

MINUTES – MAY 30, 2000

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 30th day of May, 2000, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 9:12 AM and recessed at 9:14 AM.

The Commissioners' Court recessed the Voting Session at 12:10 PM.

The Commissioners' Court, meeting as the TCHFC reconvened the Voting Session at 1:39 PM and retired to Executive Session at 1:51 PM.

The Commissioners' Court, meeting as the TCHFC reconvened the Voting Session at 2:05 PM and adjourned at 2:07 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 2:07 PM and adjourned at 2:07 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 2:08 PM and adjourned at 2:08 PM.

The Commissioners' Court reconvened the Voting Session at 2:08 PM.

The Commissioners' Court retired to Executive Session at 3:58 PM.

The Commissioners' Court reconvened the Voting Session at 5:51 PM.

The Commissioners' Court adjourned the Voting Session at 6:01 PM.

PUBLIC HEARINGS

1. PUBLIC HEARING TO APPROVE ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 15 & 16, BLOCK 4M, FIRST RE-SUBDIVISION OF TRAVIS LANDING NO. 2 PHASE 5, IN PRECINCT 3. (9:14 AM)

Motion by Commissioner Baxter **and seconded by** Commissioner Davis 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 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 1 is Item C7. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

2. PUBLIC HEARING TO APPROVE THE VACATION OF A PORTION OF RIGHT-OF-WAY OF JIM BOWIE DRIVE, IN PALEFACE LAKE COUNTRY ESTATES, A SUBDIVISION IN PRECINCT THREE. (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 C8. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

3. 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 AREAS OF THE COUNTY, PURSUANT TO SUBCHAPTER B, CHAPTER 240, LOCAL GOVERNMENT CODE. **THIS IS A SECOND PUBLIC HEARING TO ALLOW FOR NEW AND ADDITIONAL TESTIMONY; ACTION ON THIS ITEM IS ANTICIPATED ON JUNE 6, 2000.** (9:17 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: Beverly McCord, Travis County Resident; Robert Payne, Travis County Resident; Steve Haw, Travis County Resident; Jimmy Castro, Private Citizen; Gus Peña, President of East Austin Concerned Hispanics; and Tom Nuckols, Assistant County Attorney.

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 40. Please refer to Agenda Item 40 (CONSENT ITEMS) for the Court's Motion and Vote.

RESOLUTIONS & PROCLAMATIONS

4. APPROVE RESOLUTION CONGRATULATING RIVER CITY YOUTH AND FAMILY BUILDERS ON THEIR 17TH ANNUAL YOUTH RECOGNITION AWARDS CEREMONY. (9:55 AM)

Members of the Court heard from: Mona Gonzales, Executive Director, River City Youth.

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

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

CITIZENS COMMUNICATION

Members of the Court heard from: Gus Peña, President of East Austin Concerned Hispanics; Jimmy Castro, Private Citizen; and Mary Aleshire, Private Citizen. (10:08 AM)

CONSENT ITEMS

5. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C8, and Items 7, 8, 10, 11, 14, 15.A & B, 17, 19, 20, 21, 22, 23, 24, 26, 27, 30.A.1, 2, & 3, 34, 39.A & B, and 42. (10:19 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

CONSENT ITEMS CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Baxter to reconsider the Consent Motion, Item 5.

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to indicate our intention to pull both Items C6 and C8.

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 SERVICES.
- C3.** APPROVE COMMISSIONERS' COURT MINUTES FOR MEETING OF MAY 16, 2000.
- C4.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF GAINES RANCH SUBDIVISION AND GAINES RANCH SUBDIVISION II (AMENDED PLAT – 3 LOTS – 15.847 ACRES – MO-PAC EXPRESSWAY SOUTH – NO FISCAL REQUIRED – SEWAGE SERVICES TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – COA ETJ).
- C5.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: MCNEIL CROSSING SUBDIVISION – (SHORTFORM – TO FISCAL REQUIRED – 1 LOT – 1.832 ACRES – MCNEIL LANE – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN).
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: GRANDVIEW HILLS SECTION 14 – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 71.81 ACRES - RM 620 – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN. (10:24 AM)

Item C6 pulled from the agenda.

