U.S. HIGHWAY 183 IN PRECINCT FOUR. (9:20 AM)

**Motion by** Commissioner Gómez **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, TNR.

**Motion by** Commissioner Gómez **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 5 is Item C17.

6. RECEIVE BRIEFING REGARDING OUTDOOR BURNING BAN IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND TAKE APPROPRIATE ACTION. (9:22 AM)

No action required on Item 6.

7. INTRODUCTION OF ANN-MARIE SHEELY AND KELLY GARCIA TO COMMISSIONERS' COURT BY COUNTY ATTORNEY'S OFFICE. (9:22 AM)

Item 7 postponed until December 14, 1999.

## RESOLUTIONS & PROCLAMATIONS

8. APPROVE RESOLUTION RECOGNIZING DR. EDWARD RACHT FOR BEING NAMED BY THE TEXAS DEPARTMENT OF HEALTH, BUREAU OF EMERGENCY MANAGEMENT AS THE TEXAS EMS MEDICAL DIRECTOR OF THE YEAR. (9:23 AM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez 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

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Gus Peña, President of East Austin Concerned Hispanics; Kenneth Snyder, Private Citizen; Rolando Peña, President of Galindo Elementary Neighborhood Association; and Mary Aleshire, Private Citizen. (9:30 AM)

**CONSENT ITEMS**

- 9. Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C17 (excluding C16), and Items 13, 14, 16, 17, 18, 20.A, B, & C, 21, 22, 24, and 28. (9:44 AM)

**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

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** REAPPOINT CAROL OLEWIN AND S.J. FOWLER TO THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT #12; TERM EFFECTIVE UNTIL JANUARY 2002.
- C4.** APPOINT ANN MARSHALL TO THE TRAVIS COUNTY HISTORICAL COMMISSION; TERM EFFECTIVE THROUGH DECEMBER 2001.
- C5.** REAPPOINT MIKE HOWE TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #2 (PFLUGERVILLE); EFFECTIVE THROUGH DECEMBER 31, 2001.
- C6.** REAPPOINT CHARLES C. SHAW TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #2 AS A PRECINCT 2 APPOINTEE; EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2001.
- C7.** REAPPOINT DAVID CALVERY TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #4; EFFECTIVE IMMEDIATELY UNTIL DECEMBER 31, 2001.
- C8.** REAPPOINT KEVIN MACDONNELL TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #4; EFFECTIVE THROUGH DECEMBER 31, 2001.
- C9.** APPOINT BRAD ELLIS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #6 BOARD (HUDSON BEND); TERM ENDING DECEMBER 31, 2001.



**CONSENT ITEMS CONTINUED**

- C10.** REAPPOINT DEANE ARMSTRONG TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #7 (JONESTOWN/SANDY CREEK); EFFECTIVE THROUGH DECEMBER 31, 2001.
- C11.** REAPPOINT THOMAS L. ATWOOD TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #7 (JONESTOWN/SANDY CREEK); EFFECTIVE THROUGH DECEMBER 31, 2001.
- C12.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAKE RIDGE HEIGHTS (SHORTFORM PLAT - 2 LOTS - 8.86 ACRES - FISCAL POSTED WITH TRAVIS COUNTY - TUMBLEWEED TRAIL - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY.
- C13.** APPROVE PROPOSED STREET NAME CHANGE FROM GRAY MOUNTAIN DRIVE TO "COLDWATER MOUNTAIN COURT" IN COLDWATER P.U.D. SECTION 1, IN PRECINCT TWO.

**Clerk's Note:** Item C13 is the action item for Item 1.

- C14.** APPROVE THE RECORDING OF A PLAT IN PRECINCT THREE: RESUBDIVISION OF A PORTION OF LOT 36, PEDERNALES BEND SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 10.054 ACRES - MEL'S ROAD - LCRA ON SITE WASTEWATER - OUTSIDE ETJ).

**Clerk's Note:** Item C14 is the action item for Item 2.

- C15.** APPROVE THE RECORDING OF A PLAT IN PRECINCT THREE: RESUBDIVISION OF LOTS 156 AND 157, TRAVIS SETTLEMENT SECTION THREE - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 3.154 ACRES - CREEK MEADOW COVE - APPROVED ON SITE WASTEWATER - OUTSIDE ETJ).

