

## **MINUTES – MAY 22, 2001**

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

On Tuesday, the 22<sup>nd</sup> day of May, 2001, the Commissioners' Court convened the regular Voting Session at 9:13 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 11:54 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:35 PM and adjourned at 1:40 PM.

The Commissioners' Court reconvened the Voting Session at 1:40 PM.

The Commissioners' Court retired to Executive Session at 2:30 PM.

The Commissioners' Court reconvened the Voting Session at 3:54 PM.

The Commissioners' Court adjourned the Voting Session at 3:58 PM.

**PUBLIC HEARINGS**

1. PUBLIC HEARING TO DISCUSS AN ORDER FOR A TEMPORARY ROAD CLOSURE ON MCNEIL-ROUND ROCK ROAD AT RAILROAD GRADE CROSSING ABOUT ONE-HALF MILE NORTH OF HOWARD LANE, IN PRECINCT TWO, TO BEGIN ON JUNE 15, 2001 AT 7:00 P.M. THROUGH JUNE 17, 2001 AT 7:00 P.M. WITH AN ALTERNATE DATE OF JUNE 22, 2001 AT 7:00 PM. (9:14 AM)

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

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

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

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

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

**Clerk's Note:** The action Item for Item 1 is Item C4. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**RESOLUTIONS & PROCLAMATIONS**

2. APPROVE PROCLAMATION DECLARING MAY 21 THROUGH 25, 2001 AS “RIVERS STATE HOUSE OF ASSEMBLY, NIGERIA WEEK” IN TRAVIS COUNTY. (9:16 AM) (11:04 AM)

**Members of the Court heard from:** Sylvia Lopez, HUB Coordinator, Purchasing; Barbara Burton, President, CEO, Texas Minority Business Opportunity Committee; Timothy Bridges, Chairman, Minority Oil Producing Association; and Speaker Amiche, State Assembly of Nigeria.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 2.

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

**Clerk’s Note:** The Court was introduced to members of the Rivers State, Nigerian Delegation.

3. APPROVE A RESOLUTION TO CONGRATULATE RIVER CITY YOUTH FOUNDATION ON THEIR 18<sup>TH</sup> ANNUAL YOUTH RECOGNITION AWARDS CEREMONY. (9:21 AM)

**Members of the Court heard from:** Mona Gonzalez, Executive Director, River City Youth Foundation; Abe Casillas, Board Member, River City Youth Foundation; Robert Martinez, CC Carlton Industries; and Brian Crue, Chairman, Grant Writing Committee, River City Youth Foundation.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 3.

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

4. APPROVE PROCLAMATION HONORING CONSTABLE BRUCE ELFANT ON BEING NAMED “ELECTED PUBLIC OFFICIAL OF THE YEAR” BY THE CENTEX CHAPTER OF THE AMERICAN SOCIETY FOR PUBLIC ADMINISTRATION. (9:32 AM)

**Members of the Court heard from:** Bruce Elfant, Constable, Precinct 5; Sheila Hughes, Travis County Health and Human Services (TCHHS); and Ellen Richards, TCHHS.

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

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

5. APPROVE A PROCLAMATION DESIGNATING THE WEEK OF MAY 20 THROUGH 26, 2001 “EMERGENCY MEDICAL SERVICES WEEK” IN TRAVIS COUNTY. (9:38 AM)

**Members of the Court heard from:** Richard Harrington, Executive Director, Austin-Travis County EMS; and Vicki Branning, Austin-Travis County EMS.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 5.

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

6. APPROVE RESOLUTION URGING ALL CITIZENS TO RECOGNIZE MEMORIAL DAY. (9:43 AM)

**Members of the Court heard from:** Olie Pope, Acting Director, Veterans' Services; and Arlene Tillman, Director, Administrative Services, TCHHS.

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

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

## CITIZENS COMMUNICATION

**Clerk's Note:** There were no speakers during Citizens Communications. (9:48 AM)

**CONSENT ITEMS**

7. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1 - C4, and Items 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29.A & B, 30.A – F, 31.A, B, & C, 32.A, 33, 38, 40, 41, A1, and A2. (9:48 AM)

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

- C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION.
- C3. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MAY 8, 2001.
- C4. APPROVE AN ORDER FOR A TEMPORARY ROAD CLOSURE ON MCNEIL-ROUND ROCK ROAD AT RAILROAD GRADE CROSSING ABOUT ONE-HALF MILE NORTH OF HOWARD LANE, IN PRECINCT TWO, TO BEGIN ON JUNE 15, 2001 AT 7:00 P.M. THROUGH JUNE 17, 2001 AT 7:00 P.M. WITH AN ALTERNATE DATE OF JUNE 22, 2001 AT 7:00 PM.