CONSENT ITEMS CONTINUED

- C7.** APPROVE ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 15 & 16, BLOCK 4M, FIRST RE-SUBDIVISION OF TRAVIS LANDING NO. 2 PHASE 5, IN PRECINCT 3.

Clerk's Note: Item C7 is the Action Item for Item 1.

- C8.** APPROVE THE VACATION OF A PORTION OF RIGHT-OF-WAY OF JIM BOWIE DRIVE, IN PALEFACE LAKE COUNTRY ESTATES, A SUBDIVISION IN PRECINCT THREE. (9:17 AM) (10:24 AM)

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

Item C8 pulled from the agenda.

JUSTICE AND PUBLIC SAFETY ITEMS

- 6.** APPROVE INTERLOCAL AGREEMENT TO PROVIDE AUTOPSY SERVICES TO BRAZOS COUNTY FOR A FEE OF \$1,200 EACH. (10:23 AM) (10:24 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Jessica Rio, Planning and Budget Analyst, Planning and Budget Office (PBO); and Jim Connolly, Assistant County Attorney.

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

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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

7. CONSIDER REQUESTING THE CITY OF AUSTIN TO ANNEX FOR FULL-PURPOSE A PORTION OF SLAUGHTER LANE EAST RIGHT OF WAY FROM THE EXISTING CITY LIMITS OF AUSTIN NEAR IH-35 TO BRANDT ROAD IN PRECINCT 4, AND TAKE APPROPRIATE ACTION. (10:19 AM)

Item 7 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

8. CONSIDER REQUESTING THE CITY OF LAKEWAY TO ANNEX FOR FULL PURPOSE OF LOHMANS SPUR RIGHT OF WAY FROM THE EXISTING CITY LIMITS OF LAKEWAY AT WILD CHERRY DRIVE TO THE EXISTING CITY LIMITS OF LAKEWAY AT FLINTROCK ROAD IN PRECINCT 3, AND TAKE APPROPRIATE ACTION. (10:19 AM)

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

9. DISCUSS TRANSFER OF THE 246-ACRES CANYON VISTA BALCONES CANYONLANDS PRESERVE TRACT TO TRAVIS COUNTY AND ACCEPTANCE OF OPERATION AND MAINTENANCE RESPONSIBILITY, AND TAKE APPROPRIATE ACTION. (10:35 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR; Rose Farmer, Environmental Specialist, Parks and Natural Resources, TNR; Alan Glen, Attorney, Smith, Robertson, Elliot, and Glen; Blake Magee, Principal CEO, Blake Magee Company; and Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez that Travis County pursue the transfer of this 246 acres; and that the appropriate Staff be put to work to bring back the appropriate documents back to the Court for the official acceptance of this 246 acres; and that, obviously, is pulling in appropriate people from TNR, the County Attorney's Office, and Planning and Budget, and anybody else that needs to be involved in this.

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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

- 10.** APPROVE AMENDMENT TO HOWARD LANE INTERLOCAL AGREEMENT TO ALLOW CITY OF AUSTIN TO ASSUME RESPONSIBILITY FOR CONDEMNATION LITIGATION FOR PROPERTY WITHIN CITY LIMITS. (10:19 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11.** APPROVE A CASH SECURITY AGREEMENT FOR IMPROVEMENTS TO CRANE ROAD IN REFERENCE TO SONESH ESTATES, A SUBDIVISION IN PRECINCT FOUR. (10:19 AM)

Item 11 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

12. DISCUSS PROPOSAL TO CONTRIBUTE PUBLIC EDUCATION CAMPAIGN ON AIR QUALITY AND TAKE APPROPRIATE ACTION. (11:01 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Jessica Rio, Planning and Budget Analyst, PBO; Tom Nuckols, Assistant County Attorney; and Christian Smith, Executive Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to indicate Travis County's willingness to participate in this partnership to the tune of \$35,000.00, as recommended by Williamson County to us; that we understand the \$35,000.00 is part of a \$300,000.00 media blitz, i.e. public education on air quality issues; that even though we don't have the authority to approve or reject the spot, we do need to see it; that the source be Allocated Reserve; that we communicate the recommendations made today, including consideration of 30 second spots instead of 60 second spots to double the number of spots and insure that we capture the attention of the anticipated audience; that we clarify the meaning of "Hispanic outreach is included"; that we recommend some spots in Spanish if they don't mean that; that we strongly encourage that the partners, and other public entities in this area who control radio or TV stations, be authorized to use the spots for part of a much broader public education effort. In the contract if we insist on our right to see the spot before we fund its showing then I think we're covered.

An Addition to the previous Motion was made by Commissioner Sonleitner, that she likes the idea of the Clean Air Force Partnership, because she thinks it is more inclusive of who's actually doing this.

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

HEALTH AND HUMAN SERVICES ITEMS

13. 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. (11:32 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); and Alan Miller, Planning and Budget Analyst, PBO.

Item 13 to be reposted on June 6, 2000.

PURCHASING OFFICE ITEMS

14. APPROVE CONTRACT MODIFICATION NO. 8 TO CONTRACT NO. 99K0728JJ, RANGER EXCAVATING, INC., MANSFIELD DAM RENOVATION PROJECT. CONTRACT APPROVED BY COMMISSIONERS COURT ON SEPTEMBER 28, 1999. (10:19 AM)

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

15. APPROVE TWELVE (12) MONTH EXTENSION TO THE FOLLOWING CONTRACTS FOR VEHICLE MAINTENANCE SERVICES. CONTRACTS WERE APPROVED ON AUGUST 17, 1999. (10:19 AM)
- A. CONTRACT NO. 99T0211-DM, HEARTLAND AUTOMOTIVE SERVICES, INC. DBA JIFFY LUBE (MODIFICATION NO. 2)
 - B. CONTRACT NO. 99T0212-DM, HORNTECH L. L. C. DBA THE LUBE COMPANY (MODIFICATION NO.1).

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

16. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 98C0255-MB, RENTAL OF CONSTRUCTION OFFICE TRAILERS. MODIFICATION EXTENDS THE CONTRACT FOR AN ADDITIONAL FIVE (5) MONTHS THROUGH OCTOBER 31, 2000. (11:49 AM)

Members of the Court heard from: Frank Holder, Assistant Purchasing Agent; and John Hille, Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 16.

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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

17. APPROVE CONTRACT AWARD TO CEDAR CREST FOUNDATION D/B/A CEDAR CREST HOSPITAL & RTC FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000211KW. (JUVENILE PROBATION). (10:19 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 WITH GERLOFF, INC., FOR DECONTAMINATION WORK FOR MOLD REMEDIATION ON COUNTY PERSONAL PROPERTY. (10:21 AM)

Item 18 postponed until June 6, 2000.

19. APPROVE CONTRACT MODIFICATION NO. 3 FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE FY2000 HOT MIX OVERLAY PROGRAM, CONTRACT NO. 00K0706A, TO JD RAMMING PAVING CO. (10:19 AM)

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

20. APPROVE CONTRACT AWARD WITH COMMUNITY ADVOCATES FOR TEENS AND PARENTS, INC. FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000203KW. (10:19 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 WITH THE ARROW PROJECT FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000201KW. (10:19 AM)**

Item 21 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 22. APPROVE CONTRACT AWARD WITH THE BURKE FOUNDATION D/B/A PATHFINDERS THERAPEUTIC CAMP AND CHILD PLACING AGENCY FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000101KW. (10:19 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 AWARD WITH BROOKHAVEN YOUTH RANCH, INC. FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000212KW. (10:19 AM)**

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

- 24. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION 2) TO CONTRACT NO. 98T0205-OJ, AUSTIN BUSINESS FURNITURE, FOR COUNTYWIDE MODULAR SYSTEMS FURNITURE. CONTRACT WAS APPROVED ON JUNE 30, 1998. (10:19 AM)**

Item 24 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25. APPROVE CONTRACT AWARD FOR THE PROVISION OF URINALYSIS DRUG SCREENS, IFB B000052-OJ, TO THE QUALIFIED BIDDER, ELITE HEALTH SERVICES. (10:17 AM)**

Item 25 postponed until June 6, 2000.