**Clerk's Note:** Item C15 is the action item for Item 3.

- C16.** APPROVE THE RECORDING OF A PLAT IN PRECINCT THREE: RESUBDIVISION OF LOT 45, NAUMANN'S CAMP AMENDED - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 2.227 ACRES - PEDERNALES DRIVE - LCRA ON SITE WASTEWATER - OUTSIDE ETJ). (9:44 AM) (4:13 PM)

**Clerk's Note:** Item C16 is the action item for Item 4.

Item C16 to be reposted on December 14, 1999.

**CONSENT ITEMS CONTINUED**

- C17.** APPROVE A FIVE MONTH TEMPORARY ROAD CLOSURE OF OLD LOCKHART HIGHWAY FROM MARGO DR. TO U.S. HIGHWAY 183 IN PRECINCT FOUR.

**Clerk's Note:** Item C17 is the action item for Item 5.

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 10.** APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF PFLUGERVILLE FOR WATER AND WASTEWATER SERVICE TO THE COUNTY'S NORTHEAST METROPOLITAN PARK. (9:46 AM)

**Clerk's Note:** Items 10 and 11.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Unknown Male; Steve Manilla, Director of Engineering and Planning, TNR; Craig Carlton, C.C. Carlton Industries, Ltd.; David Escamilla, First Assistant County Attorney; Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO); and Christian Smith, Executive Manager, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 10.

<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	no

11. A. AUTHORIZE THE ISSUANCE OF \$1,150,000 IN FY 2000 CERTIFICATES OF OBLIGATION FOR IMPROVEMENTS TO NORTHEAST METRO PARK (97 BOND PROJECT) AND TO BRATTON LANE (97 BOND PROJECT) IN LIEU OF ISSUANCE OF AN EQUAL AMOUNT OF BOND AUTHORIZATION FOR HOWARD LANE (97 BOND PROJECT). (9:46 AM) (11:24 AM) (2:58 PM) (3:58 PM)
- B. APPROVE RESOLUTION EXPRESSING INTENT TO FINANCE EXPENDITURES BE INCURRED IN RELATION TO THE NORTHEAST METRO PARK (97 BOND PROJECT).
- C. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR NORTHEAST METROPOLITAN PARK CONSTRUCTION PROJECT, IFB #B000700-JJ TO THE LOW QUALIFIED BIDDER C.C. CARLTON INDUSTRIES, LTD.

**Clerk's Note:** Items 11.A, B, C, and 10 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Craig Carlton, , C.C. Carlton Industries, Ltd.; Christian Smith, Executive Manager, PBO; Steve Manilla, Director of Engineering and Planning, TNR; Joe Gieselman, Executive Manager, TNR; Cyd Grimes, Travis County Purchasing Agent; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the contract award to the low bidder, C.C. Carlton Industries, and that they will have to prepare an immediate change order reduction of \$375,000.00, with the appropriate budget amendments being pulled together to create \$375,000.00 of new moneys going toward this budget. No reimbursement resolutions would be needed, and the source of that \$375,000.00 would be from Funds 433 and 439, with special note as to which could be used on park items, and which could be used on road improvements.

<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	no

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez to reconsider the Vote on Item 11.

<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

**ITEM 11 CONTINUED**

**Clerk's Note:** Judge Biscoe then instructed that with no objection, the Minutes reflect that the Court approved by Consensus Commissioner Baxter voting no on Item 11. The Commissioners' Court record does reflect the Corrected Vote.

<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	no
	Precinct 4, Commissioner Margaret J. Gómez	no

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the reimbursement resolution presented to the Court, and the contract in the amount \$5,241,276.83, including the changes read into the record.

<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	absent

**PURCHASING DEPARTMENT ITEMS****12. RATIFY PURCHASE OF A JEEP FROM MAXWELL CHRYSLER PLYMOUTH DODGE AND/OR TAKE OTHER APPROPRIATE ACTION. (11:05 AM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Susan Spataro, Travis County Auditor; and John Hille, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve vendor's quantum meruit claim.

