

## **MINUTES – FEBRUARY 15, 2000**

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

On Tuesday, the 15<sup>th</sup> day of February, 2000, the Commissioners' Court convened the regular Voting Session at 9:16 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 Velasquez.

The Commissioners' Court recessed the Voting Session at 12:09 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 1:38 PM and adjourned at 1:39 PM.

The Commissioners' Court, meeting as the Southwest Travis County Road District No. 1 Board of Directors, (SWTCRD), convened the SWTCRD #1 Voting Session at 1:39 PM and adjourned at 1:39 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:40 PM and adjourned the Voting Session at 1:45 PM.

The Commissioners' Court reconvened the Voting Session at 1:45 PM.

The Commissioners' Court retired to Executive Session at 4:17 PM.

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

The Commissioners' Court adjourned the Voting Session at 6:10 PM.

## RESOLUTIONS & PROCLAMATIONS

1. APPROVE RESOLUTION RECOGNIZING CONSTABLE BOB VANN ON BEING NAMED THE CENTRAL TEXAS JUSTICES OF THE PEACE AND CONSTABLES ASSOCIATION'S CONSTABLE OF THE YEAR FOR 1999. (9:17 AM)

**Members of the Court heard from:** Bob Vann, Constable Precinct 2.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 1.

<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:** John Emmanuel de la Aribba, Private Citizen; Desi Andrews, Private Citizen; Mary Aleshire, Private Citizen; and Mike Hansen, Private Citizen. (9:29 AM)

## CONSENT ITEMS

**Members of the Court heard from:** Alan Miller, Planning and Budget Analyst, Planning and Budget Office (PBO).

2. **Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C11 and Items 5, 6.A & C, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 24, 28, 31, and 32 and to indicate that the date should be February 15, 2000. (9:51 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.

**CONSENT ITEMS CONTINUED**

- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSION OF FEBRUARY 1, 2000.
- C4.** APPROVE PLAT FOR RECORDING IN PRECINCT ONE: MANOR COMMERCIAL PARK II (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 1 LOT - 4.42 ACRES - BELTEX DRIVE - WASTEWATER SERVICE PROVIDED FOR BY AN ONSITE WASTEWATER SYSTEM).
- C5.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: FINAL PLAT OF CAMBRIDGE HEIGHTS PHASE C, SECTION 2 AND REPLAT OF 0.45 ACRES LOT 35, 4.06 ACRES LOT 39, AND 10.88 ACRES LOT 40, BLOCK I, SPRINGBROOK CENTRE, PHASE A - (FISCAL POSTED WITH TRAVIS COUNTY - 73 LOTS - 20.21 ACRES - PFLUGERVILLE LOOP - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE WINDERMERE UTILITY COMPANY).
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: BRATTON HILL SECTION III (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 56 LOTS - 12.976 ACRES - OPAL FIRE LANE - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN).
- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: CANYON RIDGE SPRINGS PHASE ONE (75 LOTS - 200.875 ACRES - COW CREEK ROAD - FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: RESUBDIVISION OF LOT 3, JOSEPH ADDITION - (SHORTFORM - NO FISCAL - 3 LOTS - 10.465 ACRES - FM 973 - PUBLIC WATER AND WASTEWATER SYSTEM - AUSTIN ETJ).
- C9.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN CANTERBURY TRAILS SECTION 3, A SUBDIVISION IN PRECINCT THREE.
- C10.** APPROVE A PUBLIC HEARING DATE OF MARCH 7, 2000 TO APPROVE THE VACATION OF A PORTION OF RIGHT-OF-WAY OF LIVE OAK STREET, IN LAKE SIDE ADDITION, A SUBDIVISION IN PRECINCT THREE.

## CONSENT ITEMS CONTINUED

- C11.** APPROVE A PUBLIC HEARING DATE OF MARCH 21, 2000 FOR THE REVISION OF A SUBDIVISION IN PRECINCT TWO: RESUBDIVISION OF LOTS 168, 169 AND 170 SANDY CREEK RANCHES PHASE FIVE (7 LOTS - 4.344 ACRES - FAWN DRIVE - NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- 3.** RECEIVE BRIEFING REGARDING PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:57 AM)

**Members of the Court heard from:** Pete Baldwin, Emergency Management Coordinator, Emergency Services, Justice and Public Safety (JPS).

