

MINUTES – APRIL 10, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 10th day of April, 2001, the Commissioners' Court convened the regular Voting Session at 9:11 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 12:05 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 1:37 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:38 PM and adjourned at 2:19 PM.

The Commissioners' Court reconvened the Voting Session at 2:19 PM.

The Commissioners' Court retired to Executive Session at 2:49 PM.

The Commissioners' Court reconvened the Voting Session at 4:21 PM.

The Commissioners' Court adjourned the Voting Session at 4:25 PM.

PUBLIC HEARINGS

1. PUBLIC HEARING TO DISCUSS AND APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 51 AND 52, HIGHLAND CLUB VILLAGE SECTION ONE, A SUBDIVISION IN PRECINCT THREE. (9:13 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: Robert Goode, Division Director, Planning and Engineering Services, Transportation and Natural Resources (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 1 is Item C4. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

RESOLUTIONS & PROCLAMATIONS

- 2. APPROVE A PROCLAMATION TO RECOGNIZE “TELECOMMUNICATOR WEEK” IN TRAVIS COUNTY FROM APRIL 8 THROUGH 14, 2001. (9:14 AM)

Members of the Court heard from: Colleen Stark, Travis County Sheriff’s Office (TCSO); Judy Smith, TCSO; and Tommy Blackwell, Director, Information Services, TCSO.

Motion by Judge Biscoe 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

- 3. APPROVE A RESOLUTION RECOGNIZING CYNTHIA HILL FOR 25 YEARS OF DEDICATED SERVICE TO TRAVIS COUNTY. (9:19 AM)

Members of the Court heard from: David Escamilla, First Assistant County Attorney; and Cynthia Hill, County Attorney’s Office.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 3.

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: Kenneth Snyder, Private Citizen; and Chuck Croslin, Croslin and Associates, Architects and Planners. (9:24 AM)

CONSENT ITEMS

- 4. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4, and Items 8, 13, 14, 15, 17, 18, 19, 21, 24, 30, and 31. (9:33 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 THE FOLLOWING MEETINGS:
 - A. VOTING SESSION OF MARCH 16, 2001;
 - B. VOTING SESSION OF MARCH 20, 2001;
 - C. VOTING SESSION OF MARCH 27, 2001; AND
 - D. VOTING SESSION OF MARCH 30, 2001.
- C4. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 51 AND 52, HIGHLAND CLUB VILLAGE SECTION ONE, A SUBDIVISION IN PRECINCT THREE.

Clerk's Note: Item C4 is the action Item for Item 1.

HEALTH AND HUMAN SERVICES ITEMS

- 5. RECEIVE REPORT OF MONITORING VISIT TO TRAVIS COUNTY SCHOOL LANDS LOCATED IN THROCKMORTON COUNTY AND TAKE APPROPRIATE ACTION. (9:35 AM)

Members of the Court heard from: Jeff Ripley, Travis County Extension Director.

Discussion Only.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 6. DISCUSS LEGAL STATUS OF BOCK ROAD AND TAKE APPROPRIATE ACTION. (10:41 AM)

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

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to give directions that we reduce to writing today’s discussion, and just reiterate the fact that we’ve taken a fresh look at this issue, and present our findings in writing so that we can all pass them out to people who call us, and to send it to the Mustang Ridge elected officials.

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

- 7. APPROVE INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF PFLUGERVILLE FOR NORTHEAST METRO PARK BALL FIELDS. (11:05 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the Interlocal agreement.

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

- 8. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR THE SUMMIT AT WEST RIM ON MT. LARSON BLOCK D, SECTIONS 1-4, AND THE RELEASE OF FISCAL IN PRECINCT THREE. (9:33 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

PURCHASING OFFICE ITEMS

- 9. APPROVE CONTRACT AWARD FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY, RFP P000088-OJ TO DELTA DENTAL. (9:12 AM)

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

Item 9 pulled from the Agenda.

- 10. A. APPROVE EXEMPTION ORDER FOR PROFESSIONAL SERVICE AGREEMENT WITH COMMUNITY PARTNERSHIP FOR THE HOMELESS TO PROVIDE TRANSITIONAL HOUSING OF INDIGENT VETERANS. (11:12 AM)

- B. APPROVE CONTRACT PS010062-JS BETWEEN TRAVIS COUNTY AND COMMUNITY PARTNERSHIP FOR THE HOMELESS FOR TRANSITIONAL HOUSING OF INDIGENT VETERANS, EFFECTIVE JANUARY 1, 2001.

Clerk’s Note: Items 10.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Arlene Tillman, Director, Administrative Services, Travis County Health and Human Services (TCHHS); and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Baxter to approve Item 10.A, the exemption order, and Item 10.B, the contract.

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

- 11. A. APPROVE TRANSFER OF \$200,000. FROM THE 1997 BOND ROADWAY CAPACITY IMPROVEMENT FUND FOR HOWARD LANE IN PRECINCT TWO TO THE 1997 BOND ROADWAY CAPACITY IMPROVEMENT FUND FOR ANDERSON MILL ROAD, ALSO IN PRECINCT TWO. (11:17 AM)
- B. APPROVE CONTRACT AWARD TO CARTER AND BURGESS, INC. FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE ANDERSON MILL ROAD RECONSTRUCTION PROJECT, RFQ #Q010022-JJ.

Clerk’s Note: Items 11.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; and Robert Goode, Division Director, Planning and Engineering Services, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 11.A and 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

- 12. RECEIVE REQUEST FROM THE BOARD OF DIRECTORS OF THE COMMUNITY MENTOR/PROTÉGÉ INITIATIVE CORP. (CMPI) FOR FINANCIAL SUPPORT FOR FURTHER DEVELOPMENT OF CMPI, AND TAKE APPROPRIATE ACTION. (10:21 AM)

Members of the Court heard from: Sylvia Lopez, HUB Coordinator, Purchasing; Steve Swanson, Chairperson, Community Mentor/Protégé Initiative (CMPI); and Robert Cuellar, Executive Director, CMPI.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that we ask the Board of the Housing Finance Corporation, next week, to allocate \$20,000.00 to this program.

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

- 13. APPROVE EXEMPTION ORDER FOR THE PURCHASE OF CASEWORK MANAGEMENT AND COUNSELING SERVICES FOR JUVENILE OFFENDERS. (9:33 AM)**

Item 13 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. APPROVE CONTRACT AWARD FOR ELECTRIC NARROW AISLE FORKLIFT, IFB NO. B010041-RV, TO THE LOW BIDDER, BRIGGS EQUIPMENT. (9:33 AM)**

Item 14 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. APPROVE CONTRACT AWARD FOR 2001 TYPE "F" HMAC ALTERNATIVE PAVING PROGRAM, IFB NO. B010703-DM, TO THE LOW QUALIFIED BIDDER, J.D. RAMMING PAVING COMPANY. (9:33 AM)**

Item 15 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 16. A. DISCUSS POLICY OF REQUIRING ERRORS AND OMISSIONS (E&O) INSURANCE FOR LAND USE PLANNING CONSULTANTS. (11:20 AM)
- B. APPROVE CONTRACT AWARDS TO THE FOLLOWING QUALIFIED FIRMS FOR LAND USE PLANNING SERVICES, RFQ Q010012-DM.
 - (1) SITE SPECIFICS; AND
 - (2) HOLFORD GROUP, INC.

Clerk’s Note: Items 16.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; Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Greg Chico, Right-of-Way Manager, TNR; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Items 16.B.1 and 16.B.2 using our standard language; that we delay action on Item 16.A, and if there is an appropriate time in the future, we can resurface it.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the standard contract is the one we currently use which does not require E & O.

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. APPROVE A ONE-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 99T0129-JP, M AND J SCREEN SHOP FOR SOLAR AND ALUMINUM SCREENS; CONTRACT APPROVED ON APRIL 20, 1999. (9:33 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 18. APPROVE CONTRACT AWARD TO THE BODE TECHNOLOGY GROUP, INC. FOR LABORATORY TESTING AND EXPERT WITNESS SERVICES. (9:33 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 19. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 00AE605-JJ, SYLVA ENGINEERING, INC. PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE GRAND AVENUE PARKWAY BRIDGE OVER GILLELAND CREEK PROJECT; CONTRACT APPROVED ON 7/11/00. (9:33 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 20. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 99T0094-JP, EXTREEM KLEEN OF AUSTIN FOR CARPET AND UPHOLSTERY CLEANING SERVICES; CONTRACT APPROVED ON MARCH 9, 1999. (2:21 PM)

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 20.

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

PLANNING AND BUDGET DEPT. ITEMS

- 21. AUTHORIZE COUNTY JUDGE TO SIGN A TRADING AUTHORIZATION AS REQUESTED BY FIRST TENNESSEE BANK, ONE OF TRAVIS COUNTY’S AUTHORIZED BROKER/ DEALERS. (9:33 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:22 PM)

No action necessary on Item 22.

ADMINISTRATIVE OPERATIONS ITEMS

23. DISCUSS LICENSE AGREEMENT BETWEEN TEXAS ASSOCIATION OF COUNTIES AND TRAVIS COUNTY FOR PARKING SPACES LOCATED AT 1000 NORTH LAMAR BOULEVARD AND TAKE APPROPRIATE ACTION. (2:22 PM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; Terry Wyatt, Comptroller, Texas Association of Counties; Pat Ford, Facilities Management; Lynn Harper, Administrative Operations; and Alicia Perez, Executive Manager, Administrative Operations.

Clerk's Note: The Court gave directions that Facilities continue to work, and negotiate with Texas Association of Counties for a best and final license agreement to be presented for an up or down vote to the Commissioners Court; and to bring it back in two weeks for whatever final decision; and then to incorporate within that any questions that have been asked here on the dais in terms of a financial analysis of the pros and cons; and to once again check with County employees to determine if this is space that somebody out there really does want.

Discussion Only.

Item 23 to be reposted on April 24, 2001.

24. APPROVE PERSONNEL AMENDMENTS. (9:33 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

25. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (2:49 PM)

No action necessary on Item 25.

- 26. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION.
(9:13 AM) (11:36 AM)

Senate Bill 578: Relating to the provision of emergency communication services.

Members of the Court heard from: Teresa Reel, Manager, Emergency and Wireless Communications, Justice and Public Safety (JPS); and Dinah Dinwiddie, Executive Manager, JPS.

Discussion Only.

- 27. CONSIDER REQUEST FROM FIRST TEE GOLF OF GREATER AUSTIN INCORPORATED FOR ASSISTANCE WITH A PROGRAM IN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:44 AM)

Members of the Court heard from: Jennifer MacCurrach, Executive Director, The First Tee; Jay Watson, Founder, The First Tee; Richard Moya, Consultant, The First Tee; and John Linton, Boardmember, The First Tee.

Discussion Only.

- 28. CONSIDER CLAIM OF MS. CAROL ERMIS FOR REIMBURSEMENT OF TOWING FEE FOR VEHICLE WRONGFULLY TOWED BY TRAVIS COUNTY SHERIFF’S OFFICE, AND TAKE APPROPRIATE ACTION. (9:13 AM)

Item 28 pulled from the Agenda.

- 29. DISCUSS TRAVIS COUNTY’S TOWING POLICY AND FEES, AND TAKE APPROPRIATE ACTION. (10:30 AM)

Members of the Court heard from: Judy Machean, President, Austin Towing Association.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to recommend that we ask the Sheriff’s Office to try and work with the Austin Towing Association to try to update Travis County’s policy.

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

- 30.** RATIFY ORDER APPROVING THE PUBLIC HEARING REGARDING THE ISSUANCE OF NOTES BY TRAVIS COUNTY HOUSING FINANCE CORPORATION ENTITLED TRAVIS COUNTY HOUSING FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE NOTES SERIES 2001-1 AND APPROVING THE PLAN OF FINANCING THEREOF. (9:33 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:33 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 4 (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

- 32.** A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (2:49 PM) (4:21 PM)
- B. 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 32.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 32.A and B would be considered in Executive Session.

No action necessary on Items 32.A and B.

Items 32.A and B to be reposted on April 17, 2001.

- 33. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING APPLICABILITY OF AMERICANS WITH DISABILITIES ACT AND TEXAS ARCHITECTURAL BARRIERS ACT TO ROADS AND SIDEWALKS IN SUBDIVISIONS AND TAKE APPROPRIATE ACTION. ² (2:49 PM) (4:22 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis that we direct Staff to keep on working with the state regulatory agency and the County Attorney’s Office, and report back to us as soon as possible.

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

- 34. DISCUSS HEALTH AND HUMAN SERVICES LEASED FACILITIES LOCATED AT 5446 HIGHWAY 290 WEST, AND TAKE APPROPRIATE ACTION. ¹ (2:49 PM) (4:22 PM)

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

Motion by Commissioner Baxter and seconded by Commissioner Gómez that we authorize Staff to continue to negotiate the renewal terms on that lease.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to include in terms of assessment of whether any repairs or updating need to occur.

Acceptance of the Friendly Amendment was made by Commissioner Baxter and Commissioner Gómez.

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 AND/OR GIVE DIRECTION AND/OR DISCUSS STATUS OF LAWSUIT REGARDING AUSTIN SPA INVESTORS, LTD. FOR ACCESS ACROSS MARY QUINLAN PARK OR TAKE OTHER APPROPRIATE ACTION. ¹ (2:49 PM) (4:23 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the settlement in its current form.

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

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION, AND TAKE APPROPRIATE ACTION. ¹ (2:49 PM)

No action necessary on Item 36.

- 37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN; ADDIE KYLES V. MARGO FRASIER, ET AL. (TEXAS TORT CLAIMS ACT; PERSONAL INJURY) ¹ (2:49 PM) (4:23 PM)

Judge Biscoe announced that Item 37 would be considered in Executive Session.

No action required on Item 37.

Item 37 to be reposted on April 17, 2001.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN; DENNY STANLEY V. DONALD CRAIG SMITH AND TRAVIS COUNTY (FRASIER; TEXAS TORT CLAIMS ACT; PERSONAL INJURY).
¹ (2:49 PM) (4:23 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Gómez that we approve the settlement offer in the amount of \$6,500.00.

Motion carried:

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

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIM BY AUSTIN HB RESIDENTIAL PROPERTIES, LTD. REGARDING CONSTRUCTION OF HARRIS BRANCH PARKWAY AND TAKE APPROPRIATE ACTION. ¹
 (2:49 PM) (4:24 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we authorize the swap of remaining right-of-way that Travis County owns, transfer all of that to Harris Branch Parkway in exchange for a full release of its claim against Travis County in the amount of \$50,000.00.

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

40. RECEIVE UPDATE FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF RICHARD VANDEVENTER “VAN” HARVEY V. TRAVIS COUNTY; CAUSE # GN003516. ¹
 (2:49 PM)

Item 40 pulled from the Agenda.

41. CONDUCT FY2001 EXECUTIVE MANAGER PERFORMANCE EVALUATIONS AND TAKE APPROPRIATE ACTION. ³ (2:49 PM) (4:25 PM)

Judge Biscoe announced that Item 41 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis that we approve the remainder of the 6% to the Executive Managers; which would be 2.91% to Alicia Perez, Christian Smith, Dinah Dinwiddie, Joe Gieselman, and Stephen Williams. Those specific amounts will vary, but the percentages should be 2.91% to give each a total of 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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ADJOURNMENT

Motion by Commissioner Davis and seconded by Commissioner Baxter to adjourn the Voting Session. (4:25 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