<b>Motion failed:</b>	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	no
	Precinct 2, Commissioner Karen Sonleitner	no
	Precinct 3, Commissioner Todd Baxter	no
	Precinct 4, Commissioner Margaret J. Gómez	yes

**Motion by Commissioner Sonleitner and seconded by Commissioner Gómez** to reconsider the previous Vote.

<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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to pay the quantum meruit claim in 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 CONTRACT AWARD FOR FIRE ALARM SYSTEM SERVICES, IFB# B000007-JP, TO THE LOW, QUALIFIED BIDDER, GRINNELL FIRE PROTECTION SYSTEMS. (9:44 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0048-LD, ADVANCED BATTERY CO. FOR AUTOMOTIVE STORAGE BATTERIES; CONTRACT APPROVED ON 12/15/98. (9:44 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. A.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 98T0050-OJ, HAMMERMAN AND GAINER, INC., THIRD PARTY ADMINISTRATION SERVICES AND MEDICAL AUDIT SERVICES; CONTRACT APPROVED ON 12/16/97. (9:22 AM)

- B.** DISCUSS AND TAKE APPROPRIATE ACTION ON PERFORMANCE ADJUSTMENTS REIMBURSEMENT PAID BY HAMMERMAN & GAINER, INC. TO TRAVIS COUNTY.

Items 15. A and B postponed until December 14, 1999.

- 16.** APPROVE MODIFICATION NO. 4 TO CONTRACT NO. PS960012LH, SOUTHWEST KEY PROGRAM, INC. FOR PROVISION OF INTENSIVE SUPERVISION SERVICES FOR JUVENILE OFFENDERS UNDER SUPERVISION OF TRAVIS COUNTY JUVENILE COURT. (9:44 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17.** APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS990091LH, SOUTHWEST KEY PROGRAM, INC. FOR PROVISION OF DAY REPORTING/DAY TREATMENT SERVICES FOR JUVENILE OFFENDERS UNDER SUPERVISION OF TRAVIS COUNTY JUVENILE COURT. (9:44 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. APPROVE INTERLOCAL AGREEMENT WITH CITY OF AUSTIN FOR THE CONGREGATE MEAL PROGRAM FOR SENIOR CITIZENS (SENIOR LUNCHEON PROGRAM) SERVED AT THE RURAL COMMUNITY CENTERS. (9:44 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

### **PLANNING AND BUDGET DEPT. ITEMS**

- 19. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (4:06 PM)**

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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Item 19.

<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	absent

- 20. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:44 AM)**
- A. APPROVE GRANT APPLICATION TO BUREAU OF JUSTICE ASSISTANCE FOR RESTORATIVE JUSTICE/ACCOUNTABILITY SENTENCING INITIATIVE FOR D.A.'S OFFICE.**
  - B. APPROVE GRANT CONTRACT WITH CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR, FOR ROPES FAMILY INITIATIVES FOR JUVENILE COURT.**
  - C. APPROVE GRANT APPLICATION TO BUREAU OF JUSTICE ASSISTANCE FOR COMMUNITY JUSTICE 2000 GRANT.**

Item 20.A, B, and C added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

**ADMINISTRATIVE OPERATIONS ITEMS**

21. APPROVE PAYROLL STUFFER ON SHORT TERM DISABILITY FOR DECEMBER 15, 1999 PAYROLL. (9:44 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

22. APPROVE PERSONNEL AMENDMENTS. (9:44 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

**OTHER ITEMS**

23. **SCHEDULED AT 1:30 P.M.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (1:51 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Dave Stauch, Herndon Stauch Associates; and Alicia Perez, Executive Manager, Administrative Operations.

**Clerk's Note:** No Motion was made on the above Item.

<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	absent

24. APPROVE LICENSE AGREEMENT WITH THE TEXAS MEDICAL LIABILITY TRUST FOR USE OF ROOM 421 OF COURTHOUSE (53RD DISTRICT COURTROOM) FOR PRODUCTION OF STILL PHOTOS. (9:44 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.



- 25.** APPROVE THE ISSUANCE OF TRAVIS COUNTY HOUSING FINANCE CORPORATION MULTIFAMILY HOUSING REVENUE BONDS (THE VILLAGE AT COLLINWOOD) SERIES 1999A AND TRAVIS COUNTY HOUSING FINANCE CORPORATION MULTIFAMILY HOUSING REVENUE BONDS (THE VILLAGE AT COLLINWOOD) SERIES 1999B IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$9,000,000.00, BY TRAVIS COUNTY HOUSING FINANCE CORPORATION, AND TAKE APPROPRIATE ACTION. (9:23 AM) (1:50 PM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the issuance of the 1999A Series bonds in the amount of \$7.5 million.