No action necessary on Item 3.

## PLANNING AND BUDGET DEPT. ITEMS

- 4.** CONSIDER ITEMS REGARDING THE ISSUANCE OF THE COUNTY'S CERTIFICATES OF OBLIGATION, SERIES 2000 (LIMITED TAX), UNLIMITED TAX ROAD BONDS, SERIES 2000 AND PERMANENT IMPROVEMENT BONDS, SERIES 2000 (LIMITED TAX): (10:42 AM)
- A.** OPEN BIDS FOR THE TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 2000 (LIMITED TAX), THE TRAVIS COUNTY, TEXAS, UNLIMITED TAX ROAD BONDS, SERIES 2000, AND THE TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 2000 (LIMITED TAX); (10:42 AM)

**Members of the Court heard from:** Ladd Pattillo, Financial Advisor, D. Ladd Pattillo and Associates; and Glen Opel, Bond Counsel, Vinson and Elkins.

Discussion Only.

**ITEM 4 CONTINUED**

- B. AWARD OF SALE OF THE TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATIONS, SERIES 2000 (LIMITED TAX), TO THE WINNING BIDDER; (10:49 AM)**

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

<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

- C. AWARD OF SALE OF THE TRAVIS COUNTY, TEXAS, UNLIMITED TAX ROAD BONDS, SERIES 2000, TO THE WINNING BIDDER; (10:49 AM)**

**Clerk's Note:** Items 4.C and 4.D are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 4.C and 4.D.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to award the bids to Prudential in 4.C and 4.D.

<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

- D. AWARD OF SALE OF THE TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 2000 (LIMITED TAX), TO THE WINNING BIDDER; (10:49 AM)**

**Clerk's Note:** Items 4.C and 4.D are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 4.C and 4.D. Please refer to Item 4.C for a summary of the Court's action on this Motion.

**ITEM 4 CONTINUED**

- E. APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF THE TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 2000, (LIMITED TAX), IN THE AGGREGATE AMOUNT OF \$14,800,000; (10:50 AM)**

**Clerk's Note:** Items 4.E, 4.F, and 4.G are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 4.E, 4.F, and 4.G.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 4.E, 4.F, and 4.G.

<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

- F. APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF THE TRAVIS COUNTY, TEXAS UNLIMITED TAX ROAD BONDS, SERIES 2000, IN THE AGGREGATE AMOUNT OF \$9,255,000; (10:50 AM)**

**Clerk's Note:** Items 4.E, 4.F, and 4.G are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 4.E, 4.F, and 4.G. Please refer to Item 4.E for a summary of the Court's action on this Motion.

- G. APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF THE TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 2000 (LIMITED TAX), IN THE AGGREGATE AMOUNT OF \$725,000; (10:50 AM)**

**Clerk's Note:** Items 4.E, 4.F, and 4.G are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 4.E, 4.F, and 4.G. Please refer to Item 4.E for a summary of the Court's action on this Motion.

**ITEM 4 CONTINUED**

**H. AUTHORIZE COUNTY OFFICIALS TO TAKE SUCH ACTIONS, EXECUTE AND DELIVER SUCH DOCUMENTS AND PERFORM SUCH ACTS AS NECESSARY TO CARRY OUT THE ISSUANCE, SALE AND DELIVERY OF SUCH CERTIFICATES OF OBLIGATION AND BONDS. (10:51 AM)**

**Members of the Court heard from:** Glen Opel, Bond Counsel, Vinson and Elkins; Susan Spataro, Travis County Auditor; and Ladd Pattillo, D. Ladd Pattillo and Associates.

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

<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

**5. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:51 AM)**

Item 5 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**6. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.**

**A. APPROVE GRANT APPLICATION FROM TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR SMALL TOWNS ENVIRONMENT PROGRAM (STEP) GRANT FOR KENNEDY RIDGE. (9:51 AM)**

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

**B. APPROVE GRANT APPLICATION TO DEPARTMENT OF JUSTICE TO ESTABLISH A DRUG COURT FOR JUVENILE COURT. (9:55 AM)**

**Members of the Court heard from:** Alan Miller, Planning and Budget Analyst, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the grant application with the lower amount for indirect cost reimbursements so that the County can have the higher amount put in to cover the evaluations.

<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

**C. APPROVE GRANT CONTRACT WITH TEXAS DEPARTMENT OF PUBLIC SAFETY (STATE AND LOCAL ASSISTANCE PROGRAM - SLA) TO FUND EMERGENCY MANAGEMENT ACTIVITIES FOR TRAVIS COUNTY. (9:51 AM)**

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



## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

7. AMEND TRAVIS COUNTY CODE, CHAPTER 10, TO APPROVE CHANGES TO COMPENSATION POLICY FOR PARK STAFF. (10:16 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Linda Moore Smith, Director, Human Resources Management Department (HRMD); Barbara Wilson, Assistant County Attorney; Susan Spataro, Travis County Auditor; and Charles Bergh, Division Manager, TNR.

Item 7 to be reposted on February 22, 2000.

8. APPROVE REQUEST BY THE CITY OF AUSTIN TO INCLUDE SELECTED CITY OF AUSTIN STREETS IN THE TRAVIS COUNTY 3/4" TYPE "F" HMAC ALTERNATIVE PAVING PROGRAM CONTRACT, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT. (9:51 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

## PURCHASING DEPARTMENT ITEMS

9. APPROVE RENEWAL OF THE INTERLOCAL AGREEMENT WITH AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER TO PROVIDE SUBSTANCE ABUSE SERVICES IN AUSTIN AND TRAVIS COUNTY. (9:51 AM)

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

10. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS980124LH, CAMELOT CARE CENTERS, INC., FOR PROVISION OF INTENSIVE IN-HOME COUNSELING SERVICES FOR JUVENILE OFFENDERS UNDER THE SUPERVISION OF THE TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT. (9:51 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. APPROVE CONTRACT AWARD FOR THE PROVISION OF NATIVE HARVEST SEEDING MIX, IFB B000014-RV, TO THE SOLE, QUALIFIED BIDDER, ENVIRONMENTAL SURVEY CONSULTING. (9:51 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. APPROVE CONTRACT AWARDS FOR EMERGENCY HOME REPAIR & WEATHERIZATION SERVICES IFB# B000024-JP, TO THE LOW QUALIFIED BIDDER, BIGO G. VONAN, (D/B/A A TO Z CONSTRUCTION) AND VALDEZ REMODELING AND WEATHERIZATION, INC. (9:51 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 ARMORED CAR SERVICES, IFB #B000023-JP, TO THE LOW QUALIFIED BIDDER, STAR ARMORED, INC. (9:51 AM)**

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

- 14. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0088-MG, AAMCO TRANSMISSION, FOR TRANSMISSION REPAIR SERVICES; CONTRACT APPROVED ON MARCH 2, 1999. (9:51 AM)**

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

**15. APPROVE PURCHASE OF ONE (1) FORD UTILITY VEHICLE FOR THE DEPARTMENT OF EMERGENCY SERVICES. (11:48 AM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Chris Callsen, Director of Emergency Services, JPS; Joe Gieselman, Executive Manager, TNR; David Escamilla, First Assistant County Attorney; and Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to take another week and investigate fully other options, be it a purchase on an open market, piggy-backing on the state contract that has already expired as a reality test, and to see if there is anything to be moved around internally, and report back to the Court next week with the best recommendation, and that the previous budget amendment and transfer that moved the money around be held in abeyance.

<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 15 to be reposted on February 22, 2000.