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

**ADMINISTRATIVE OPERATIONS ITEMS**

8. DISCUSS PROPOSALS IN RESPONSE TO TRAVIS COUNTY HEALTHCARE BENEFITS RFP AND RELATED ISSUES AND OPTIONS, RECEIVE RECOMMENDATIONS FROM THE EMPLOYEE GROUP BENEFITS COMMITTEE, AND TAKE APPROPRIATE ACTION. (9:13 AM) (10:15 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Cindy Purington, Benefit Contract Administrator, Human Resources Management Department (HRMD); Dan Mansour, Risk Manager, HRMD; Susan Spataro, Travis County Auditor; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); John Hille, Assistant County Attorney; Howard Herrin, TNR; and Linda Moore Smith, Director, HRMD.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to direct Staff to begin implementing Staff's recommendation, which, I understand, is for the County to self insure, and that we select United Healthcare as the Administrator; that we have the employee public hearing May 30, 2001 at 5:30 p.m. in the Commissioners' Courtroom; that next week we plan to address FTE requirements; and that the Committee keep moving in the right direction.

**An Addition to the previous Motion was made by Judge Biscoe** to have one location for open enrollment so that HRMD can start putting open enrollment together.

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

Item 8 to be reposted on May 29, 2001.

9. CONDUCT FOLLOW-UP DISCUSSION AND TAKE APPROPRIATE ACTION ON ISSUES RELATING TO THE PEACE OFFICERS PAY SCALE POLICY, TRAVIS COUNTY CODE, CHAPTER 10.295, INCLUDING BUT NOT LIMITED TO, THE FOLLOWING:

A. WHAT SKILLS ARE COVERED; (9:54 AM)

**Members of the Court heard from:** Linda Moore Smith, Director, HRMD; and Margo Frasier, Travis County Sheriff.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the committee recommendation as to the skills to be covered; Spanish, American Sign Language, and Vietnamese.

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

B. WHETHER T.C.L.E.O.S.E. LICENSE PAY ELIGIBILITY INCLUDES TRAVIS COUNTY SHERIFF OFFICE'S COMMAND STAFF; AND (9:58 AM)

**Members of the Court heard from:** Linda Moore Smith, Director, HRMD; Margo Frasier, Travis County Sheriff; and Xavier Montalvo, Board Member, Fraternal Order of Police.

Discussion Only.

C. WHETHER BILINGUAL ELIGIBILITY PAY INCLUDES CONSTABLES OR OTHER ELECTED OFFICIALS. (9:54 AM)

Item 9.C pulled from the Agenda.



**10. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIM  
RECOMMENDATIONS: (1:45 PM)**

**A. MOHAMED WERFELLI - SETTLE**

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the recommendation as presented to us by our Risk Manager.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
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. APPROVE PERSONNEL AMENDMENTS. (9:48 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**HEALTH AND HUMAN SERVICES ITEMS**

- 12.** AUTHORIZE STEPHEN WILLIAMS, EXECUTIVE MANAGER OF HEALTH AND HUMAN SERVICES AND VETERANS SERVICES, TO SIGN AGREEMENTS WITH CAPITAL AREA FOOD BANK AND PREVENT CHILD ABUSE TEXAS. (1:41 PM) (2:30 PM) (3:54 PM)

**Members of the Court heard from:** Arlene Tillman, Director, Administrative Services, TCHHS; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to approve Item 12, the agreement with Prevent Child Abuse Texas.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
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

Commissioner Sonleitner announced that Item 12 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis that we repost this Item for next week with much broader language, but specifically related to the Capital Area Food Bank.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
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 12 to be reposted on May 29, 2001.

**TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS**

- 13. A.** APPROVE PHASING AGREEMENT WITH INTERPORT HOLDINGS LTD. ESTABLISHING RESPONSIBILITIES RELATED TO THE REALIGNMENT OF FALWELL LANE AND DEDICATION OF RIGHT-OF-WAY IN THE INTERPORT SUBDIVISION IN PRECINCT FOUR. (1:47 PM)
- B.** APPROVE A PRELIMINARY PLAN IN PRECINCT FOUR: INTERPORT (PRELIMINARY PLAN – 18 LOTS – 262.358 ACRES – SH 71 – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – COA ETJ).

