

MINUTES – OCTOBER 16, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 16th day of October, 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 retired to Executive Session at 10:53 AM.

The Commissioners' Court reconvened the Voting Session at 11:33 AM.

The Commissioners' Court recessed the Voting Session at 11:46 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:37 PM and adjourned at 1:45 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, called to order the Voting Session at 1:45 PM and adjourned at 1:45 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:46 PM.

The Commissioners' Court adjourned the Voting Session at 1:47 PM.

The Commissioners' Court record notes that Precinct Four Commissioner Margaret J. Gómez was not present during this Voting Session.

PUBLIC HEARINGS

- 1. DISCUSS ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 5’ PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINES BETWEEN LOTS 57 & 58 AND 58 & 59, BLOCK ‘L’, APACHE SHORES SECTION 5, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER BAXTER) (9:13 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	absent

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	absent

Clerk’s Note: The action Item for Item 1 is Consent Item C12. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

2. DISCUSS ADOPTION OF A SOLID WASTE SITING ORDINANCE UNDER CHAPTER 363 AND 364 OF THE HEALTH AND SAFETY CODE. (9:11 AM)

Item 2 postponed until October 30, 2001.

RESOLUTIONS & PROCLAMATIONS

3. APPROVE PROCLAMATION TO CONGRATULATE ALPHA SEVENTH DAY ADVENTIST CHURCH ON ITS 56TH YEAR ANNIVERSARY. (9:14 AM)

Members of the Court heard from: Elder Neil Reid, Pastor, Alpha Seventh Day Adventist Church.

Motion by Judge Biscoe and seconded by Commissioner Davis 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	absent

CITIZENS COMMUNICATION

4. **Members of the Court heard from:** Jimmy Castro, Private Citizen; and Jennifer Gale, Candidate for Mayor of the City of Austin. (9:18 AM)

CONSENT ITEMS

5. Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C12, and Items 13.A & B, 18, 19, 21, 22, 23, 24, 25, 27, and 32. (9:26 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	absent

C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

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

C3. APPROVE COMMISSIONERS COURT MINUTES FOR THE FOLLOWING MEETINGS:

- A. VOTING SESSION OF SEPTEMBER 18, 2001;
- B. SEPTEMBER 25, 2001; AND
- C. SEPTEMBER 28, 2001.

C4. APPOINT ROBERT COLMENARES TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #6 (HUDSON BEND), FILLING UNEXPIRED TERM OF BILL WEBB, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2001.

C5. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR PART OF WHITEBEAD TRAIL, HUNTERS PASS, RUNNING DEER TRAIL, LONG BOW TRAIL AND PART OF LONGHORN SKYWAY, IN PRECINCT 3. (COMMISSIONER BAXTER)

C6. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN SARAH’S CREEK SECTION 3, SECTION 4 AND SECTION 5, THREE SUBDIVISIONS IN PRECINCT TWO. (COMMISSIONER SONLEITNER)

C7. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: LOT 9, COMANCHE PASS SECTION TWO - (SHORT FORM PLAT – 1 LOT-0.398 ACRES - COMANCHE TRAIL - NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY, COA ETJ). (COMMISSIONER SONLEITNER)

CONSENT ITEMS CONTINUED

- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: HILLS NATIVE SUBDIVISION - (SHORT FORM PLAT – 2 LOTS - 4.85 ACRES – US HWY 183 & FM 973 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY, COA ETJ). (COMMISSIONER GOMEZ)
- C9.** APPROVE SETTING A PUBLIC HEARING DATE OF NOVEMBER 6, 2001 TO DISCUSS AND APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5’ PUBLIC UTILITY AND DRAINAGE EASEMENT ALONG BOTH SIDES OF THE COMMON LOT LINE OF LOTS 36 AND 426, AND LOTS 426 AND 427, APACHE SHORES SECTION FIRST INSTALLMENT, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER BAXTER)
- C10.** APPROVE SETTING A PUBLIC HEARING DATE OF NOVEMBER 6, 2001 TO DISCUSS AND APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5’ PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 648 AND 649, APACHE SHORES SECTION 2, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER BAXTER)
- C11.** APPROVE SETTING A PUBLIC HEARING DATE OF NOVEMBER 13, 2001 TO DISCUSS AND APPROVE AN AMENDED PLAT OF LOTS 1, 2, 5 AND 6, BLOCK ‘A’, SOUTHBEND SUBDIVISION (AMENDED PLAT – 2 LOTS – 26.385 ACRES – SLAUGHTER LANE – NO FISCAL REQUIRED – CITY OF AUSTIN WATER AND WASTEWATER - COA ETJ). (COMMISSIONER GOMEZ)
- C12.** APPROVE ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 5’ PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINES BETWEEN LOTS 57 & 58 AND 58 & 59, BLOCK ‘L’, APACHE SHORES SECTION 5, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER BAXTER)

Clerk’s Note: Item C12 is the action Item for Item 1.