**16. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS980090KW, DR. DANIEL MACKAY, TO BECOME THE MEDICAL DIRECTOR. (9:51 AM)**

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

**17. APPROVE CONTRACT NO. PS000071MQ, DR. TONY STEELE, TO PROVIDE PHYSICIAN SERVICES TO THE INMATE POPULATION. (9:51 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**18. APPROVE CONTRACT MODIFICATION NO. 5 TO CONTRACT NO. 99K0728-JJ, RANGER EXCAVATION, INC., MANSFIELD DAM RENOVATION PROJECT; CONTRACT APPROVED ON SEPTEMBER 28, 1999. (9:51 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

19. APPROVE CONTRACT AWARD FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE CAMERON ROAD BRIDGE #106 AND THE BLUE BLUFF ROAD BRIDGE #169 PROJECTS, RFQ #Q990055KW, TO HNTB CORPORATION. (9:51 AM)

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

20. REVIEW EVALUATION PANEL RECOMMENDATIONS ON RFS #S990088TS, SOCIAL SERVICES REQUEST FOR SERVICES, AND TAKE APPROPRIATE ACTION. (11:14 AM)

**Members of the Court heard from:** Cyd Grimes, Purchasing Agent; Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans' Services (TCHHS&VS); Alan Miller, Planning and Budget Analyst, PBO; and Mary Etta Gerhardt, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the general direction that Staff has recommended, and that the Court direct Staff to try to find between \$222,857.00 which would represent 40%, and \$278,572.00 which would represent 50%, that the County needs to try to collaborate with the City of Austin before the Court revisits this issue.

<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

**ADMINISTRATIVE OPERATIONS ITEMS**

21. A. DISCUSS CONCLUSIONS RELATED TO VARIABLES THAT INFLUENCE HEALTH BENEFITS COST DIFFERENCES BETWEEN TRAVIS COUNTY, SELECTED EMPLOYERS AND THE TEXAS ASSOCIATION OF COUNTIES, AND TAKE APPROPRIATE ACTION. (2:07 PM)
- B. RECEIVE STATUS REPORT ON INFORMAL SURVEY OF POSSIBLE HEALTH INSURANCE RATES AND TAKE APPROPRIATE ACTION.
- C. AUTHORIZE STAFF TO INITIATE NEGOTIATIONS WITH BLUE CROSS BLUE SHIELD FOR FINAL OPTION YEAR AND TO BEGIN DEVELOPMENT OF FY '02 HEALTH BENEFITS REQUEST FOR PROPOSAL.
- D. DISCUSS AND PROVIDE DIRECTION ON THE CHARGE FOR THE GROUP BENEFITS COMMITTEE AND TAKE APPROPRIATE ACTION.

**Clerk's Note:** Items 21.A, B, C, and D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Cindy Purington, Benefit Contract Administrator, HRMD; Bill Norwood, Texas Associations of Counties; Linda Moore Smith, Director, HRMD; Dan Mansour, Risk Manager, HRMD; and Barbara Wilson, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to formally expand the membership of the employee committee to reflect the addition of a person from a retirement viewpoint.

<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

22. A. APPROVE INTERLOCAL AGREEMENT FOR ENERGY MANAGEMENT SERVICES BETWEEN CITY OF AUSTIN (AUSTIN ENERGY) AND TRAVIS COUNTY. (11:01 AM)
- B. PURSUANT TO INTERLOCAL AGREEMENT, APPROVE WORK ORDER WITH AUSTIN ENERGY FOR LIGHTING UPGRADES AT THREE COUNTY FACILITIES.

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

**Members of the Court heard from:** Charles Williams, Conservation Coordinator, Facilities Management; John Carr, Division Manager, Maintenance and Repair, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; and James Parker, Austin Energy, City of Austin.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 22.A and B.

<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

23.    **A.** RECEIVE STATUS UPDATE OF DESIGN, SCHEDULE, AND BUDGET FOR TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT AND TAKE APPROPRIATE ACTION. (2:57 PM)
- B.** APPROVE PROCUREMENT FOR PROFESSIONAL SERVICES FROM CARTER BURGESS, AN ENGINEERING AND ARCHITECTURAL FIRM RELATED TO CONSTRUCTION DOCUMENT REVIEW FOR TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENT PROJECT.

**Clerk's Note:** Items 23.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; Ken Gaede, Project Manager, Facilities Management; Kent Niemann, Pfluger, Wiginton, Hooker/NBBJ; Kevin Bailey, Director, Facilities Management; John Hille, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; and Marvin Brice, Construction Procurement Manager, Purchasing.

**Motion by Judge Biscoe and seconded by** Commissioner Gómez to approve the revised schedule as indicated on the bottom of this page as indicated with the language that John gave us a few moments ago about reserving whatever rights the County has to date.

**Clerk's Note:** No vote was taken on the previous Motion.

Items 23.A and B postponed until February 22, 2000.

24.    REVIEW AND APPROVE TUITION REIMBURSEMENT FOR EMPLOYEES WHO HAVE COMPLETED CLASSES IN ACCORDANCE WITH THE TUITION REIMBURSEMENT POLICY SECTION 10.021. (9:51 AM)

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

25. CONSIDER REQUEST TO MAKE CERTAIN IMPROVEMENTS TO THE SOUTHWEST PORTION OF PARKING LOT AT TRAVIS COUNTY EXPOSITION CENTER, AND TAKE APPROPRIATE ACTION. (4:13 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and John Kuhl, Natural Resources Program Manager, TNR.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 25.

<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

26. APPROVE PERSONNEL AMENDMENTS. (4:03 PM)

**Members of the Court heard from:** Norman McRee, Budget/Process Improvement Analyst, HRMD; and Linda Moore Smith, Director, HRMD.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the routine items.

**Maker accept the Friendly Amendment by** Commissioner Sonleitner to approve the non-routine item related to Civil District Courts.

**Acceptance of the Friendly Amendment was made by** Judge Biscoe.

<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 Davis to pay ½ of the moving expenses in the amount of \$1,600.00, and have it come from the department's budget.

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



**OTHER ITEMS**

27. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (1:46 PM)

**Members of the Court heard from:** Dave Stauch, Herndon Stauch and Associates.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 27.

<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

28. APPROVE RESOLUTION SUPPORTING MAIN STREET MORTGAGE'S APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE HOMEBUYER ASSISTANCE PROGRAM, 2000 HOME PROGRAM FUNDS. (9:51 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

29. APPROVE RESOLUTION ESTABLISHING A TANK FARM REDEVELOPMENT WORKING COMMITTEE. (9:21 AM)

**Members of the Court heard from:** Suzanna Almanza, PODER, People Organized in Defense of Earth and Her Resources; and Sylvia Herrera, TANK, Tankfarm Area Neighborhood Kouncil.

**Motion by Commissioner Gómez and seconded by Commissioner Davis** to approve Item 29.

<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

- 30. REVISED WORDING: APPROVE “REBUILD AMERICA” PARTNERSHIP OF TRAVIS COUNTY WEATHERIZATION PROGRAM, EAST AUSTIN ECONOMIC DEVELOPMENT AGENCY AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS TO IMPROVE ENERGY EFFICIENCY IN THE HOMES OF TRAVIS COUNTY RESIDENTS. (1:49 PM)**

**Members of the Court heard from:** Cathleen Rodriguez, Health and Human Services; Marvin Griffin, President, East Austin Economic Development Corporation; I.Q. Hurdle, Project Director, Rebuild America-Austin; Joseph Guerrero, Texas Department of Housing Community Affairs; and Mike Meyer, Representative, Department of Energy’s Rebuild America Program.

**Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 30.**

<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

- 31. CONSIDER A RESOLUTION SUPPORTING THE APPLICATION OF THE TRAVIS COUNTY HOUSING FINANCE CORPORATION FOR A LOW AND MODERATE INCOME HOMEBUYER ASSISTANCE GRANT. (9:51 AM)**

Item 31 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 32. APPROVE A PAYCHECK INSERT FOR FEBRUARY 29, 2000 PAYROLL TO APPROXIMATELY 3,750 TRAVIS COUNTY EMPLOYEES, FOR THE RECRUITMENT OF ELECTION NIGHT WORKERS FOR THE MARCH 14, 2000 PRIMARY ELECTION AND APRIL 11, 2000 RUNOFF ELECTION AS APPLICABLE. (9:51 AM)**

Item 32 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

33. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (12:08 PM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 33.

<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

## 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

- 34. 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>**  
(4:17 PM) (6:07 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>**

Judge Biscoe announced that Items 34.A and B would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Davis** as to the ISEC claim, to counter the offer to settle in the new amount of \$125,150.85. That would involve the settlement amount of the \$78,587.85 plus the subcontract agreement in the amount of \$46,563.00.

**A Clarification of the previous Motion was made by Commissioner Sonleitner** to accept the terms and conditions that have been laid out related to other things, and to authorize the County Attorney's Office to draw up the appropriate, and them accepting all the terms and conditions of a full settlement and assigning their subrogation rights.

<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	yes

**ITEM 34 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Gómez** as to CCC and Victoria, to authorize Dealy Herndon to continue to negotiate for Travis County, and that she work with John Hille to come up with appropriate legal standards to be used in negotiating the extended overhead in both cases; that the Court indicate to CCC the Court's position on the project manager in the home office, pretty much the same that we used in the last case, that we would pay half that salary but leave open the extended overhead for further negotiations.

<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

35. 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 GREGORY ESTEPP V. TRAVIS COUNTY, ET AL. <sup>1</sup> AND <sup>3</sup> (4:17 PM) (6:06 PM)

Judge Biscoe announced that Item 35 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to reject the offer to settle for \$27,500.00 and counter in the amount of \$15,000.00.

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

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN JASON SHAPIRO V. MARGO FRASIER, ET AL; CAUSE NO. A-99-CA-438-SS (FRASIER; CIVIL RIGHTS). <sup>1</sup> (4:17 PM) (6:06 PM)

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to reject the offer to settle.

**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

37. RECEIVE BRIEFING AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN LORENZO LEWIS V. LAURA DAVENPORT, ET AL. (FRASIER § 1983; EXCESSIVE FORCE). <sup>1</sup> (4:17 PM) (6:06 PM)

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to reject the offer to settle.

**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

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER A SETTLEMENT OFFER IN STATE OF TEXAS V. A.A.R.A.L. CORPORATION, CAUSE NO. 2327, STATE HIGHWAY 45 SOUTH, PROJECT #97B06-21-3CA, PARCEL NO. 9; A.A.R.A.L. CORPORATION, AND TRAVIS COUNTY, TEXAS (CONDEMNATION CASE). <sup>1</sup> (4:17 PM) (6:06 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

**Motion by Commissioner Baxter and seconded by Commissioner Sonleitner** that the Court accept the counter-offer at \$312,500.00.

**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

39. AUTHORIZE COUNTY ATTORNEY TO CONDUCT MEDIATION AND APPOINT COMMISSIONERS' COURT REPRESENTATIVE FOR MEDIATION AND/OR TAKE APPROPRIATE ACTION IN PELZEL AND ASSOCIATES, INC. V. TRAVIS COUNTY. <sup>1</sup> (4:17 PM)

Item 39 postponed until February 22, 2000.

- A.1 PRESENTATION TO COMMISSIONERS' COURT OF THE NEW PRECINCT AND POLLING PLACE LOCATOR ON THE INTERNET. (10:00 AM)

**Members of the Court heard from:** Dolores Lopez, Director, Voter Registration, Tax Assessor Collector's Office; Lesley Thompson, Elections Division Manager, Travis County Clerk's Office; and Liz Chupco, Internet Manager, Records Management and Communications Resources (RMCR).

Discussion Only.

## ADJOURNMENT

**Motion by Commissioner Davis and seconded by Commissioner Sonleitner** to adjourn the Voting Session. (6:10 PM)

<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

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

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**Date of Approval**

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