<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	absent

- 26.** APPROVE A REQUIRED RETENTION PLAN AS REQUESTED BY THE DEPARTMENT OF JUSTICE FOR COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT - UNIVERSAL HIRING PROGRAM (UHP) FOR SHERIFF'S OFFICE. (1:58 PM)

**Members of the Court heard from:** Margo Frasier, Travis County Sheriff; Mike Hemby, Research and Planning, Travis County Sheriff's Office (TCSO); and Jim Connolly, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 26.

<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	absent

- 27.** ACCEPT VEHICLE FOR USE BY SHERIFF'S COMBINED AUTO THEFT TASK FORCE. (9:22 AM)

Item 27 pulled from the Agenda.

**28. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:44 AM)**

Item 28 added to Consent Items. Please refer to Agenda Item 9 (CONSENT ITEMS) for the Court's Motion and Vote.

**A.1 APPROVE SETTLEMENT AND TERMINATION OF CONTRACT WITH CAPITAL IDEA FOR WORKFORCE DEVELOPMENT SERVICES. (2:13 PM)**

Items A.1, A.2, and A.3 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Stephen Williams, Executive Director, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Mary Etta Gerhardt, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; Ellen Richards, Contract Monitor; and Unknown Female.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to terminate the contract as set forth in Item A.1.

**Withdrawal of the previous Motion was made by Judge Biscoe.**

Item A.1 to be reposted on December 14, 1999.

**A.2 APPROVE CONTRACT BETWEEN TRAVIS COUNTY AND CAPITAL IDEA FOR WORKFORCE DEVELOPMENT SERVICES. (2:13 PM)**

Items A.1, A.2, and A.3 are associated with one another and were called for concurrent discussion.

Item A.2 to be reposted on December 14, 1999.

**A.3 APPROVE INTERLOCAL COOPERATION AGREEMENT FOR WORKFORCE DEVELOPMENT SERVICES BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY THROUGH CONTRACT WITH CAPITAL IDEA. (2:13 PM)**

Items A.1, A.2, and A.3 are associated with one another and were called for concurrent discussion.

Item A.3 to be reposted on December 14, 1999.

- A.4** AUTHORIZE COUNTY AUDITOR TO RELEASE A CHECK NO LATER THAN DECEMBER 10, 1999 IN THE AMOUNT OF \$300,000.00 FOR SETTLEMENT OF TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD. FROM ACCOUNT # 424 4992 653 8114. (4:10 PM)

**Members of the Court heard from:** Jessica Rio, Planning and Budget Analyst, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item A.4.

<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	absent

- A.5** APPOINT JUDGE OF COUNTY COURT AT LAW NO. 5. (9:23 AM) (11:25 AM) (12:01 PM)

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

**Members of the Court heard from:** David Escamilla, First Assistant County Attorney.

**Motion by** Commissioner Gómez to appoint Judge Elena Diaz to the unexpired term, effective January 2, 2000, for County Court at Law No. 5.

The Motion was not Seconded.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to appoint Judge Gisela Triana to the unexpired term of County Court at Law No. 5.

<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

- A.6** CONSIDER AND TAKE ACTION ON CHANGES TO THE INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN FOR WORKFORCE DEVELOPMENT SERVICES THROUGH THE COUNTY’S CONTRACT WITH THE TEXAS ASSOCIATION OF MINORITY BUSINESS ENTERPRISES WHICH WERE REQUESTED BY THE CITY OF AUSTIN. (3:16 PM)

**Members of the Court heard from:** Mary Etta Gerhardt, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Item A.6.

<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	absent

## 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

- 29. A.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY’S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>  
(3:18 PM) (3:57 PM)

- B.** RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>

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

Judge Biscoe announced that Items 29.A and B would be considered in Executive Session.

No Action necessary on Item 29.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF JESSE EASON V. TRAVIS COUNTY, ET AL. (EASON; TRAVIS COUNTY; GIESELMAN)  
<sup>1</sup> AND <sup>3</sup> (3:18 PM) (3:57 PM)

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

No Action taken on Item 30.

## ADJOURNMENT

**Motion by Commissioner Davis and seconded by Commissioner Baxter** to adjourn the Voting Session. (4:13 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	-	absent

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**