JUSTICE AND PUBLIC SAFETY ITEMS

- 6. A. CONSIDER POLICY ADDITION TO MEDICAL EXAMINER OPERATING PROCEDURES CONCERNING THE RELEASE OF AUTOPSY REPORTS, AND TAKE APPROPRIATE ACTION. (9:29 AM)
- B. CONSIDER PILOT PROGRAM TO INTRODUCE CPR TRAINING IN SCHOOLS, AND TAKE APPROPRIATE ACTION.

Clerk’s Note: Items 6.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Dr. Ed Racht, Medical Director, Austin-Travis County EMS; Jane Gibson, American Heart Association; and Ms. Moffett, Private Citizen.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 6.A, which is the language contained in the handout.

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	absent

Motion by Judge Biscoe and seconded by Commissioner Davis that we encourage school districts in Travis County to implement the CPR 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	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

HEALTH AND HUMAN SERVICES ITEMS

- 7. DISCUSS ISSUES REGARDING FEDERALLY QUALIFIED HEALTH CENTERS (FQHC), INCLUDING OUTSTANDING INVOICES, AND TAKE APPROPRIATE ACTION. (9:12 AM)

Item 7 postponed until October 23, 2001.

TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS

- 8. CONSIDER ADOPTION OF A SOLID WASTE SITING ORDINANCE UNDER CHAPTER 363 AND 364 OF THE HEALTH AND SAFETY CODE, AND TAKE APPROPRIATE ACTION. (9:11 AM) (9:49 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR; David Samuelson, Former County Commissioner, Representing Blackland Prairie Concerned Citizens Association.

Discussion Only.

- 9. CONSIDER CHANGES TO 2001 TRAVIS COUNTY BOND PROGRAM PUBLIC INFORMATION BROCHURE, AND TAKE APPROPRIATE ACTION. (9:47 AM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 9.

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	absent

- 10. APPROVE LICENSE AGREEMENT WITH CLAY MOORE TO TRAP AND CONTROL FERAL HOGS ON TRAVIS COUNTY BALCONES CANYONLANDS PRESERVE LANDS. (COMMISSIONER SONLEITNER) (10:10 AM)

Members of the Court heard from: John Kuhl, Natural Resources Program Manager, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 10.

Motion carried:

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

- 11. RATIFY DECISION OF TRAVIS COUNTY JUDGE TO FILE A MOTION TO OVERTURN IN THE CAPTEX, INC.’S SLUDGE APPLICATION (TNRCC REGISTRATION NO. 710855), AND TAKE ANY OTHER APPROPRIATE ACTION. (JUDGE BISCOE AND COMMISSIONER DAVIS) (10:08 AM)

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

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	absent

PLANNING AND BUDGET DEPT ITEMS

- 12. CONSIDER AUTHORIZING COUNTY STAFF AND CONSULTANTS TO PROCEED WITH POTENTIAL REFUNDING OF VARIOUS COUNTY DEBT OBLIGATIONS, DESIGNATING UNDERWRITERS, AUTHORIZING PREPARATION OF OFFERING DOCUMENTS RELATING THERETO, AND TAKING ANY OTHER APPROPRIATE ACTION. (10:15 AM)

Members of the Court heard from: Ladd Pattillo, Travis County Financial Advisor.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 12.

Motion carried:

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

- 13. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE. (9:26 AM)
 - A. APPROVE GRANT CONTRACT AMENDMENT WITH DEPARTMENT OF ENERGY FOR THE OIL OVERCHARGE WEATHERIZATION ASSISTANCE PROGRAM GRANT IN HEALTH & HUMAN SERVICES DEPARTMENT. THE AMENDMENT INCREASES GRANT FUNDS BY \$2,000.
 - B. APPROVE GRANT CONTRACT WITH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR A DRUG COURT GRANT IN THE CRIMINAL COURTS. THIS GRANT ENHANCES THE SERVICES PROVIDED BY THE EXISTING DRUG COURT PROGRAM.