**Clerk's Note:** Items 13.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; and Tom Nuckols, Assistant County Attorney.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 13.A and B, the phasing agreement and the preliminary plan.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
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

- 14.** APPROVE A CASH SECURITY AGREEMENT WITH MORRISON HOMES FOR THE PURPOSE OF POSTING SIDEWALK FISCAL FOR STEINER RANCH PHASE 2 SECTION 5, PHASE C, IN PRECINCT TWO. (9:48 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15.** APPROVE AN ADDITIONAL PAYMENT TO THE TEXAS DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$59,592.81 FOR WORK ON THE 1984 CIP BOND PROJECT DESSAU ROAD NORTH, PROJECT NUMBER 2-019. (9:48 AM)

Item 15 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**PURCHASING OFFICE ITEMS**

- 16. APPROVE CONTRACT NO. PS010104-DR WITH COMMUNITIES IN SCHOOLS-CENTRAL TEXAS, INC. FOR THE PROVISION OF CASE MANAGEMENT AND COUNSELING SERVICES FOR JUVENILE OFFENDERS UNDER THE SUPERVISION OF THE TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT. (9:48 AM)**

Item 16 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17. APPROVE CONTRACT AWARD FOR MICROFILM SERVICES, IFB #B010059-LD, TO THE TWO LOWEST BIDDERS, S.T.A.R.S. AND LASON, INC. (9:48 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. APPROVE CONTRACT AWARD FOR BODY ARMOR, IFB NO. B010058-OJ, TO THE SECOND LOW BIDDER, GT DISTRIBUTORS, INC. (9:48 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19. APPROVE CONTRACT AWARD FOR PURCHASE AND TRANSPORTATION OF RECYCLABLE MATERIALS, RFP NO. P010056-OJ, TO THE SOLE RESPONDENT, ACCO WASTE PAPER OF AUSTIN. (9:48 AM)**

Item 19 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20. APPROVE MODIFICATION NO. 2 TO INTERLOCAL AGREEMENT NO. IL000273-MQ, AUSTIN INDEPENDENT SCHOOL DISTRICT (A.I.S.D.), FOR ADULT BASIC EDUCATION SERVICES; CONTRACT APPROVED ON 6/20/00. (9:48 AM)**

Item 20 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS000216-LB, LIT GROUP, INC. TO OBTAIN LITIGATION SUPPORT SERVICES AND SOFTWARE. (9:48 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 22.** DECLARE CERTAIN EQUIPMENT AS SURPLUS, PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:48 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23.** APPROVE CONTRACT MODIFICATION NO. 4 TO CONTRACT NO. PS000108-LB, RIMKUS CONSULTING GROUP, INC. TO OBTAIN LAB AND FIELD TESTING AT VARIOUS BUILDINGS. (9:48 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. MA990141, IBM, FOR MAINTENANCE SUPPORT OF AS/400 HARDWARE; CONTRACT APPROVED ON 5/4/99. (9:48 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. 98T0219-OJ, GENERAL SECURITY SERVICES CORPORATION, FOR ELECTRONIC MONITORING; CONTRACT APPROVED ON 7/7/98. (9:48 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 26.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. MA980202, COMPLETE COMMUNICATION SERVICES (D/B/A “CO COM”) FOR NETWORK CABLING TIME AND MATERIALS; CONTRACT APPROVED ON 6/23/98. (9:48 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 27.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 99T0188-OJ, SHELTON-KELLER GROUP, FOR MODULAR SYSTEMS FURNITURE FOR CRIMINAL JUSTICE CENTER; CONTRACT APPROVED ON 7/20/99. (9:48 AM)

Item 27 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 28.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 00T0268-LD, LEIF JOHNSON FORD TRUCK CITY, FOR FORD OEM PARTS AND MAINTENANCE LABOR; CONTRACT APPROVED ON 6/20/00. (9:48 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 29.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR TOOLS AND ACCESSORIES: CONTRACTS APPROVED ON 8/1/00. (9:48 AM)

**A.** CONTRACT NO. 00T0323-LD, GRAINGER; AND

**B.** CONTRACT NO. 00T0324-LD, ALAMO IRON WORKS.

Items 29.A and B added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 30.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR NEWSPAPER ADVERTISING SERVICES: CONTRACTS APPROVED ON 6/1/99. (9:48 AM)

- A.** CONTRACT NO. 99T0154-DM, AUSTIN CHRONICLE;
- B.** CONTRACT NO. 99T0155-DM, CAPITAL CITY ARGUS NEWS;
- C.** CONTRACT NO. 99T0156-DM, ARRIBA ART & BUSINESS NEWS;
- D.** CONTRACT NO. 99T0157-DM, HILL COUNTRY NEWS;
- E.** CONTRACT NO. 99T0158-DM, LA PRENSA NEWSPAPER; AND
- F.** CONTRACT NO. 99T0159-DM, WESTLAKE PICAYUNE.

