

MINUTES – JANUARY 23, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 23rd day of January, 2001, the Commissioners' Court convened the regular Voting Session at 9:09 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 recessed the Voting Session at 12:24 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD #3), convened the NWTCRD #3 Voting Session at 1:54 PM and adjourned at 1:54 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:54 PM and adjourned the Voting Session at 1:55 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 1:55 PM and adjourned the Voting Session at 1:55 PM.

The Commissioners' Court reconvened the Voting Session at 1:55 PM.

The Commissioners' Court retired to Executive Session at 3:17 PM.

The Commissioners' Court reconvened the Voting Session at 4:36 PM.

The Commissioners' Court adjourned the Voting Session at 4:39 PM.

RESOLUTIONS & PROCLAMATIONS

2. APPROVE PROCLAMATION DESIGNATING FEBRUARY 6, 2001 AS “SENIOR DAY” FOR THE SILVER-HAIRED LEGISLATION AT THE STATE CAPITOL.
(9:12 AM)

Members of the Court heard from: Bruce Bower, Chair, Senior Day Planning Committee; Elizabeth Gerdis, Lamar Senior Activity Center; Charlotte Flint, The Gray Panthers, Glenda Rogers, Capital Area Agency on Aging; Carlos Higgins, Texas Silver-Haired Legislature; and Kathy Maribell, Family Eldercare.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve Item 2.

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: Chief Don Smith, Emergency Services District #4; Roger Moreno, Cadet; Joshua Davis, Cadet; Rafael Campos, Cadet; Chris Botello, Cadet; Michael Schroder, Cadet; Xavier Moreno, Cadet; Patrick Luna, Cadet; Michael Sifuentes, Cadet; Anthony Prior, Cadet; Van Urs, Cadet; Randy Moreno, Academy Liaison Officer; and Captain Reynolds, Director for the program. (9:19 AM)

CONSENT ITEMS

3. Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4, and Items 4, 6.A, B, & C, 7, 8, 9, 10, 11, 12.A & B, and 27. (9:30 AM)

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

C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.

C3. APPROVE COMMISSIONERS’ COURT MINUTES FOR MEETING OF JANUARY 9, 2001.

C4. APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN EASEMENT TO “ARROYO CANYON DRIVE” IN PRECINCT THREE.

Clerk’s Note: Item C4 is the Action Item for Item 1.

JUSTICE AND PUBLIC SAFETY ITEMS

4. DISCUSS ADDITION OF NEW MEMBERS TO THE COMMUNITY JUSTICE CENTER ADVISORY COMMITTEE, AND TAKE APPROPRIATE ACTION. (9:30 AM)

Item 4 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

PLANNING AND BUDGET DEPT ITEMS

- 5. REVIEW PROPOSED CHANGES TO THE TRAVIS COUNTY FINANCIAL AND BUDGETING GUIDELINES AND TAKE APPROPRIATE ACTION. (9:32 AM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); and Susan Spataro, Travis County Auditor.

Motion by Judge Biscoe and seconded by Commissioner Davis that we have the language, “should be at or near the effective tax rate.”

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 5 to be reposted on January 30, 2001.

- 6. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:30 AM)
 - A. APPROVE GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE ST. JOHNS SAFE SCHOOLS GRANT IN HEALTH AND HUMAN SERVICES DEPARTMENT.
 - B. APPROVE GRANT APPLICATION WITH THE LOWER COLORADO RIVER AUTHORITY (LCRA) FOR THE PURCHASE OF DIVE TEAM EQUIPMENT IN THE SHERIFF’S OFFICE.
 - C. APPROVE GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE FY’01 COMPREHENSIVE ENERGY ASSISTANCE PROGRAM (CEAP) IN HEALTH AND HUMAN SERVICES DEPARTMENT.

Items 6.A, B, and C added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

7. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:30 AM)

Item 7 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

PURCHASING OFFICE ITEMS

8. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. MA980105, DEPARTMENT OF INFORMATION RESOURCES, FOR RENEWAL OF SOFTWARE LICENSING AND MAINTENANCE OF NOVELL GROUPWISE SYSTEM, NOVELL OPERATING SYSTEM, AND MANAGEWISE/ZENWORKS; CONTRACT APPROVED ON 3/17/98. (9:30 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

9. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 99T0088-LD, AAMCO TRANSMISSION, TRANSMISSION REPAIR SERVICES; CONTRACT APPROVED ON 3/2/99. (9:30 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

10. APPROVE A ONE (1) MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. 98T0050-OJ, HAMMERMAN & GAINER, INC. AND FORTE MANAGED CARE, INC. FOR THIRD PARTY ADMINISTRATION AND MEDICAL AUDIT SERVICES; CONTRACT APPROVED ON 12/16/97. (9:30 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. DECLARE CERTAIN EQUIPMENT AS SURPLUS PROPERTY, PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (FIXED ASSETS). (9:30 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. APPROVE CORRECTIONS TO THE FOLLOWING CRIME VICTIM SERVICES CONTRACTS: (9:30 AM)**

A. CONTRACT NO. PS000026-DR, POT OF GOLD, NOT TO EXCEED AMOUNT OF \$6,000.

B. CONTRACT NO. PS000033-DR, SAFEPLACE, NOT TO EXCEED AMOUNT OF \$33,500.

Items 12.A and B added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. A. APPROVE EXEMPTION ORDER FOR THE PURCHASE OF PROFESSIONAL INSTRUCTOR SERVICES FOR THE COOPERATIVE PARENTING PROGRAM (CPP) FOR JUVENILE PROBATION AND DOMESTIC RELATIONS OFFICE. (10:31 AM)
- B. CONSIDER QUANTUM MERUIT CLAIMS AND TAKE APPROPRIATE ACTION FOR PROFESSIONAL INSTRUCTOR SERVICES FOR THE COOPERATIVE PARENTING PROGRAM BY (1) MARYBETH METCALF IN THE AMOUNT OF \$3,520.00, AND (2) DIANA MARTINEZ IN THE AMOUNT OF \$1,600.00.

Clerk’s Note: Items 13.A & B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Susan Spataro, Travis County Auditor; John Hille, Assistant County Attorney; and Cecelia Burke, Director, Domestic Relations Office.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the quantum meruit claim of Mary Beth Metcalf in the amount of \$880.00.

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

Motion by Judge Biscoe and seconded by Commissioner Davis to approve an appropriate exemption order for Mary B. Metcalf and Diana Martinez for professional instructor services for the Cooperative Parenting Program for the Domestic Relations Office and any other office where their services are needed in Travis County.

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

ADMINISTRATIVE OPERATIONS ITEMS

- 14. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (10:50 AM)
 - A. T.C.S.O. - SETTLE
 - B. TNR - SETTLE
 - C. CONSTABLE, PCT. 1 - SETTLE
 - D. T.C.S.O. - SETTLE
 - E. CONSTABLE, PCT.5 - SETTLE

Clerk’s Note: Items 14.A, B, C, D, & E are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dan Mansour, Risk Manager, Human Resources Management Department (HRMD).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the liability claims as recommended by the Risk Manager.

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

- 15. APPROVE PERSONNEL AMENDMENTS (10:18 AM)

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 15.

Motion carried:

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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

16. APPROVE LETTER OF SUPPORT TO THE TEXAS TRANSPORTATION COMMISSION SUPPORTING THREE PRIORITY PROJECTS APPROVED BY (CAMPO) THE CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION TO BE PRESENTED AT THE FEBRUARY 22, 2001 DELEGATION. (2:06 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Baxter 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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

17. CONSIDER COUNTY’S REQUEST TO AMEND THE CAMPO TRANSPORTATION IMPROVEMENT PROGRAM TO SUBSTITUTE STP-4C PROJECTS FOR SH 71/ROSS ROAD PEDESTRIAN OVERPASS AND FOR LOHMANS CROSSING ROAD AND TAKE APPROPRIATE ACTION. (2:09 PM)

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

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

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

18. APPROVE PROPOSED FLOOD PLAIN CONSTRUCTION AND MAINTENANCE RESTRICTIVE COVENANTS FOR THE RECONSTRUCTION OF A SINGLE FAMILY RESIDENCE IN THE FLOOD PLAIN OF LAKE TRAVIS AS PER CHAPTER 64.055 (a)(4) OF THE TRAVIS COUNTY REGULATIONS FOR FLOOD PLAIN MANAGEMENT AND GUIDELINES AND PROCEDURES FOR DEVELOPMENT PERMITS. (2:34 PM)

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

Motion by Commissioner Baxter **and seconded by** Judge Biscoe to approve Item 18.

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

19. CONSIDER ABANDONMENT OF AN UNUSED PORTION OF MANSFIELD DAM ROAD RIGHT-OF-WAY LOCATED IN PRECINCT THREE, TO PERMIT TITLE TO REVERT TO ADJOINING PROPERTY OWNER, AND TAKE APPROPRIATE ACTION. (9:10 AM) (10:19 AM) (3:17 PM) (4:37 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Donald Carper, Private Citizen; and Tom Nuckols, Assistant County Attorney.

Judge Biscoe announced that Item 19 would be considered in Executive Session.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve that we abandon the right-of-way, and that would permit the title to revert to the adjoining property owner.

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

20. CONSIDER TEXAS TRANSPORTATION COMMISSION MINUTE ORDER FOR COUNTY FINANCIAL PARTICIPATION IN LOOP 1 NORTH TOLL ROAD AND TAKE APPROPRIATE ACTION. (9:10 AM) (11:00 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Ed Pensock, Texas Turnpike Authority (TTA); Neil Kocurek, Community Volunteer, Member, AARO; Mark Hazelwood, President, CEO, Greater Austin Chamber of Commerce; Burt Thompson, Transportation Professionals of Central Texas; Kathy Bonner, Transportation Committee of the Austin Area Research Organization; Darren Butler, Chair, AARO; Cliff Davis, Private Citizen; Howard Faulkenburg, Private Citizen, Member Austin Area Research Organization; and Tom Nuckols, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that we take up Capitol Metro’s offer of \$707,000.00, and that we add to our CO the sum of \$5,793,000.00.

Maker and Second accept the Friendly Amendment by Commissioner Davis to request a schedule for right-of-way acquisition.

Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Sonleitner.

Maker accept the Friendly Amendment by Commissioner Sonleitner to make sure that our dollars stay in a Travis County account, but to make sure that we are getting interest off of those dollars in the time it takes between the issuance and when those dollars actually go out.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

A question on the Motion was called by Commissioner Gómez.

A Restatement of the previous Motion was made by Judge Biscoe for us to indicate to Capitol Metro that we will take it up on the \$707,000.00 promise, and that we add to our CO issuance the amount of \$5,793,000.00.

Maker and Second accept the Friendly Amendment by Commissioner Baxter to add to the Motion that we accept the \$707,000.00, but we also continue to go back to Capitol Metro and work with them on any additional amounts in the future that we can get to offset the cost of this project, Loop 1 North, and any other regional mobility projects.

Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Sonleitner.

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

- 21. CONSIDER SCOPE AND SCHEDULE OF A CAPITAL IMPROVEMENTS BOND ELECTION AND THE APPOINTMENT OF A BOND CITIZENS ADVISORY COMMITTEE AND TAKE APPROPRIATE ACTION. (2:37 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Christian Smith, Executive Manager, PBO.

Discussion Only.

Item 21 to be reposted don January 30, 2001.

- 22. CONSIDER MINUTE ORDER 83157 RELATING TO THE MOKAN TRANSPORTATION CORRIDOR; DISCUSS THE TEXAS TURNPIKE AUTHORITY'S REQUEST TO ACQUIRE RIGHT OF WAY FOR STATE HIGHWAY 130, AND TAKE APPROPRIATE ACTION. (2:52 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Tom Nuckols, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to move on and reject the minute order and talk about a 10% contribution to the right-of-way, the same as Williamson County, and for us to act as a region going in to negotiate with TTA about what is appropriate.

An Addition to the previous Motion was made by Commissioner Sonleitner to communicate to TXDOT that we do not regard the understanding Travis County once had with them on MOKAN to have any applicability to SH 130.

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

OTHER ITEMS

- 23. 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 23.

- 24. ADOPT AN ORDER AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATION, SERIES 2001.** (9:19 AM) (1:56 PM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; Glen Opal, Bond Counsel; Karen Shafer Castro, Assistant Budget Manager, PBO; and Ladd Pattillo, Financial Advisor.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that we basically publish the notice of our intention to issue Certificates of Obligations for these purposes in that amount (\$27,300,000.00), and plan to take action on February 13, 2001.

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

25. DISCUSS APPOINTMENT OF ELECTED OFFICIALS’ SALARY GRIEVANCE COMMITTEE AND TAKE APPROPRIATE ACTION. (2:18 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and John Hille, Assistant County Attorney.

Clerk’s Note: The Court drew the names of the possible committee members in this order: Lino G. Martinez, Jayne Kidd, James T. Sawyer, Leo Newman, Claudette Musgrave, Jeffrey Archer, Jim Kiernan, Marge Hershey, Alicia Fuentes, and alternates in this order: Lon A. Smith, Sharon Kincaid, LeRoy Jones Jr., Lori Cervenak-Renteria, Veronica Segura, and Curtis Higgs.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the names as picked from the hat in terms of the first nine.

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 25 to be reposted on January 30, 2001.

26. DISCUSS CLAIM FROM RUS OF SAN ANTONIO UNIFORMS AND TAKE APPROPRIATE ACTION. (2:25 PM)

Discussion Only.

Item 26 to be reposted on January 30, 2001.

27. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:30 AM)

Item 27 added to Consent Items. Please refer to Agenda Item 3 (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

- 28.** **A.** RECEIVE BRIEFING FROM 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. ¹ (3:17 PM) (4:37 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 TAKE APPROPRIATE ACTION REGARDING FLUOR 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 28.A - C are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 28.A - C would be considered in Executive Session.

Items 28.A – C to be reposted on January 30, 2001.

- 29.** **DISCUSS DISPUTES REGARDING ELIGIBILITY FOR COVERAGE UNDER CURRENT BLUE CROSS BLUE SHIELD CONTRACT, AND TAKE APPROPRIATE ACTION.** ¹ (3:17 PM) (4:37 PM)

Judge Biscoe announced that Item 29 would be considered in Executive Session.

No action required on Item 29.

- 30. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH CARTER DESIGN ASSOCIATES FOR CONSTRUCTION ADMINISTRATION FOR THE N.L. GAULT BUILDING. ¹ (3:17 PM) (4:37 PM)

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

Item 30 to be reposted on January 30, 2001.

- 31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN TIMOTHY BRUNER V. TRAVIS COUNTY ET AL. (BRUNER; WILLIAMS, S.; CIVIL RIGHTS). ¹ (3:17 PM) (4:38 PM)

Item 31 to be postponed until January 30, 2001.

- 32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN JUAN CAMPOS-LOPEZ CLAIM. (FRASIER; CLAIM FOR DAMAGES). ¹ (3:17 PM) (4:38 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the counter offer in the amount of \$175,000.00, conditioned upon the one person that we know about, the claimant, being the sole survivor, as we have been advised, and the settlement documents will indicate that.

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

- 33. AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S) IN CRAIG MCIVER V. TRAVIS COUNTY, MARGO FRASIER, ET AL. (MCIVER; FRASIER; 4TH, 6TH, AND 14TH AMENDMENT TO U.S. CONSTITUTION). ¹ (3:17 PM) (4:38 PM)

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

Item 33 pulled from the Agenda.

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION AND TAKE APPROPRIATE ACTION. ¹ (3:17 PM) (4:39 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to authorize the County Judge to sign, on behalf of the Commissioners’ Court, the deed that’s been prepared, wherein we basically agree to convey the property for the amount of \$2,542.00.

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

- 35. RECEIVE BRIEFING FROM COUNTY ATTORNEY GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER A SETTLEMENT OFFER IN TRAVIS COUNTY, TEXAS V. CLARK FAMILY PARTNERSHIP, LTD.; PROJECT NO. 97B01-10-4DA, PARCEL #1DE; THORNBERRY LOW WATER (CARSON CREEK); (OWNER – CLARK FAMILY PARTNERSHIP, LTD. – CONDEMNATION CASE). ^{1 AND 2} (3:17 PM)

Item 35 to be postponed until February 6, 2001.

ADJOURNMENT

Motion by Commissioner Davis and seconded by Commissioner Gómez to adjourn the Voting Session. (4:39 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