Clerk’s Note: Items 13.A and B added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 14. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:20 AM)

No action necessary on Item 14.

ADMINISTRATIVE OPERATIONS ITEMS

- 15. APPROVE .5 ATTORNEY II (REFERENCE ATTORNEY) FTE, TO DEVELOP COMPREHENSIVE FAMILY LAW PRO SE SERVICES IN THE LAW LIBRARY. (10:21 AM)

Members of the Court heard from: Steven Broberg, Director, Records Management and Communication Resources (RMCR); Valerie Spinelli, Planning and Budget Analyst, Planning and Budget Office (PBO); John Hille, Assistant County Attorney; and Alicia Perez, Executive Manager, Administrative Operations.

Motion by Judge Biscoe 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	absent

- 16. CONSIDER COMPENSATION ISSUES REGARDING RED LINED EMPLOYEES, AND TAKE APPROPRIATE ACTION. (9:12 AM)

Item 16 postponed until October 23, 2001.

- 17. APPROVE PERSONNEL AMENDMENTS. (10:41 AM)

Members of the Court heard from: Norman McRee, Budget/Process Improvement Analyst, Human Resources Management Department (HRMD).

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

PURCHASING OFFICE ITEMS

- 18. APPROVE CONTRACT AWARD FOR THE RENOVATIONS TO THE TRAVIS COUNTY ADMINISTRATION BUILDING – PHASE B, IFB B010719-DM, TO THE LOW, RESPONSIVE BIDDER, BARECKY CONSTRUCTION COMPANY. (FACILITIES MANAGEMENT) (COMMISSIONER GOMEZ) (9:26 AM)

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

- 19. APPROVE CONTRACT AWARD FOR THE 1997 SUBSTANDARD ROADS BOND PROGRAM – ISSUANCE NO. 4, IFB B010717-DM, TO THE LOW, RESPONSIVE BIDDER, SMITH CONTRACTING COMPANY, INC. (TNR) (COMMISSIONER BAXTER) (9:26 AM)

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

- 20. REMOVE ONE PROPOSER FROM FURTHER CONSIDERATION FOR AWARD FROM THE COUNTY’S ELECTION SYSTEM PURCHASE RFP# P010055-LC. (COUNTY CLERK) (COMMISSIONER GOMEZ) (11:33 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve removing the one vendor from further consideration; and the one vendor is Sequoia Pacific.

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	absent

- 21. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 99T0067-OJ, FROST INSURANCE AGENCY, FOR BLANKET CRIME INSURANCE POLICY; CONTRACT APPROVED ON 01/05/99. (HRMD) (COMMISSIONER GOMEZ) (9:26 AM)

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

- 22. APPROVE A 12-MONTH EXTENSIONS (MODIFICATION NO. 2) TO CONTRACT NO. 00T0006-JP, TEXAS COMMUNICATIONS, AND CONTRACT NO. 00T0007-JP, OMNI COMMUNICATIONS, FOR TWO-WAY RADIO EQUIPMENT AND ACCESSORIES; CONTRACTS APPROVED ON 11/02/99. (JPS) (COMMISSIONER GOMEZ) (9:26 AM)

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

- 23. APPROVE A 12-MONTH EXTENSION AND PRICE INCREASES (MODIFICATION NO. 4) TO CONTRACT NO. 99T0043-LD, MILLER UNIFORMS AND EMBLEMS, FOR SHERIFF UNIFORMS; CONTRACT APPROVED ON 11/24/98. (SHERIFF’S OFFICE) (COMMISSIONER GOMEZ) (9:26 AM)

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

24. DECLARE CERTAIN VEHICLES AS SURPLUS PROPERTY, PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (FIXED ASSETS) (COMMISSIONER GOMEZ) (9:26 AM)

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

25. APPROVE SOLE SOURCE EXEMPTION AND RENEWAL OF CONTRACT NO. 95C0150-CG WITH UNISYS CORPORATION, FOR THE OPERATING SYSTEM SOFTWARE LICENSE FOR TWO YEARS WITH AN OPTION TO RENEW FOR UP TO AN ADDITIONAL 12 MONTHS; ORIGINAL CONTRACT SIGNED ON 5/30/95, EXTENDED ON 4/1/97 AND 12/14/99. (I.T.S.) (COMMISSIONER GOMEZ) (9:26 AM)

Clerk's Note: Item 25 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

26. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (1:46 PM)

No action required on Item 26.

27. APPROVE REQUEST TO PRINT 230,000 COPIES OF TAXPAYER NEWS FOR MAILING WITH THE 2001 PROPERTY TAX BILLS. (9:26 AM)

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

28. DISCUSS ISSUES RELATED TO THE CONDUCT OF THE NOVEMBER 6, 2001 ELECTIONS, AND TAKE APPROPRIATE ACTION. (11:34 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Item 28 to be reposted on October 23, 2001.

29. APPROVE ORDER FOR USE OF DRE (DIRECT RECORDING ELECTRONIC) EQUIPMENT AT CERTAIN DESIGNATED EARLY VOTING POLLING PLACES. (11:35 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the order.

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	absent

30. APPROVE ORDER ESTABLISHING ADDITIONAL REGULAR POLLING PLACES FOR THE ELECTION TERM OF SEPTEMBER 1, 2001 THROUGH AUGUST 2003, INCLUDING CONSOLIDATING CERTAIN PRECINCTS. (11:38 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the order in Item 30.

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	absent

31. APPROVE ADDITIONAL PRESIDING JUDGES AND ALTERNATE PRESIDING JUDGES FOR THE ELECTION TERM OF AUGUST 1, 2001 THROUGH JULY 31, 2003. (11:41 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 31.

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	absent

Item 31 to be reposted on October 23, 2001.

32. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:26 AM)

Clerk's Note: Item 32 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

- 33. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE PROGRAM, AND TAKE APPROPRIATE ACTION. ¹ (10:43 AM) (11:44 AM)

- 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

Clerks Note: Items 33.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 33.A and B would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis that Judge Biscoe be the Court’s representative at the mediation.

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	absent

- 34. DISCUSS, APPROVE OR GIVE DIRECTION REGARDING THE REAL ESTATE ISSUES RELATING TO THE RELOCATION OF THE TRAVIS COUNTY SHERIFF’S WEST COMMAND CENTER FROM THE UNIVERSITY SAVINGS BUILDING TO WESTERN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. ² (10:43 AM) (11:44 AM)

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

No action required on Item 34.

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION WITH REGARD TO COUNTY AUDITOR’S REQUEST FOR LITIGATION INFORMATION IN CONNECTION WITH THE YEAR END INDEPENDENT AUDIT. ¹ (10:43 AM) (11:44 AM) (1:46 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that the Court give Judge Biscoe permission to release to Susan Spataro, Travis County Auditor, the 2001 fiscal year pending, or threaten litigation report, for use in preparing the 2001 year end audit; and, that we authorize the County Attorney’s Office to meet with Ms. Spataro as necessary to discuss and supplement the report.

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	absent

36. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION AND TAKE APPROPRIATE ACTION. ¹ (10:43 AM) (11:45 AM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis that we accept the County Attorney’s advice and agree to sell the three lots in question to Suenos Investment Properties Inc., for a total of \$2,800.00; and, that the County Judge be authorized to sign these deeds on behalf of the Commissioners Court.

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	absent

THE FOLLOWING ITEMS ARE ADDENDA:

- A1.** RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY AND AUTHORIZE APPROVAL TO GO TO MEDIATION AND APPOINT A REPRESENTATIVE ON TRAVIS COUNTY VS. PETER VON WUPPERFELD, CAUSE NO. GV-001152, AND TAKE APPROPRIATE ACTION. EXECUTIVE SESSION ALSO, PURSUANT TO TEX. GOVT. CODE ANN. 551.071. (10:43 AM) (11:45 AM)

Judge Biscoe announced that Item A1 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Baxter that we appoint Commissioner Baxter to represent Commissioners Court.

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	absent

- A2. A.** APPROVE INTERLOCAL AGREEMENT WITH THE TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR) TO ACCESS AND USE THE TEXAS ELECTRONIC FRAMEWORK (TEXASONLINE) ESTABLISHED PURSUANT TO SECTION 2054-062, GOVERNMENT CODE. (COMMISSIONER BAXTER) (9:12 AM)

- B.** APPROVE SERVICE LEVEL AGREEMENT WITH KPMG, PURSUANT TO DIR INTERLOCAL, TO DEVELOP AND IMPLEMENT INTERNET WEBSITE FOR PROPERTY TAX PAYMENT AND INFORMATION FOR THE TRAVIS COUNTY TAX ASSESSOR COLLECTOR. (COMMISSIONER BAXTER)

Items A2.A and A2.B postponed until October 23, 2001.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (1:47 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	absent

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge