

## **MINUTES – NOVEMBER 27, 2001**

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

On Tuesday, the 27<sup>th</sup> day of November, 2001, the Commissioners' Court convened the regular Voting Session at 9:14 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 12:01 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:39 PM and adjourned at 1:58 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, called to order the Voting Session at 1:58 PM and adjourned at 2:01 PM.

The Commissioners' Court, meeting as the Capital Health Facilities Development Corporation and the Capital Industrial Development Corporation called to order the Voting Sessions at 2:01 PM and adjourned at 2:01 PM.

The Commissioners' Court reconvened the regular Voting Session at 2:01 PM.

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

The Commissioners' Court reconvened the Voting Session at 3:17 PM.

The Commissioners' Court adjourned the Voting Session at 3:20 PM.

**PUBLIC HEARINGS**

- 1. RECEIVE INPUT AND RECOMMENDATIONS ON NAMING TRAVIS COUNTY SHERIFF’S OFFICE WEST COMMAND CENTER, IN ACCORDANCE WITH COUNTY POLICY §1.020. (COMMISSIONER BAXTER) (9:16 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:** Alicia Perez, Executive Manager, Administrative Operations; Dan Richards, Chief Deputy, Travis County Sheriff’s Office (TCSO); Jim Sylvester, TCSO; Jaime Page, TCSO; Bruce Marshall, Descendent of Maurice Morris Moore; Jack Marshall, Great-Great Grandson of Maurice Morris Moore; and Ann Marshall, Travis County Historical Commission.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner 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 Agenda Item 11. Please refer to Agenda Item 11 for the Court’s Motion and Vote.





**RESOLUTIONS & PROCLAMATIONS**

- 4. EXPRESS APPRECIATION BY THE COUNTY AUDITOR TO THE COMMISSIONERS COURT AND OTHERS FOR THE NEWLY RENOVATED SPACE ON THE SECOND FLOOR OF THE STOKES BUILDING. (9:36 AM)

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; and Leslie Stricklan, Project Manager, Facilities Management.

Discussion Only.

**CITIZENS COMMUNICATION**

- 5. **Members of the Court heard from:** Jimmy Castro, Private Citizen. (9:51 AM)

**CONSENT ITEMS**

- 6. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C5, and Items 11, 13, 14, 16.A and B, 17, 21, 22, 23, 24, 26, 28, 29, 30, 31, 32, 34, 35.A, B, and C, 36, 38, 39, and A1. (9:57 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 SETTING A PUBLIC HEARING DATE OF DECEMBER 4, 2001 TO APPROVE A TEMPORARY ROAD CLOSURE OF NEW SWEDEN CHURCH ROAD FROM FM 973 TO AXEL LANE IN PRECINCT ONE. (COMMISSIONER DAVIS)

**CONSENT ITEMS CONTINUED**

- C4. APPROVE SETTING A PUBLIC HEARING DATE OF DECEMBER 18, 2001 FOR THE PURPOSE OF TEMPORARILY CLOSING RUNNING DEER TRAIL BETWEEN GERONIMO TRAIL AND LONGBOW TRAIL IN PRECINCT THREE FROM JANUARY 7, 2002 UNTIL COMPLETION OF CONSTRUCTION OF RUNNING DEER TRAIL ROADWAY IMPROVEMENT. (COMMISSIONER BAXTER)
- C5. APPROVE SETTING A PUBLIC HEARING DATE OF JANUARY 8, 2002 TO APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF THE HAYES SUBDIVISION - (SHORT FORM PLAT – 4 LOTS – 9.798 ACRES – HUDSON BEND ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ). (COMMISSIONER BAXTER)
- 7. UPDATE ON STATUS OF 2001 COMBINED CHARITIES CAMPAIGN. (9:55 AM)

**Members of the Court heard from:** Cecelia Burke, Director, Domestic Relations, and Chair, 2001 Travis County Combined Charities Campaign.

Discussion Only.

**JUSTICE AND PUBLIC SAFETY ITEMS**

- 8. CONSIDER CONTINUATION OF FLOODING DISASTER DECLARATION AND TAKE APPROPRIATE ACTION. (9:15 AM) (2:01 PM)

**Members of the Court heard from:** Pete Baldwin, Travis County Emergency Management Coordinator, Emergency Services.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** that we extend or continue the declaration until 2 weeks from today, December 11, 2001.

<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

**ADMINISTRATIVE OPERATIONS ITEMS**

- 9. A. CONSIDER REVISIONS TO TRAVIS COUNTY CODE, CHAPTER 10.041 – MILITARY LEAVE, INCLUDING PROVISION TO ALLOW DEPARTMENTS TO TRANSFER EMPLOYEES ON MILITARY LEAVE TO TEMPORARY SLOTS, AND TAKE APPROPRIATE ACTION. (10:04 AM)
- B. CONSIDER AUTHORIZATION OF 100 MILITARY LEAVE SLOTS FOR EXTENDED MILITARY LEAVE EMPLOYEES WHO ARE ON LEAVE WITHOUT PAY FOR HRMD TO ASSIGN TO OFFICES AND DEPARTMENTS AS NEEDED, AND TAKE APPROPRIATE ACTION.
- C. CONSIDER AUTHORIZATION OF 25 MILITARY LEAVE SLOTS FOR EXTENDED MILITARY LEAVE EMPLOYEES WHO ARE ON PAID LEAVE FOR SHERIFF’S OFFICE FOR USE AS NEEDED, AND TAKE APPROPRIATE ACTION.

**Clerk’s Note:** Items 9.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Mike Hemby, Research Analyst, TCSO; Alicia Perez, Executive Manager, Administrative Operations; Norman McRee, Budget/Process Improvement Analyst, Human Resources Management Department (HRMD); and Barbara Wilson, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Items 9.A, B, and C, with Item 9.B being 100, and Item 9.C being 25, as indicated in the Agenda Item.

<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

10. DISCUSS AND APPROVE AN ORDER TO ACCEPT, REJECT OR COUNTEROFFER THE SETTLEMENT OFFERS RECEIVED FROM EMPLOYEES FOR NON-DESIGNATED HOLIDAY TIME THEY WERE NOT ALLOWED TO USE DURING FY 01. (10:19 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Barbara Wilson, Assistant County Attorney; and Charles Vaughn, Travis County Auditor’s Office.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** that we approve the order, and that we notify the employees who file claims of our position; and for those whose claims are denied, that we ask them to get with their supervisor, and if they can come up with additional documentation, resubmit; that we give a new deadline of January 31, 2002 for those who failed to file claims the first time.

**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. SUBMIT RECOMMENDATIONS TO HISTORICAL COMMISSION ON NAMING TRAVIS COUNTY SHERIFF’S OFFICE WEST COMMAND CENTER, IN ACCORDANCE WITH COUNTY POLICY §1.020, AND TAKE APPROPRIATE ACTION. (COMMISSIONER BAXTER) (9:57 AM)

**Clerk’s Note:** Item 11 is the action Item for Agenda Item 1.

**Clerk’s Note:** Item 11 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

12. APPROVE REIMBURSEMENT RESOLUTION TO PERMIT THE PROCUREMENT OF A CONTRACT TO INSTALL A NEW ROOFING SYSTEM ON THE COUNTY FACILITY LOCATED AT 1600 SMITH ROAD. (10:41 AM)

**Motion by Judge Biscoe and seconded by Commissioner Gómez** 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	yes



13. REVIEW AND APPROVE FINAL VERSION OF TRAVIS COUNTY GROUP BENEFITS SUMMARY PLAN DESCRIPTIONS. (9:57 AM)

**Clerk's Note:** Item 13 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

14. APPROVE PERSONNEL AMENDMENTS. (9:57 AM)

**Clerk's Note:** Item 14 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

### HEALTH AND HUMAN SERVICES ITEMS

15. RECEIVE STAFF REPORT ON FY '01 TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT'S SUMMER YOUTH EMPLOYMENT/WORK-BASED LEARNING PROGRAM. (9:15 AM) (2:05 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans Services (TCHHS&VS); Deborah Britton, Division Manager, Community Services, TCHHS; Lawrence Lyman, Research and Planning, TCHHS; Linda Espy, Summer Youth Employment Work Based Learning Coordinator, TCHHS; and Carol Ray, Capital Area Training Foundation.

Discussion Only.

**PLANNING AND BUDGET DEPT ITEMS**

16. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE. (9:57 AM)
- A. APPROVE GRANT CONTRACT WITH THE CORPORATION FOR NATIONAL SERVICE FOR THE RETIRED SENIORS VOLUNTEER PROGRAM IN HEALTH AND HUMAN SERVICES DEPARTMENT. THE GRANT CONTINUES THE PROGRAM FOR FY 02.
  - B. APPROVE GRANT CONTRACT TO THE HOGG FOUNDATION FOR THE JUVENILE ASSESSMENT CENTER: EARLY IDENTIFICATION OF MENTAL HEALTH NEEDS PROGRAM IN JUVENILE COURT. THIS IS A NEW GRANT PROGRAM TO EXPAND THE ASSESSMENT SERVICES PROVIDED BY JUVENILE COURT.

**Clerk's Note:** Items 16.A and B added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

17. APPROVE BUDGETING WITHIN THE TRAVIS COUNTY SHERIFF'S OFFICE OF RECENTLY AWARDED FUNDING FROM THE BUREAU OF JUSTICE ASSISTANCE SCAAP PROGRAM IN THE AMOUNT OF \$602,532.00 TO COVER EXPENSES RELATED TO INCREASED SECURITY NEEDS AND EQUIPMENT FOR COUNTY AND COMMUNITY FACILITIES. (9:57 AM)

**Clerk's Note:** The Court announced that approval would be conditioned upon the Court seeing a specific line item budget and approving it.

**Clerk's Note:** Item 17 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

18. DISCUSS AND TAKE APPROPRIATE ACTION ON OUTSTANDING ISSUES RELATED TO IMPLEMENTATION OF GASB-34, INCLUDING THE FOLLOWING: (10:42 AM)

- A. STATUS REPORT ON VARIOUS DEPARTMENTS;
- B. IDENTIFICATION OF SPECIAL CHALLENGES AND RECOMMENDED SOLUTIONS;
- C. NEED TO EXTEND CERTAIN TEMPORARY PERSONNEL; AND
- D. PROPOSAL FOR SPECIAL FINANCIAL SYSTEMS STRATEGY TEAM TO ADDRESS CERTAIN GASB-34 ISSUES AND RELATED BUDGET ISSUES.

**Clerk’s Note:** Items 18.A, B, C, and D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; Tammy Hutchinson, Travis County Auditor’s Office; Joe Harlow, Director, Information and Telecommunications Systems (ITS); Mike Wichern, Chief Assistant County Auditor, Travis County Auditor’s Office; Amalia Rodriguez Mendoza, Travis County District Clerk; and Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that in Item 18.C, to approve extending three temporary personnel, a Financial Analyst in the District Clerk’s Office, the Accounting Clerk for the Justices of the Peace North, and the Accounting Clerk for the Justices of the Peace South, at a total cost of \$72,398.82 to be funded from the GASB Reserve.

<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

Item 18 to be reposted on December 4, 2001.

19. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (11:38 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Budget Amendments and Transfers A1-A20, and to postpone consideration on discussion Items DS1-DS5.

<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

**TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS**

20. RECONSIDER RESOLUTION TO THE LCRA’S BOARD OF DIRECTORS TO SUPPORT CHANGES TO THE LCRA WATER MANAGEMENT PLAN AND TAKE APPROPRIATE ACTION. (COMMISSIONER BAXTER) (9:15 AM) (11:39 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Quentin Martin, LCRA; Mary Ann Neely, LCRA; Richard Eason, Lakeway Municipal Utility District; and Cole Rowland, City of Lakeway.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez to approve this resolution.

**Make and Second accept the Friendly Amendment by** Commissioner Sonleitner that on the very first line of the resolution, rather than that being “boating visitation”, that we talk about “recreational visitation”.

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

<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

21. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR THE CUL-DE-SAC AT THE END OF HENRY MARX LANE IN PRECINCT THREE. (COMMISSIONER BAXTER) (9:57 AM)

**Clerk's Note:** Item 21 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

22. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREET FOR BARTON CREEK SECTION M, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER BAXTER) (9:57 AM)

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

**Clerk's Note:** Item 22 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

23. APPROVE ALTERNATE FISCAL AGREEMENT FOR BARTON CREEK SECTION K, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER BAXTER) (9:57 AM)

**Clerk's Note:** Item 23 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

24. APPROVE INTERLOCAL AGREEMENT WITH THE VILLAGE OF POINT VENTURE TO MANUFACTURE STREET SIGNS. (COMMISSIONER SONLEITNER) (9:57 AM)

**Clerk's Note:** The Court announced that the County would be paid our direct costs plus 10%.

**Clerk's Note:** Item 24 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

25. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 39 & 40, COSTA BELLA SUBDIVISION (SHORT FORM PLAT – 2 LOTS – 7.187 ACRES – BELLA RIVA DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF LAKEWAY ETJ). (COMMISSIONER BAXTER) (9:15 AM)

**Clerk's Note:** Item 25 is the action Item for Agenda Item 2.

Item 25 pulled from the Agenda.

- 26. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 24A & 25A, COSTA BELLA SECTION TWO - (SHORT FORM PLAT – 2 LOTS – 2.00 ACRES – BELLA CIMA DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF LAKEWAY ETJ). (COMMISSIONER BAXTER) (9:57 AM)

**Clerk’s Note:** Item 26 is the action Item for Agenda Item 3.

**Clerk’s Note:** Item 26 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

### PURCHASING OFFICE ITEMS

- 27. APPROVE CONTRACT AWARD FOR VIDEO CAMERA RECORDING SYSTEMS, IFB NO. B010111-RV, TO THE LOW RESPONSIVE BIDDER, DECATUR ELECTRONICS, INC. (TNR) (2:19 PM)

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

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the contract award for video camera recording systems, to the low responsive bidder Decatur Electronics Inc.

**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

- 28. APPROVE ONE-HUNDRED TWENTY (120) DAY EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 01T0139-LD, S.T.A.R.S., AND CONTRACT NO. 01T0140-LD, LASON FOR MICROFILMING SERVICES; CONTRACTS APPROVED ON MAY 22, 2001. (RECORDS MANAGEMENT) (9:57 AM)

**Clerk’s Note:** Item 28 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

29. APPROVE ORDER EXEMPTING A CONTRACT FOR THE PURCHASE OF LANDFILL REMEDIATION/ WELL IMPROVEMENT SERVICES FROM EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, L.P. FOR THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024(a)(4) OF THE COUNTY PURCHASING ACT. (TNR) (COMMISSIONER DAVIS) (9:57 AM)

**Clerk's Note:** Item 29 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

30. APPROVE PURCHASE OF MAIL SERVICES OFF STATE CONTRACT FROM REGIONAL MAIL SERVICES FOR RECORDS MANAGEMENT. (RCMR) (COMMISSIONER GOMEZ) (9:57 AM)

**Clerk's Note:** Item 30 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

31. APPROVE CONTRACT AWARD FOR ON-SITE NON-COMMISSIONED SECURITY GUARD SERVICES, IFB #B020005-MP, TO THE LOW BIDDER, EXECUTIVE SECURITY. (CSCD) (COMMISSIONER GOMEZ) (9:57 AM)

**Clerk's Note:** Item 31 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

32. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 00T0075-MP, AFS ENVIRONMENTAL, INC. FOR EROSION CONTROL MATERIALS; CONTRACT APPROVED ON 2/1/00. (TNR) (COMMISSIONER GOMEZ) (9:57 AM)

**Clerk's Note:** Item 32 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 33. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 99T0068-LD, OFFICE DEPOT FOR COUNTY-WIDE OFFICE SUPPLIES; CONTRACT APPROVED ON 1/12/99. (COMMISSIONER GOMEZ) (2:21 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 33.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	no
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 34. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. MA010046, AFFILIATED TELEPHONE AUSTIN, INC. FOR MAINTENANCE OF PBX TELECOMM NETWORK; CONTRACT APPROVED ON 12/12/00. (I.T.S.) COMMISSIONER GOMEZ) (9:57 AM)

**Clerk’s Note:** Item 34 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 35. APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR ASSORTED CONSTRUCTION SANDS; CONTRACTS APPROVED ON 1/30/01. (TNR) (COMMISSIONER GOMEZ) (9:57 AM)

- A. CONTRACT NO. 01T0059-JP, CENTEX MATERIALS, LP;
- B. CONTRACT NO. 01T0060-JP, CAPITOL AGGREGATES, LTD; AND
- C. CONTRACT NO. 01T0061-JP, MIKE ARNOLD TRUCKING AND MATERIALS LD.

**Clerk’s Note:** Items 35.A, B, and C added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.



- 36. APPROVE CONTRACT AWARDS FOR JANITORIAL SERVICES – VARIOUS FACILITIES, IFB #B020018-MP, TO THE LOW QUALIFIED BIDDERS: MAJESTIKLEEN, INC. FOR GROUP I, LINE ITEM 1 (A-C), GROUP I, LINE ITEM 2 (A-C), GROUP II, LINE ITEM 4 (A-C), GROUP IV, LINE ITEM 6 (A-C), GROUP V, LINE ITEM 7 (A-C), AND GROUP VI, LINE 8 (A-C), AND K-B CONTRACT CLEANING, INC. FOR GROUP III, LINE 5 (A-C). (FACILITIES MANAGEMENT) (COMMISSIONER GOMEZ) (9:57 AM)

**Clerk’s Note:** Item 36 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

**OTHER ITEMS**

- 37. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (2:28 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the contract modification with Construction Rent-A-Fence in the amount of \$36,250.00

**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

- 38. PARTIAL ASSIGNMENT OF LEASE COVERING TRACT 40, TRAVIS COUNTY SCHOOL LAND, THROCKMORTON COUNTY, TEXAS. (COUNTY ATTORNEY) (9:57 AM)

**Clerk’s Note:** Item 38 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 39. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:57 AM)

**Clerk’s Note:** Item 39 added to Consent Items. Please refer to Agenda Item 6 (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

- 40. 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) (3:17 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 40.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 40.A and B would be considered in Executive Session.

No action necessary on Items 40.A and B.

Items 40.A and B to be reposted on December 4, 2001.

41. APPROVE OR REJECT PROPOSED FARMERS’ MARKET RENEWAL LEASE AGREEMENT WITH D. RUSSELL ENGLEMAN, D/B/A STONEHOUSE, AND TAKE APPROPRIATE ACTION. (COMMISSIONER SONLEITNER) <sup>2</sup> (2:30 PM) (2:18 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we reject the proposed renewal lease with Mr. Engleman and we encourage him and Mr. Rylander to pursue an assignment of the lease, which will accomplish what Mr. Engleman was trying to accomplish to begin with.

**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

42. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATING TO NORTH RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (2:30 PM) (3:18 PM)

Judge Biscoe announced that Item 42 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we authorize Facilities and our Real Estate Manager to work to modify the purchase offer to include the additional survey work, and that be taken out of our due diligence funds that we have set aside for this very reason.

**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

43. ATTORNEY ON TRAVIS COUNTY VS. PETER VON WUPPERFELD, CAUSE NO. GV-001152, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:30 PM)

Item 43 postponed until December 4, 2001.

- 44. CONSIDERATION AND APPROVAL OF MEDIATION RESULTS IN DARBY V. TRAVIS COUNTY. (EMPLOYMENT) <sup>1 AND 3</sup> (2:30 PM) (3:19 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we ask the City of Austin to conduct an independent analysis of this position, including the two that were analyzed at the same time this one was, and that be done 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

- 45. DISCUSS, APPROVE, OR TAKE ANY APPROPRIATE ACTION REGARDING THE LEASES LOCATED AT 205, 207 AND 209 WEST 9<sup>TH</sup> STREET BETWEEN TRAVIS COUNTY, TEXAS AND HARRY WHITTINGTON D/B/A TRAVIS PROPERTIES. <sup>2</sup> (2:30 PM) (3:19 PM)

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

No action necessary on Item 45.

Item 45 to be reposted on December 4, 2001.

- 46. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE LEASE FOR THE INFORMATION & TELECOMMUNICATIONS SYSTEMS (ITS) TRAINING CENTER LOCATED AT 1300 GUADALUPE, AND THE RELOCATION OF THE (ITS) TRAINING CENTER TO UNIVERSITY SAVINGS BUILDING (USB), 2<sup>ND</sup> FLOOR. <sup>2</sup> (2:30 PM) (3:19 PM)

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

Item 46 pulled from the Agenda.

- 47. APPROVE OR REJECT PROPOSED FARMERS’ MARKET LEASE AGREEMENT WITH SOULAR FOODS, INC., D/B/A HOOVER’S CATERING AND COOKING, AND TAKE APPROPRIATE ACTION. (COMMISSIONER SONLEITNER) <sup>2</sup>  
(2:30 PM) (3:19 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we approve, ratify, clarify that the lease that we are offering is a one-year term with three one-year extensions.

**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

**THE FOLLOWING ITEM IS AN ADDENDUM:**

- A1. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR TRAVIS COUNTY EMPLOYEES AND DEPENDENTS COVERED BY THE HOSPITAL AND INSURANCE FUND – COUNTY EMPLOYEES FOR PAYMENT PERIOD OF NOVEMBER 9 – NOVEMBER 15, 2001. (9:57 AM)

**Clerk’s Note:** The Court announced that the amount of the reimbursement payment for claims is \$41,171.14, as recommended by the Risk Manager.

**Clerk’s Note:** Item A1 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

**ADJOURNMENT**

**Motion by Commissioner Davis and seconded by Commissioner Gómez to adjourn the Voting Session. (3:20 PM)**

<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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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