Items 30.A - F added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1 & 2 AS INDICATED BELOW) TO THE FOLLOWING CONTRACTS FOR CAR WASHING SERVICES: CONTRACTS APPROVED ON 7/25/00. (9:48 AM)

- A.** CONTRACT NO. 00T0312-RV, (MOD#2), AUSTIN QUALITY CAR WASH;
- B.** CONTRACT NO. 00T0313-RV, (MOD#1), WSM ENTERPRISES, INC. D/B/A SQUEEKY CLEAN NORTH; AND
- C.** CONTRACT NO. 00T0314-RV, (MOD#1), RPM ENTERPRISES, INC. D/B/A SQUEEKY CLEAN SOUTH.

Items 31.A, B, and C added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

### **PLANNING AND BUDGET DEPT ITEMS**

- 32.** REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (9:48 AM)

- A.** APPROVE CONTRACT AMENDMENT TO THE PAYMENT PROCESSING CONTRACT WITH THE OFFICE OF THE ATTORNEY GENERAL EXTENDING THE GRANT PERIOD UNTIL AUGUST 2002 FOR THE DOMESTIC RELATIONS OFFICE OF JUVENILE PROBATION DEPARTMENT.

Item 32.A added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**33. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:48 AM)**

Item 33 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**OTHER ITEMS****34. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (2:22 PM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Roger El Khoury, Director, Facilities Management; and Ken Gaede, Project Manager, Facilities Management.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis that we approve the exemption order, and to include the due diligence requested by Commissioner Davis related to whether there is any possibility for insurance follow-up.

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	absent
	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. TAKE UP AT 11:00 A.M.**

**A. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION. (SEE ATTACHED LIST OF LEGISLATIVE BILLS); AND (9:14 AM) (11:21 AM)**

**B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE TEXAS LEGISLATURE, AND TAKE APPROPRIATE ACTION.**

**Clerk's Note:** Items 35.A and B are associated with one another and were called for concurrent discussion.

House Bill 1445: Relating to authority of municipalities and counties to regulate subdivisions in a municipality's extraterritorial jurisdiction.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant; and Joe Gieselman, Executive Manager, TNR.

Discussion Only.

Senate Bill 819: Relating to regulation of the carrying of a handgun.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 5: Relating to the Texas emissions reduction plan; providing a penalty.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant; and Bob Kamm, Legislative Consultant.

Discussion Only.

**ITEM 35 CONTINUED**

House Bill 2912: Relating to the continuation and functions of the Texas Natural Resource Conservation Commission.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant; Bob Kamm, Legislative Consultant; and Joe Gieselman, Executive Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that the Court's position ought to be, unless there is some clear obligation on TNRCC to share the money with localities, we favor the money going to the COG's and being used for regional solid waste management issues.

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

Senate Bill 732: Relating to the certification and expenditure of certain revenue not included in a county budget.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant; and Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 829: Relating to the eligibility of certain areas for certain colonia funding programs.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

House Bill 2522: Relating to requiring the Texas Department of Transportation to establish and maintain a state airport in Central Texas.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant; and Bob Kamm, Legislative Consultant.

Discussion Only.

**ITEM 35 CONTINUED**

Senate Bill 7: Relating to the period during which a person arrested is required to be taken before a magistrate and to the appointment and compensation of counsel to represent indigent persons accused of crime.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 342: Relating to the participation of the Texas Department of Transportation in the acquisition, construction, maintenance, and operation of toll facilities.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter that the Court closely monitor and get involved, working with Senator Barrientos, who is on the conference committee related to this issue, to make sure that the issues that we have all generally discussed in this Courtroom, related to central Texas toll roads, and keeping things on track, and making sure that there is accountability, and the issue related to tolls from this area per chance going to other parts of the State; that basically, we look out for all of our interests in terms of transportation and mobility, but also, fairness.

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

36. **TAKE UP AT 10:30 A.M.** CONSIDER AMENDED FORM OF TRAVIS COUNTY SHERIFF'S OFFICE NON-CONSENT TOWING ROTATION LIST AGREEMENT, TAKE APPROPRIATE ACTION. (9:14 AM) (11:00 AM)

**Members of the Court heard from:** Judy Mack, President, Austin Towing Association; and Terry Pickering, Major, Travis County Sheriff's Office (TCSO).

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to set the rate at \$95.00, consistent with the City of Austin.

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

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the proposed policy.

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

37. DISCUSS COMMISSIONERS COURT PROTOCOL FOR HANDLING SIGNIFICANT COUNTY EVENTS, AND TAKE APPROPRIATE ACTION. (2:30 PM)

Item 37 postponed until May 29, 2001.

38. CONSIDER REQUEST FOR PRINTING OF INSERTS IN COUNTY EMPLOYEE PAYCHECKS FOR PAY PERIOD IN JULY REGARDING ON-LINE VEHICLE REGISTRATION RENEWAL, AND TAKE APPROPRIATE ACTION. (9:48 AM)

Item 38 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 39. RECEIVE AND DISCUSS THE FIRST REVENUE ESTIMATE FOR THE FY 2002 BUDGET PROCESS. (1:57 PM)**

**Members of the Court heard from:** Blaine Keith, Chief Assistant County Auditor, Travis County Auditor's Office; Susan Spataro, Travis County Auditor; Joe Gieselman, Executive Manager, TNR; Christian Smith, Executive Manager, PBO; and Leroy Nellis, Budget Manager, PBO.

Discussion Only.

- 40. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF APRIL 2001. (9:48 AM)**

Item 40 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 41. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:48 AM)**

Item 41 added to Consent Items. Please refer to Agenda Item 7 (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

- 42. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE PROGRAM, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:30 PM) (3:55 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. <sup>1</sup>**

**Clerk's Note:** Items 42.A and B are associated with one another and were called for concurrent discussion.

Commissioner Sonleitner announced that Items 42.A and B would be considered in Executive Session.

No action necessary on Items 42.A and B.

Items 42.A and B to be reposted on May 29, 2001.

- 43. DISCUSS, APPROVE, OR TAKE ANY OTHER APPROPRIATE ACTION REGARDING THE LEASE FOR THE INFORMATION & TELECOMMUNICATIONS DEPARTMENT (I.T.S.) TRAINING CENTER LOCATED AT 1300 GUADALUPE. <sup>2</sup> (2:30 PM) (3:55 PM)**

Commissioner Sonleitner announced that Item 43 would be considered in Executive Session.

No action necessary on Item 43.

44. CONSIDER APPROVING OPTION AND PURCHASE AGREEMENT FOR ACQUISITION OF UP TO 11 ACRES OF LAND ADJOINING SOUTHEAST METRO PARK, AND TAKE APPROPRIATE ACTION. <sup>2</sup> (2:30 PM) (3:55 PM)

Commissioner Sonleitner announced that Item 44 would be considered in Executive Session.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis that we authorize Staff to continue negotiations for an option on a 10 acre tract, and to counteroffer in the amount of \$360,000.00; and further, that we authorize Commissioner Gómez to sign the necessary documents that Staff may need.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
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

45. RECEIVE BRIEFING ON THE GRIEVANCE APPEAL OF ROBERT W. DAVIS, MEDICAL EXAMINER INVESTIGATOR, AND TAKE APPROPRIATE ACTION.  
<sup>1 AND 3</sup> (2:30 PM) (3:56 PM)

Commissioner Sonleitner announced that Item 45 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we give notice to Mr. Davis that we, the Commissioners' Court, will hear his appeal; that we will take official notice of the written record that has been created so far that's been turned over to the grievance panel. We will also include the tape of the grievance proceeding. And, that we will give the grievant 10 more days from tomorrow, which would be June 1, 2001, for the grievant to add any additional written or documentary evidence to the record. After the expiration of that 10 days, there would be an additional 7 days for the Department to respond. And, after the expiration of 7 days, there would be 3 more days for the grievant to reply. And, after the expiration of those 3 days, the record would close, and when we talk about the Department, we're talking about all of this needing to being turned into the HR Department, and they will coordinate all of this. HR will have 5 days after the record closes to forward the record to the grievant, the Department, and to the Commissioners' Court. And, 30 days after the record has been forwarded to the appropriate parties, HR will, in consultation with the Commissioners' Court set, the hearing on the first date on which the grievant, the Department, and the Commissioners' Court can agree. And, to also add that HR reduce everything that we just said to writing so that Mr. Davis knows all the various and sundry steps. And, to clarify that when we say Departments, to include the Department that is affected by the grievance as well.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
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

## THE FOLLOWING ITEMS ARE ADDENDA:

- A1. CONSIDER REVISION OF THE TRAVIS COUNTY JURY PLAN, AND TAKE APPROPRIATE ACTION. (9:48 AM)

Item A1 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.



- A2.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: LAS ISLE AT ANGEL BAY – (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 16 LOTS – 58.979 ACRES – ANGEL LIGHT DRIVE – LCRA – OUTSIDE ETJ). (9:48 AM)

Item A2 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

## ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (3:58 PM)

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

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

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**Date of Approval**

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