26. APPROVE CONTRACT AWARD FOR COMMERCIAL MOVING SERVICE, IFB #B000063-JP, TO THE LOW QUALIFIED BIDDER, ALL POINTS MOVING & STORAGE, INC. (10:19 AM)

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

27. APPROVE CONTRACT AWARD FOR JANITORIAL SERVICES – EXECUTIVE OFFICE BUILDING, TO TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH). (10:19 AM)

Item 27 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

28. APPROVE CONTRACT AWARD FOR THE PROVISION OF FIRE ALARM SYSTEM, IFB #B00037-LD, TO THE LOW RESPONSIVE BIDDER, DESIGN SYSTEMS GROUP, INC., ROUND ROCK, TX. (10:17 AM)

Item 28 postponed until June 6, 2000.

29. APPROVE CONTRACT AWARD FOR THE PROVISION OF PATROL CAR VIDEO SYSTEMS, IFB B000032-DM, OR TAKE OTHER APPROPRIATE ACTION. (11:52 AM)

Members of the Court heard from: Frank Holder, Assistant Purchasing Agent; David Valance, Attorney, Prosecutor of Texas; Margo Frasier, Travis County Sheriff; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Davis that the patrol car video systems contract be awarded to Kustoms, as recommended by the Sheriff's Office and Purchasing.

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

PLANNING AND BUDGET DEPT. ITEMS**30. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE. (10:19 AM)****A. APPROVE GRANT CONTRACTS FOR:**

- 1. USDOE/OIL OVERCHARGE WEATHERIZATION ASSISTANCE PROGRAM.**
- 2. LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP), AND**
- 3. STRIPPERWELL/OIL OVERCHARGE WEATHERIZATION ASSISTANCE PROGRAM FUNDED BY THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR TRAVIS COUNTY HEALTH AND HUMAN SERVICES.**

Items 30.A.1, 2, and 3 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

B. APPROVE GRANT CONTRACT FOR DOMESTIC PREPAREDNESS EQUIPMENT SUPPORT PROGRAM FUNDED BY THE U.S. DEPARTMENT OF JUSTICE FOR TRAVIS COUNTY EMERGENCY SERVICES. (3:15 PM)

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 30.B.

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

31. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:15 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Budget Amendments and Transfers Items A1-A3.

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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

Clerk's Note: Item 31 was further discussed at 3:16 PM with a request by Commissioner Baxter that the Commissioners' Court record reflect a Corrected Vote on Item 31. Judge Biscoe instructed that with no objection the Minutes reflect that the Court approved by Consensus Commissioner Baxter voting yes on the referenced Item. The Commissioners' Court record does reflect the Corrected Vote.

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Budget Amendments and Transfers Item D6.

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	abstain

Item 31 Budget Amendments and Transfers D1-D5 postponed until June 13, 2000.

ADMINISTRATIVE OPERATIONS ITEMS

- 32.** DISCUSS AND/OR APPROVE WITHHOLDING PART OF THE REMAINING BASIC SERVICES FEE PAYMENTS, NOT-TO-EXCEED 10% DUE TO PFLUGER WIGINTON HOOKER/NBBJ UNTIL THE SCHEDULE IS RECOVERED AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT. (10:18 AM) (3:16 PM) (3:58 PM) (5:51 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter, that the Court increase the withholding to the full 10 percent, based on the fact that, since the time period when the original withholding occurred, the schedule has not only not improved it has only degenerated. I think that this is an appropriate way to continue to send a message to Pfluger Wiginton about our concern that the schedule has not been recovered, and the situation has not improved.

Motion carried: County Judge Samuel T. Biscoe	no
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

- 33.** **A.** RECEIVE STATUS REPORT ON DENTAL INSURANCE REQUEST FOR PROPOSALS. (3:17 PM)
- B.** REVIEW AND DISCUSS HEALTH BENEFITS PLAN DESIGN AND PREMIUM RENEWAL RATES.
- C.** RECEIVE STATUS REPORT ON GROUP BENEFITS COMMITTEE COMMUNICATIONS PLAN, INCLUDING AN EMPLOYEE HEARING TO RECEIVE INPUT ON PLAN DESIGN AND PREMIUM RENEWAL RATES.

Clerk's Note: Items 33.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; Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Leroy Nellis, Budget Manager, PBO; Cindy Purinton, Benefit Contract Administrator, HRMD; and Greg Powell, AFSCME Local 1624.

Discussion Only.

Items 33.A, B, and C to be reposted on June 6, 2000.

34. APPROVE PRINTING AND DISTRIBUTION OF EMPLOYEES “JUNETEENTH” CELEBRATION FLYERS TO BE DISTRIBUTED WITH JUNE 15TH PAY CHECKS. (10:19 AM)

Item 34 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

35. APPROVE PERSONNEL AMENDMENTS. (3:56 PM)

Clerk’s Note: Norman McRee announced that the first item, Facilities Management (page one of the backup), and HHS (page 5 the third one from the bottom), need to be taken off of the list of routine items

Members of the Court heard from: Norman McRee, Budget/Process Improvement Analyst, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to strike the changes and approve Item 35.

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

- A. DISCUSS APPOINTMENT OF FACILITIES MANAGEMENT DIRECTOR POSITION AND TAKE APPROPRIATE ACTION. (EXECUTIVE SESSION, PURSUANT TO TX. GOVT. CODE ANN 551.074) (3:58 PM) (5:53 PM)

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

Item 35.A to be reposted on June 6, 2000.

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. (2:09 AM)

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

Discussion Only.

37. RECEIVE STATUS REPORT FROM MINORITY BUSINESS OPPORTUNITY COMMITTEE, CONSIDER REQUEST FOR SECOND YEAR FUNDING, AND TAKE APPROPRIATE ACTION. (10:18 AM)

Item 37 postponed until June 6, 2000.

38. 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. (10:18 AM) (2:11 PM)

Members of the Court heard from: Toya Cirica Cook Haley, President, Austin Young Lawyers Association; Sandra Martin, Executive Director, Travis County Children’s Advocacy Center; Sara Buehl, Professor, University of Texas School of Law; Joelle C. Schulze Boehle, Committee Vice Chair, Children’s Courthouse Waiting Room Committee; Ronnie Earle, Travis County District Attorney; Belinda Poppa, Capital Planning Coordinator, PBO; The Honorable W. Jeanne Meurer, Judge, 98th District; and Christian Smith, Executive Manager, PBO.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter, that the Commissioners’ Court expresses interest in the concept of a children’s waiting room; that we take the next 30 days to fully explore all options related to space, costs, timing, liability questions, and anything else that anybody would like to add; that this item be referred specifically to the Space Planning Committee for further work; that any and all affected departments that want to work on this, start working on it; and it be brought back to the Commissioners’ Court for further consideration.

Maker and Second accept the Friendly Amendment by Commissioner Gómez to explore alternatives as well.

Acceptance of the Friendly Amendment was made by Commissioner Sonleitner **and seconded by** Commissioner Baxter.

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. A. APPROVE MODIFICATION NO. 14 TO CONTRACT NO. 99K0701-JG, JUVENILE COURT EXPANSION AT GARDNER-BETTS JUVENILE JUSTICE CENTER WITH SILVERTON CONSTRUCTION; MODIFICATION RESTORES THE SCOPE OF WORK FOR THE LAUNDRY RENOVATION ORIGINALLY BID AS ALTERNATE BID NO. 7 AND NOT ACCEPTED AT CONTRACT AWARD DUE TO PROJECT BUDGET CONCERNS. (10:19 AM)
- B. COMBINE PARKING GARAGE CONSTRUCTION CONTINGENCY FUNDS IN THE AMOUNT OF \$46,384.79 WITH THE ISC/DETENTION CONSTRUCTION CONTINGENCY.

Items 39.A and B added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

40. 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. (9:41 AM) (10:18 AM)

Clerk's Note: Item 40 is the Action Item for Item 3.

Item 40 postponed until June 6, 2000.

41. APPROVE PUBLIC HEARING REGARDING THE ISSUANCE OF THE TRAVIS COUNTY HOUSING FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE AND REFUNDING BONDS (GNMA MORTGAGED-BACKED SECURITIES PROGRAM) TAX-EXEMPT SERIES 2000A, TAX-EXEMPT SERIES 2000B AND TAXABLE SERIES 2000C IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$11,000,000 BY THE TRAVIS COUNTY HOUSING FINANCE CORPORATION. (3:57 PM)

Clerk's Note: Judge Biscoe indicated the Court's intention to schedule a public hearing on this Housing Program before the Travis County Commissioners' Court next week. The Judge without objection announced that it would be posted early on as a public hearing before the Commissioners' Court on this Travis County Housing Finance Corporation Housing issue.

42. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:19 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. ¹ (3:58 PM) (5:54 PM)
- B.** RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹
- 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. ¹

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 Davis to approve the settlement agreement and release with the A.D. Willis Company, Incorporated.

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

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER REGARDING CLAIM BY PHILLIP ROSENBAUM AND TAKE APPROPRIATE ACTION. (GIESELMAN) ¹ (3:58 PM)

Judge Biscoe announced that Items 44 would be considered in Executive Session.

Members of the Court heard from: Phillip Rosenbaum, Private Citizen.

Motion by Commissioner Baxter **and seconded by** Commissioner Davis to direct Staff to come back to us with more specific information regarding the cost associated with running a pipe underneath Westlake; to address that concern; to keep this posted on for next week so we can receive that information; and just direct Staff to bring forward answers to all questions that were posed, so we can address this next week. Cost out all possible options and bring that back to us, including possible utility relocation costs.

A Clarification of the previous Motion was made by Judge Biscoe to further add that Mr. Rosenbaum be kept posted of this and consulted, and to have this on the Court's agenda two weeks from today, June 13, 2000.

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

Item 44 to be reposted on June 13, 2000.

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING PROJECT #97B06-213CA, STATE HIGHWAY 45 SOUTH; PARCEL NO. 8; DENISE P. TOMLINSON, AND TRAVIS COUNTY, TEXAS; (DENISE P. TOMLINSON; GIESELMAN; CONDEMNATION). ² (3:58 PM) (5:57 PM)

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

Motion by Commissioner Baxter **and seconded by** Commissioner Davis that the Court reject the counter offer of \$451,790.00 and counter at \$246,229.00; and also that we move and direct Staff to initiate condemnation if that counter offer is not accepted by the landowner.

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

46. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. CARLO J. MAZZACCO AND TAKE APPROPRIATE ACTION. ¹ (3:58 PM) (5:57 PM)

Judge Biscoe announced that Items 46 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize the County Judge to sign the resale deed to Mason Hughes in the amount of \$37,029.01.

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

47. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN RICK T. VAN EVERY V. LLOYD RENDON AND TRAVIS COUNTY, (VAN EVERY; GIESELMAN: TEXAS TORT CLAIMS ACT, AND PERSONAL INJURY). ¹ (3:58 PM) (5:58 PM)

Judge Biscoe announced that Items 47 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to accept a mediation offer to settle this case in the amount of \$22,500.00, and that the County Attorney's Office be authorize to draft the appropriate settlement documents to be brought back to the Court for final approval; and to authorize the County Judge to sign when the settlement docs are ready.

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

48. APPROVE EXTENSION TO LEASE ADDENDUM WITH GOP INVESTMENTS FOR 1300 GUADALUPE BUILDING, RECEIVE BRIEFING FROM COUNTY ATTORNEY ON RELATED ISSUES AND TAKE APPROPRIATE ACTION. ² (3:58 PM) (6:00 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 48, and that we ask the County Judge to execute this on behalf of the Travis County Commissioners' Court, which, for clarification purposes, extends our right to be in the property at Bee Caves Road until June 15, 2000.

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

49. 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). ¹ (10:23 AM)

Item 49 postponed until June 6, 2000.

- 50.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN TONY DIAZ V. TRAVIS COUNTY MEDICAL EXAMINER. (TX GOVT. CODE § 552.321). ¹ (10:23 AM)

Item 50 pulled from the agenda.

- 51. 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. GOVT. CODE SECTION 51.702(B)). ¹ (3:58 PM) (5:59 PM)

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

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis to reject the settlement offer in Item 51.A.

A Clarification of the previous Motion was made by Commissioner Sonleitner to reject the claim presented by Joe Crews.

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

- B.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING COLLECTION OF FEES PURSUANT TO TEX. GOV'T CODE SECTION 51.702. ¹ (3:58 PM) (5:59 PM)

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

No action required on Item 51.B.

- 52.** 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. ¹ (3:58 PM)

Item 52 pulled from the agenda.

ADJOURNMENT

Motion by Commissioner Davis and seconded by Commissioner Baxter to adjourn the Voting Session. (6:01 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge