

## **MINUTES – MAY 23, 2000**

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

On Tuesday, the 23<sup>rd</sup> day of May, 2000, the Commissioners' Court convened the regular Voting Session at 9:10 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 12:05 PM.

The Commissioners' Court, meeting as the Capital Industrial Development Corporation (CIDC) called to order the Voting Session at 1:35 PM and adjourned at 1:46 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 1:46 PM and adjourned at 1:47 PM.

The Commissioners' Court, meeting as the Capital Health Facilities Development Corporation (CHFDC) called to order the Voting Session at 1:47 PM and adjourned at 1:48 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 1:48 PM and adjourned at 1:48 PM.

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

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:49 PM and recessed at 1:54 PM.

The Commissioners' Court reconvened the Voting Session at 1:54 PM.

The Commissioners' Court retired to Executive Session at 3:14 PM.

The Commissioners' Court reconvened the Voting Session at 4:17 PM.

The Commissioners' Court adjourned the Voting Session at 4:22 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) reconvened the Voting Session at 4:22 PM and adjourned at 4:22 PM.

The Commissioners' Court record notes that Precinct One Commissioner Ron Davis and Precinct Four Commissioner Margaret J. Gómez were not present during this Voting Session.

**PUBLIC HEARINGS**

1. PUBLIC HEARING TO CONSIDER PROMOTING PUBLIC SAFETY BY AN ORDER PROHIBITING OR REGULATING THE DISCHARGE OF FIREARMS WITHIN UNSAFE DISTANCE OF SCHOOLS OR CHURCHES IN CERTAIN UNINCORPORATED AREA OF THE COUNTY, PURSUANT TO SUBCHAPTER B, CHAPTER 240, LOCAL GOVERNMENT CODE. (9:28 AM)

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to open the public hearing.

<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	absent

**Members of the Court heard from:** Tom Nuckols, Assistant County Attorney; Lisa Craven, Parent of child at Barton Creek Elementary; Brad Shields, President, Eanes Independent School District Board of Trustees; Kirk Overbey, Representative of the Republican Party; Neal Kimmerman, Resident of the Unincorporated Area; David Waller, Resident of Travis County; Bonnie Buckles, School Nurse, Barton Creek Elementary; Bill Moltz, Parent of child at Barton Creek Elementary; Daniel Perez, Assistant to the Superintendent, Eanes ISD; Cliff Sparks, Precinct Chair, Precinct 402; Millie Young, Director of the Pre-School at Barton Creek Elementary; Beverly McCorrick, Travis County Resident; Margo Frasier, Travis County Sheriff; and Peg Ferier, Private Citizen.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to close the public hearing.

<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	absent

**Clerk's Note:** The Action Item for Item 1 is Item 38. Please refer to Agenda Item 38 for the Court's Motion and Vote.

2. PUBLIC HEARING 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. (10:35 AM)

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to open the public hearing.

<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	absent

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

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to close the public hearing.

<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	absent

**Clerk's Note:** The Action Item for Item 2 is Item C8. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

## RESOLUTIONS & PROCLAMATIONS

3. APPROVE PROCLAMATION THANKING Y2K (ITS) TEAM INFORMATION TELECOMMUNICATIONS SYSTEMS FOR A SUCCESSFUL TRANSITION INTO THE YEAR 2000. (9:11 AM)

**Members of the Court heard from:** Don Warren, Manager of Business Systems Solutions, Information and Telecommunications Systems (ITS).

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter 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	absent

4. APPROVE RESOLUTION URGING ALL CITIZENS TO RECOGNIZE MEMORIAL DAY. (9:16 AM)

**Members of the Court heard from:** Bill McLemore, Travis County Director of Veterans' Services, Veterans' Services Department.

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

<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	absent

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Kenneth Snyder, Northridge Acres Resident; and Fred Dupuy, President, I-35/Airport Blvd. Neighborhood Association. (9:21 AM)

## CONSENT ITEMS

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

- 5. Motion by Commissioner Baxter and seconded by Commissioner Sonleitner** to approve the following Consent Items: C1-C8 (excluding C4), and Items 8, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 26, 41, and 42. (10:37 AM)

<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	absent

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS' COURT MINUTES FOR MEETINGS OF MAY 2 AND 9, 2000.
- C4.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: MCNEIL CROSSING SUBDIVISION – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 1.832 ACRES – MCNEIL LANE – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN). (10:35 AM)

Item C4 postponed until May 30, 2000.

- C5.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN SHADY HOLLOW WEST, A SUBDIVISION IN PRECINCT THREE.
- C6.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: SEVEN OAKS SECTION FOUR (LONG FORM - 17 LOTS – 55.703 ACRES – BEE CAVE ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- C7.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT FOUR: SONESH ESTATES SUBDIVISION (LONGFORM – 54 LOTS – 62.989 ACRES – WRIGHT ROAD – FISCAL POSTED WITH TRAVIS COUNTY AND THE CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ).

**CONSENT ITEMS CONTINUED**

- C8.** 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.

**Clerk's Note:** Item C8 is the Action Item for Item 2.

**ADMINISTRATIVE OPERATIONS ITEMS**

6.     **A.** DISCUSS STATUS OF TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT, DISCUSS BUDGET IMPLICATIONS, AND TAKE APPROPRIATE ACTION. (10:39 AM) (3:14 PM) (4:17 PM)
- B.** APPROVE CONTRACT, CONTRACT MODIFICATION, AND MAKING OF CONTRACT TO STEWART-MATL, FOR THE PHASE 2 CAPITAL IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX, IFB NO. B000709-MB.

**Clerk's Note:** Items 6.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; Cyd Grimes, Travis County Purchasing Agent; Marvin Brice, Construction Procurement Manager, Purchasing; and Ken Gaede, Senior Project Manager, Facilities Management.

Judge Biscoe announced that Items 6.A and B would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 6.B, and ask Staff to give us new language on Item 6.A, as well as a summary of yesterday's discussion with the architect, for Court consideration next week.

**Maker accept the Friendly Amendment by** Commissioner Sonleitner to include the potential of us taking out a greater retainage on the architectural contract, and to add the PBO recommendation as the source of funds, which really is to take it out of the program contingency.

**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	absent
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner Todd Baxter	no
	Precinct 4, Commissioner Margaret J. Gómez	absent

7. A. DISCUSS JOB ANALYSIS RESULTS AND RECOMMENDATIONS ON THE AUDITOR’S OFFICE INFORMATION TECHNOLOGY (IT) POSITIONS, INCLUDING JOB TITLES, PAY GRADES, AND FLSA STATUS. (10:33 AM)
- B. CONSIDER ALTERNATE FUNDING OPTIONS FOR JOB ANALYSIS PROJECTS THAT INVOLVE THE AUDITOR’S OFFICE.

Items 7.A and B postponed until May 30, 2000.

8. APPROVE PROJECT BUDGET INCREASE OF \$12,000 FOR MOVE COSTS FOR THE JUVENILE JUSTICE CENTER IN FY 2000. (10:37 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

9. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (10:33 AM) (3:14 PM) (4:19 PM)
- A. D. MAXINE GOMES – DENY

Judge Biscoe announced that Item 9.A would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to indicate our willingness to pay one-half of the claim under the theory that we think Travis County may have contributed to the accident. One-half would be \$1,742.50.

<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	absent



**10. APPROVE PERSONNEL AMENDMENTS. (10:50 AM)**

**Members of the Court heard from:** Norman McRee, Budget/Process Improvement Analyst, Human Resources Management Department (HRMD); Dan Richards, Chief Deputy, Travis County Sheriff's Office (TCSO); and Debbie Rich, Human Resources Coordinator, TCSO.

**Clerk's Note:** Norman McRee from HRMD, stated that a correction to the routine personnel amendments needed to be made on page 3. The next to the last one at the bottom should be Constable 4 instead of the Sheriff's Office.

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

<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	absent

Discussion Only on the non-routine issue.

Item 10 the non-routine issue to be reposted on May 30, 2000.

11. A. RECEIVE STATUS REPORT ON ROLLING OWNER CONTROLLED INSURANCE PROGRAM (ROCIP) AND TAKE APPROPRIATE ACTION. (11:03 AM)
- B. EXTEND CONTRACT WITH CNA RISK MANAGEMENT INSURANCE, CONTRACT NO. 98T0026-OJ, FOR ROLLING OWNER CONTROLLED INSURANCE UNTIL NOVEMBER 11, 2000; CONTRACT APPROVED ON NOVEMBER 10, 1997.
- C. DIRECT RISK MANAGEMENT AND PURCHASING DEPARTMENT TO NEGOTIATE CONTRACT AMENDMENTS TO ASSURE INSURANCE COVERAGE FOR REMAINING BUILDING CONSTRUCTION PROJECTS AFTER NOVEMBER 11, 2000.

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

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Chuck Watt, ROCIP Construction Safety Engineer, HRMD; Dan Mansour, Risk Manager, HRMD; and Cindy McFerran, OCIP Administrator, Marsh & McLennan.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Item 11.B.

<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	absent

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item 11.C.

<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	absent

**PURCHASING OFFICE ITEMS**

- 12. APPROVE EIGHT (8) MONTH CONTRACT WITH AMERITECH DATA NETWORKING SOLUTIONS FOR MAINTENANCE SUPPORT OF COMPUTER NETWORKING EQUIPMENT. (10:37 AM)**

Item 12 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. REJECT SOLE BID FOR THE SALE OF USED TRUCK TIRES. (10:37 AM)**

Item 13 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. REJECT BIDS RECEIVED FOR TOOLS AND ACCESSORIES, IFB #B000027-LD. (10:37 AM)**

Item 14 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. APPROVE CONTRACT AWARD FOR IFB NO. B000713-JG, GINGER STREET TURNAROUND, TO TITAN CONSTRUCTION, INC. (10:37 AM)**

Item 15 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 16. APPROVE CONTRACT AWARD TO SHORELINE, INC. FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000199KW. (10:37 AM)**

Item 16 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17. APPROVE CONTRACT AWARD TO KIDS AT THE CROSSROADS, INC. FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000113KW. (10:37 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. APPROVE CONTRACT AWARD FOR THE PROVISION OF PLUMBING AND MATERIALS, IFB B000060-RV, TO THE SOLE, QUALIFIED BIDDER, RAY MOJICA PLUMBING, HEATING & AC. (10:37 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION 2) TO CONTRACT NO. 98T0250-OJ, APRIA HEALTHCARE GROUP, FOR DURABLE MEDICAL EQUIPMENT AND MEDICAL SUPPLIES. CONTRACT WAS APPROVED ON AUGUST 11, 1998. (10:37 AM)**

Item 19 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0176-JP, GASTON AND SHEEHAN AUCTIONEER, INC., FOR AUCTIONEER SERVICES – VEHICLES. CONTRACT APPROVED ON JULY 20, 1999. (10:37 AM)**

Item 20 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21. APPROVE CONTRACT AWARD FOR JANITORIAL SERVICES – EXECUTIVE OFFICE BUILDING, TO TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH). (10:37 AM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

Item 21 postponed until May 30, 2000.

- 22. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. MA990210, APS, FOR PHOTOCOPIER REPLACEMENT PARTS AND REPAIR SERVICES. CONTRACT APPROVED ON AUGUST 17, 1999. (10:37 AM)**

Item 22 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23.** APPROVE CONTRACT MODIFICATION NO. 2 FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE FY2000 HOT MIX OVERLAY PROGRAM, CONTRACT NO. 00K0706A, TO JD RAMMING PAVING CO. (10:37 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24.** APPROVE CONTRACT AWARD FOR THE PROVISION OF FIRE ALARM SYSTEM, IFB #B000037-LD, TO THE LOW RESPONSIVE BIDDER, DESIGN SYSTEMS GROUP, INC., ROUND ROCK, TX. (11:26 AM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent.

Discussion Only.

Item 24 postponed until May 30, 2000.

- 25.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PATROL CAR VIDEO SYSTEMS, IFB B000032-DM, TO THE THIRD LOW, BUT RESPONSIVE BIDDER, KUSTOM SIGNALS, INC. (11:27 AM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; David Valance, Attorney Representing Prosecutor of Texas; Steve Thrasher, Prosecutor of Texas; Ken Caldwell, Prosecutor of Texas; Terry Pickering, Major, TCSO; Barbara Wilson, Assistant County Attorney; Mike Hemby, Research and Planning, TCSO; and Cyd Grimes, Travis County Purchasing Agent.

Discussion Only.

Item 25 to be reposted on May 30, 2000.

- 26.** APPROVE MODIFICATION #1 TO CONTRACT NO. 000234-RG, IKON OFFICE SOLUTIONS TO ADD LINE ITEMS 8, 9, AND 10 FROM IFB NO. B000049-G. (10:37 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

27. A. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 00K0703-JG TO CHANGE THE MECHANISM FOR ORDERING WORK AGAINST THE CONTRACT. (1:55 PM)
- B. APPROVE ISSUANCE OF WORK ORDER NO. 3 TO CONTRACT NO. 00K0703-JG, TO RLT CONSTRUCTION, INC., FOR THE STARFLIGHT WASTE WATER RETROFIT.

**Clerk's Note:** Items 27.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Items 27.A and B.

<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	absent

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

28. APPROVE A PROJECT COMMITMENT DOCUMENT ANTICIPATORY TO A GRANT APPLICATION UNDER FEMA HAZARD MITIGATION PROGRAM FOR ADDITIONAL FUNDING. (1:58 PM)

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

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

<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	absent

29. DISCUSS PROPOSAL TO CONTRIBUTE PUBLIC EDUCATION CAMPAIGN ON AIR QUALITY AND TAKE APPROPRIATE ACTION. (2:05 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Jessica Rio, Planning and Budget Analyst, Planning and Budget Office (PBO).

Discussion Only.

30. APPROVE AMENDED TRAVIS COUNTY/CITY OF AUSTIN HOUSEHOLD HAZARDOUS WASTE (HHW) DISPOSAL INTERLOCAL AGREEMENT, AND RECEIVE BRIEFING ON THE RISING COSTS OF DISPOSAL OPERATIONS. (10:34 AM)

Item 30 pulled from the agenda.

31. DISCUSS TRANSFER OF THE 246-ACRES CANYON VISTA BALCONES CANYONLANDS PRESERVE TRACT TO TRAVIS COUNTY AND ACCEPTANCE OF OPERATION AND MAINTENANCE RESPONSIBILITY. (2:15 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; John Kuhl, Natural Resources Program Manager, TNR; Ann Vanderburg, Transaction Attorney; Rose Farmer, Environmental Specialist, TNR; Leroy Nellis, Budget Manager, PBO; and David Escamilla, First Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to give our indication that we are in favor of this transfer of 246 acres to the BCP for our management, and that Staff be directed to work with all appropriate parties to bring forward the appropriate documents for the Court's approval.

**Clerk's Note:** The Court did not take a Vote on the previous Motion and Second.

Discussion Only.

Item 31 to be reposted on May 30, 2000.

32. A. APPROVE LICENSE AGREEMENT WITH STEINER RANCH MASTER ASSOCIATION, INC. FOR LANDSCAPING, IRRIGATION, LIGHTING, AND CUSTOM STREET SIGNS IN THE RIGHT-OF-WAYS OF STEINER RANCH PHASE 1 SECTION 4F, A SUBDIVISION IN PRECINCT 2. (2:42 PM)
- B. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STEINER RANCH PHASE 1 SECTION 4F & 4G, TWO SUBDIVISIONS IN PRECINCT 2.

**Clerk's Note:** Items 32.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** Judge Biscoe to approve Items 32.A and B.

<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	absent

## HEALTH AND HUMAN SERVICES ITEMS

33. CONSIDER REQUEST FROM COMMUNITY ACTION NETWORK TO HELP COVER TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE (TCADA) SHORTFALL AT AUSTIN-TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION, AND TAKE APPROPRIATE ACTION. (10:34 AM)

Item 33 postponed until May 30, 2000.



**PLANNING AND BUDGET OFFICE ITEMS****34. APPROVE GRANTS PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE.****A. APPROVE GRANT APPLICATION FOR JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT FUNDING FOR JUVENILE PROBATION DEPARTMENT – SUBSTANCE ABUSE SERVICES DIVISION. (2:43 PM)****Members of the Court heard from:** Alan Miller, Planning and Budget Analyst, PBO.**Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 34.A.**

<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	absent

**B. APPROVE GRANT APPLICATION FOR NATIONAL SCHOOL LUNCH/BREAKFAST PROGRAM FUNDING FOR JUVENILE PROBATION DEPARTMENT. (2:45 PM)****Members of the Court heard from:** Alan Miller, Planning and Budget Analyst, PBO.**Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 34.B.**

<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	absent

**ITEM 34 CONTINUED****C. APPROVE GRANT APPLICATION FOR COMMUNITY ORIENTED POLICING SERVICES (COPS) IN SCHOOLS PROGRAM. (2:45 PM)**

**Members of the Court heard from:** Mike Hemby, Research and Planning, TCSO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 34.C.

<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	absent

**D. APPROVE GRANT APPLICATION FOR COPS – UNIVERSAL HIRING PROGRAM. (2:49 PM)**

**Members of the Court heard from:** Mike Hemby, Research and Planning, TCSO; Bill Derryberry, Senior Planning and Budget Analyst, PBO; and Christian Smith, Executive Manager, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 34.D.

<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	absent

**35. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:00 PM)**

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

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item A2.

<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	absent

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item A1.

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

**Motion by Commissioner Baxter and seconded by Commissioner Sonleitner** to approve Item T1.

<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	absent

## OTHER ITEMS

**36. TAKE UP AT 1:30 P.M. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (1:55 PM)**

No action necessary on Item 36.

Item 36 to be reposted on May 30, 2000.

37. DISCUSS THE AUSTIN YOUNG LAWYERS ASSOCIATION’S PROPOSAL FOR THE USE OF COUNTY SPACE FOR THE SITE FOR THE TRAVIS COUNTY CHILDREN’S COURTHOUSE WAITING ROOM FACILITY, AND TAKE APPROPRIATE ACTION. (10:34 AM)

Item 37 postponed until May 30, 2000.

38. CONSIDER PROMOTING PUBLIC SAFETY BY AN ORDER PROHIBITING OR REGULATING THE DISCHARGE OF FIREARMS WITHIN UNSAFE DISTANCE OF SCHOOLS OR CHURCHES IN CERTAIN UNINCORPORATED AREA OF THE COUNTY, PURSUANT TO SUBCHAPTER B, CHAPTER 240, LOCAL GOVERNMENT CODE, AND TAKE APPROPRIATE ACTION. (10:28 AM)

**Clerk’s Note:** Item 38 is the Action Item for Item 1.

Discussion Only.

Item 38 to be reposted on May 30, 2000.

39. APPROVE RENEWAL OF MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN SOCIAL SECURITY ADMINISTRATION AND TRAVIS COUNTY FOR INCENTIVE PAYMENTS DUE TO REPORTING OF INMATE INFORMATION. (3:05 PM)

**Members of the Court heard from:** Mike Hemby, Research and Planning, TCSO.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Item 39.

<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	absent

40. RECEIVE AND DISCUSS FIRST REVENUE ESTIMATE FOR THE FY 2001 BUDGET PROCESS. (3:06 PM)

**Members of the Court heard from:** Blaine Keith, Chief Assistant County Auditor, Travis County Auditor’s Office.

Discussion Only.

**41. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF APRIL 2000. (10:37 AM)**

Item 41 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

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

Item 42 added to Consent Items. Please refer to Agenda Item 5 (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

- 43. A.** RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CONTRACTS WITH FLOUR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:14 PM)  
(4:20 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>
- C.** 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 REGARDING FLOUR DANIEL, INC. V. TRAVIS COUNTY, TEXAS; CIVIL ACTION NO. A 00CA021SS; IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. <sup>1</sup>

**Clerk’s Note:** Items 43.A, B, and C are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 43.A, B, and C would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to reject the offer to settle from the Attorney for Flour Daniel in language similar to that contained in the letter from Jim Collins.

<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	absent

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING CLAIM BY FEDERAL SERVICES CORP. (RODRIGUEZ-MENDOZA/DEBEAUVOIR; TEX. GOV'T CODE SECTION 51.319. <sup>1</sup> (10:35 AM)

Item 44 postponed until May 30, 2000.

45. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING CLAIM BY MARCIE CALDWELL ET AL. (DEBEAUVOIR; TEX. CIV. PRAC. & REM. CODE SECTION 37.001 ET SEQ; TEX. LOC. GOV'T. CODE SECTION 89.004; TEX. GOV'T CODE SECTION 51.702(B). <sup>1</sup> (3:14 PM) (4:22 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING COLLECTION OF FEES PURSUANT TO TEX. GOV'T CODE SECTION 51.702. <sup>1</sup>

**Clerk's Note:** Items 45.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 45.A and B would be considered in Executive Session.

Items 45.A and B to be reposted on May 30, 2000.

46. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN TONY DIAZ V. TRAVIS COUNTY MEDICAL EXAMINER. (TX GOVT CODE § 552.321). <sup>1</sup> (10:35 AM)

Item 46 postponed until May 30, 2000.

47. APPOINT REPRESENTATIVE FOR MEDIATION AND/OR RECEIVE BRIEFING IN; MELISSA WILLIAMS, ADMINISTRATIX OF THE ESTATE OF CODY WAYNE PIERCE V. MARY LEE FOUNDATION ET AL., (WILLIAMS; GIESELMAN; TEXAS TORT CLAIMS ACT AND PERSONAL INJURY). <sup>1</sup> (10:35 AM)

Item 47 pulled from the agenda.

48. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:14 PM) (4:22 PM)

Judge Biscoe announced that Item 48 would be considered in Executive Session.

Item 48 pulled from the agenda.

49. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN DEL VALLE I.S.D. V. FREEDOM BANK-HAMILTON AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:14 PM) (4:20 PM)

Judge Biscoe announced that Item 49 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner that the County Judge be authorized to sign the tax resale deed, which transfers this property to James and Ann Brigham for the amount of \$11,545.67.

<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	absent

50. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN; ASSOCIATED PRESS ET AL. V. MAURICE COOK (COOK; KEEL; DEFAMATION; IN THE FIRST COURT OF APPEALS, HOUSTON, TEXAS; CAUSE NO. 01-98-00773-CV). <sup>1</sup> (3:14 PM) (4:21 PM)

Judge Biscoe announced that Item 50 would be considered in Executive Session.

No action required on Item 50.



51. RECEIVE BRIEFING FROM COUNTY ATTORNEY, GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION REGARDING LITIGATION; LAKE AUSTIN SPA INVESTORS, LTD., ET AL., AND MARY QUINLAN PARK. <sup>1</sup> (3:14 PM) (4:21 PM)

Judge Biscoe announced that Item 51 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner, that we indicate our willingness to engage in mediation in this matter, that we authorize Commissioner Sonleitner to represent the Travis County Commissioners' Court, and that we indicate our intention to take this matter up again in next weeks meeting.

<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	absent

Item 51 to be reposted on May 30, 2000.

**ADJOURNMENT**

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to adjourn the Voting Session. (4:22 PM)

<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	absent

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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