

## **MINUTES – MARCH 26, 2002**

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

On Tuesday, the 26<sup>th</sup> day of March, 2002, 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 12:07 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 1:43 PM and adjourned at 1:44 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:44 PM and adjourned at 1:45 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, Capital Health Facilities Development Corporation, and the Capital Industrial Development Corporation, called to order the Voting Sessions at 1:45 PM and adjourned at 1:46 PM.

The Commissioners' Court, meeting as the Travis County Development Authority, called to order the Voting Session at 1:47 PM and adjourned at 1:47 PM.

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

The Commissioners' Court retired to Executive Session at 4:06 PM.

The Commissioners' Court reconvened the Voting Session at 5:28 PM.

The Commissioners' Court adjourned the Voting Session at 5:38 PM.

## PUBLIC HEARINGS

1. DISCUSS CANCELLATION OF A PORTION OF A PLAT AND APPROVAL FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF FLINTROCK AT HURST CREEK SECTION 8 - (AMENDED – 8 LOTS – 182.991 ACRES – FLINTROCK ROAD – NO FISCAL REQUIRED – HURST CREEK MUD - LAKEWAY ETJ). (COMMISSIONER MOORE) (ACTION ITEM #16) (9:15 AM)

**Motion by** Commissioner Moore **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 Margaret Moore	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 Moore 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 Margaret Moore	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 16 for the Court's Motion and Vote.

2. DISCUSS A PROPOSED STREET NAME CHANGE FROM TRAVIS COOKE ROAD TO BARTON CREEK BOULEVARD IN PRECINCT THREE.  
(COMMISSIONER MOORE) (ACTION ITEM #17) (9:17 AM)

**Motion by** Commissioner Moore **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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

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

**Motion by** Commissioner Moore **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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 17 for the Court's Motion and Vote.

## RESOLUTIONS AND PROCLAMATIONS

3. APPROVE AND PRESENT RESOLUTION HONORING GERALD HENDERSON FOR HIS 34 YEARS OF SERVICE TO TRAVIS COUNTY AND TO ADULT PROBATION. (JUDGE BISCOE) (9:19 AM)

**Members of the Court heard from:** Jim Rust, Director, Pre-Trial Services; and Gerald Henderson, Community Supervision and Corrections Department (CSCD).

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

4. APPROVE A RESOLUTION RECOGNIZING THE WEEK OF APRIL 1 – 7, 2002 AS “NATIONAL PUBLIC HEALTH WEEK” IN TRAVIS COUNTY. (9:28 AM)

**Members of the Court heard from:** David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); and Shannon Jones, Assistant Director, Public Health, A-TCHHS.

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

**Motion carried:**

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

5. APPROVE A RESOLUTION HONORING THE LATE CESAR CHAVEZ AND REFLECTING ON HIS OUTSTANDING LEADERSHIP AND CONTRIBUTIONS TO THE MIGRANT WORKERS OF AMERICA. (COMMISSIONER GOMEZ)  
(9:32 AM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Moore 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 Margaret Moore	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Gus Peña, President, East Austin Concerned Hispanics, and Second Vice President, The Rainbow Coalition; Kenneth Snyder, Northridge Acres; Clyde Prestwood Jr., Member, Board of Directors, Central East Austin Community Organization (CEACO); Tammy Gibson, Staff Member CEACO; Lou Aldridge, Travis County Resident; Ed Bradley, Member, Parks Springs Neighborhood Association; Henry Troell, President, Parks Springs Neighborhood Association; David Samuelson, President, Blackland Prairie Association; Jim Christianson, Travis County Resident ; Eric Carlson, President, Presidential Corridor Association; Jim Lutz, Travis County Resident; Gayle Anderson, Kimbro Resident; John Sabol, Travis County Resident; Chuck Garner, Travis County Resident; James Brazell, Parks Springs Neighborhood Association; Kimberly Pello, Travis County Resident; Harry Lind, Travis County Resident; and Florence Yearty, Private Citizen.

(9:36 AM)

**CONSENT ITEMS**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C11, and Items 8, 11, 12, 16, 17, 18.A, 20, 22, 23, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40.A and B, 41.A-H, and A1. (10:37 AM)

**Motion carried:**

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

**Motion by** Commissioner Moore **and seconded by** Judge Biscoe to add the following Items to the Consent Motion: Items 47, 48, and 50. (10:41 AM)

**Motion carried:**

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

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTINAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TWIN CREEK COUNTRY CLUB SECTION 1 - (LONG FORM PLAT - 1 LOT – 3.41 ACRES – DIES RANCH ROAD – FISCAL POSTED WITH TRAVIS COUNTY - ROW - NO SEWAGE SERVICE REQUIRED – CEDAR PARK ETJ). (COMMISSIONER MOORE)
- C4.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TWIN CREEK COUNTRY CLUB SECTION 2A - (LONG FORM PLAT - 71 LOTS – 22.226 ACRES – TWIN CREEKS CLUB DRIVE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE PROVIDED BY CITY OF CEDAR PARK – CEDAR PARK ETJ). (COMMISSIONER MOORE)

**CONSENT ITEMS CONTINUED**

- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TWIN CREEK COUNTRY CLUB SECTION 2B - (LONG FORM PLAT - 69 LOTS – 19.247 ACRES – TATTLER DRIVE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE PROVIDED BY CITY OF CEDAR PARK – CEDAR PARK ETJ). (COMMISSIONER MOORE)
- C6.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TWIN CREEK COUNTRY CLUB SECTION 5 - (LONG FORM PLAT - 38 LOTS – 14.355 ACRES – EBBSFLEET DRIVE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE PROVIDED BY CITY OF CEDAR PARK – CEDAR PARK ETJ). (COMMISSIONER MOORE)
- C7.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 39 AND 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 MOORE)
- C8.** APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 16, 2002 TO DISCUSS AND APPROVE AN ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 1044 AND 1045, APACHE SHORES SECTION 2, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER MOORE)
- C9.** APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 16, 2002 TO DISCUSS AND APPROVE AN ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 6 AND 7, BLOCK 84, AUSTIN LAKE HILLS SECTION 2, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER MOORE)
- C10.** APPROVE SETTING A PUBLIC HEARING DATE OF MAY 7, 2002 TO DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: GOMILLION'S SUBDIVISION - (SHORT FORM PLAT - 3 LOTS – 12.632 ACRES – CAPITAL OF TEXAS HIGHWAY – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE)

**CONSENT ITEMS CONTINUED**

- C11.** APPOINT TIMOTHY JACKSON TO FIRE COMMISSIONER OF TRAVIS COUNTY EMERGENCY SERVICES DISTRICT #12, EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 2003. (COMMISSIONER DAVIS)
- 6.** INTRODUCTION OF SHARON BROOKS AND NEIL KUCERA TO COMMISSIONERS' COURT. (COUNTY ATTORNEY'S OFFICE) (10:41 AM)

**Members of the Court heard from:** Kevin Morse, Assistant County Attorney; Sharon Brooks, Assistant County Attorney; and Neil Kucera, Assistant County Attorney.

Discussion Only.



**HEALTH AND HUMAN SERVICES DEPT. ITEMS**

7. CONSIDER NEED TO COMMIT ADDITIONAL RESOURCES TO MEET INCREASED BASIC NEEDS, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (10:44 AM)

**Members of the Court heard from:** Sherri Moore, Director, Family Support Services, Travis County Health and Human Services (TCHHS); Valerie Spinelli, Planning and Budget Analyst, Planning and Budget Office (PBO); Leroy Nellis, Budget Manager, PBO; Stephen Williams, Executive Manager, Travis County Health, Human Services & Veterans' Services (TCHHS&VS); and Fred Butler, Executive Director, Community Action Network.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that we take \$335,000.00 from the second Allocated Reserve, the Downturn Economic Reserve, that we indicate our intention to take an additional sum of money from the Housing Finance Corporation at the end of the fiscal year to neutralize the impact that this action has on the year-end balance.

**A Restatement of the previous Motion was made by** Judge Biscoe **and seconded by** Commissioner Davis that we take \$335,000.00 from the second Allocated Reserve, the Economic Downturn Reserve.

**A Clarification of the previous Motion was made by** Commissioner Sonleitner that we are only going to act on what is the issue before us in this fiscal year, which is the \$335,000.00 and we will take that from the Economic Downturn Reserve and we'll handle the rest of it when it is timely.

**Maker and Second accept the Friendly Amendment by** Commissioner Sonleitner to include directions to Staff to prepare the appropriate contracts, so that this can legally take place.

**Acceptance of the Friendly Amendment was made by** Judge Biscoe and Commissioner Davis.

**Motion carried:**

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

8. CONSIDER REQUEST FOR PRINTING AND POSTAGE TO DISTRIBUTE FLYER FOR FINANCIAL LITERACY EDUCATION PROGRAM, AND TAKE APPROPRIATE ACTION. (10:37 AM)

**Clerk's Note:** Judge Biscoe announced that the source of funding would be from the budget of Health and Human Services.

**Clerk's Note:** Item 8 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

9. APPROVE INTERLOCAL AGREEMENT WITH THE AUSTIN INDEPENDENT SCHOOL DISTRICT FOR CAPITAL IMPROVEMENTS TO NORTHEAST METROPOLITAN PARK – PHASE II. (COMMISSIONER SONLEITNER) (11:17 AM)

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

Discussion Only.

10. CONSIDER ISSUES RELATING TO HOUSE BILL 1445 AND INTERLOCAL AGREEMENTS WITH CITIES FOR THE REVIEW OF SUBDIVISIONS WITHIN THE EXTRATERRITORIAL JURISDICTION, AND TAKE APPROPRIATE ACTION. (11:19 AM)

- A. CONSIDER LETTER FROM SENATOR MADLA REGARDING SENATE BILL 1445, AND TAKE APPROPRIATE ACTION.

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item 10, the interlocal 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	yes
Precinct 3, Commissioner Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

11. APPROVE ADVANCED FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO WESTBANK DRIVE. (COMMISSIONER MOORE) (10:37 AM)

**Clerk's Note:** Item 11 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

12. APPROVE SCOPE OF WORK REQUESTED BY THE CITY OF LAKEWAY TO PROVIDE HMAC OVERLAY PAVING ON THE REQUESTED CITY OF LAKEWAY STREETS, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT. (COMMISSIONER MOORE) (10:37 AM)

**Clerk's Note:** Item 12 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

13. DISCUSS TNR'S GOALS AND PERFORMANCE PLANNING AND MANAGEMENT SYSTEM AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) (11:16 AM)

Item 13 pulled from the Agenda.

14. APPROVE A PLAT FOR RECORDING IN PRECINCT ONE: SCENIC POINT, PHASE FOUR - (LONG FORM PLAT – 21 LOTS – 4.7 ACRES – JOHNNY MORRIS ROAD & POINT NORTH DRIVE – FISCAL POSTED WITH THE CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY THE, COA ETJ). (COMMISSIONER DAVIS) (11:30 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Lee Heckman, TNR; Patrick Boyle, Developer, Scenic Point Phase 4; Emilia Lopez Phelps, Attorney for the Developer; Andrea Fallon, Travis County Resident; Gloria Houston, Travis County Resident; and Guadalupe Martinez, Travis County Resident.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 14.

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

15. DISCUSS OPTIONS TO REMEDIATE THE FLOOD DAMAGE AT MOYA PARK AND TAKE APPROPRIATE ACTION. (COMMISSIONER GOMEZ) (3:23 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); and Roy Turley, TNR.

Discussion Only.

Item 15 to be reposted on April 2, 2002.

16. APPROVE CANCELLATION OF A PORTION OF A PLAT AND APPROVAL FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF FLINTROCK AT HURST CREEK SECTION 8 - (AMENDED – 8 LOTS – 182.991 ACRES – FLINTROCK ROAD – NO FISCAL REQUIRED – HURST CREEK MUD - LAKEWAY ETJ). (COMMISSIONER MOORE) (10:37 AM)

**Clerk's Note:** Agenda Item 16 is the action item for the public hearing on Item 1.

**Clerk's Note:** Item 16 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

17. APPROVE A PROPOSED STREET NAME CHANGE FROM TRAVIS COOKE ROAD TO BARTON CREEK BOULEVARD, IN PRECINCT THREE. (COMMISSIONER MOORE) (10:37 AM)

**Clerk's Note:** Agenda Item 17 is the action item for the public hearing on Item 2.

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

## PLANNING AND BUDGET DEPT. ITEMS

18. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (10:37 AM)

A. APPROVE REQUEST FOR PERMISSION TO CONTINUE FY 02 DOE/OIL OVERCHARGE WEATHERIZATION ASSISTANCE PROGRAM, AND LIHEAP WEATHERIZATION ASSISTANCE PROGRAM. THE REQUEST WILL CONTINUE THE PROGRAMS UNTIL A CONTRACT CAN BE FULLY EXECUTED.

**Clerk's Note:** Item 18.A added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

19. REVIEW CALENDAR YEAR 2001 TOBACCO SETTLEMENT CLAIM AND TAKE APPROPRIATE ACTION. (3:47 PM)

**Members of the Court heard from:** Alan Miller, Planning and Budget Analyst, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 19.

**Motion carried:**

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

20. REVIEW AND APPROVE ORDER AMENDING CHAPTER 23 (INVESTMENT POLICY AND PROCEDURES) OF THE TRAVIS COUNTY CODE. (10:37 AM)

**Clerk's Note:** Item 20 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

21. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (5:31 PM)

Item 21 to be reposted on April 2, 2002.

## ADMINISTRATIVE OPERATIONS ITEMS

22. 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 FOR PAYMENT OF \$396,356.84 FOR THE PERIOD OF MARCH 8, 2002 THROUGH MARCH 14, 2002. (10:37 AM)

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

23. APPROVE PERSONNEL AMENDMENTS. (10:37 AM)

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

24. REVIEW AND APPROVE THE FOLLOWING PROPERTY CLAIM RECOMMENDATIONS FOR CLAIMS FOR FLOOD DAMAGE CAUSED BY STORMS OF NOVEMBER 15, 2001. (3:43 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the Risk Manager's recommendations on all Items except the Moya Park Line Item which will be reposted for next week, April 2, 2002, for action.

<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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 24 to be reposted on April 2, 2002.

**PURCHASING OFFICE ITEMS**

25. DISCUSS CONTRACT NO. 00T0257-JP WITH TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED FOR JANITORIAL SERVICES-EXECUTIVE OFFICE BUILDING; CONTRACT APPROVED ON 5/30/00, AND TAKE APPROPRIATE ACTION. (FACILITIES MANAGEMENT) (COMMISSIONER GOMEZ) (3:50 PM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; Alicia Perez, Executive Manager, Administrative Operations; and Roger El Khoury, Director, Facilities Management.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Moore to approve allowing the contract to expire as stated in the contract.

**Motion carried:**

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

26. DISCUSS AND TAKE APPROPRIATE ACTION ON RFP P020068-OJ, TELECOM SERVICES FOR TRAVIS COUNTY, INCLUDING LOCAL DIAL TONE, VOICE AND DATA SERVICE, LONG DISTANCE SERVICE, AND PAY PHONE SERVICES FOR INMATES AND THE PUBLIC. (I.T.S.) (COMMISSIONER GOMEZ) (2:56 PM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; Alicia Perez, Executive Manager, Administrative Operations; Walter Lagrone, Information and Telecommunications Systems (ITS); Joe Harlow, Director, ITS; Barbara Wilson, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; and Susan Spataro, Travis County Auditor.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the proposal and adherence to the rest of the timeline, set forth in page 3 of the backup.

**Motion carried:**

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

27. APPROVE CONTRACT AWARD TO CARTER & BURGESS, INC, FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE NORTHEAST METRO PARK-PHASE II CONSTRUCTION PROJECT. (COMMISSIONER SONLEITNER) (3:59 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item 27.

**Motion carried:**

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

28. DISCUSS CLAIM FROM MILLIMAN AND ROBERTSON, INC. FOR COMPENSATION FOR ACTUARIAL SERVICES, AND TAKE APPROPRIATE ACTION. (RISK MANAGEMENT) (4:00 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Dan Mansour, Risk Manager, HRMD; and Susan Spataro, Travis County Auditor.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that Travis County pay this vendor the amount of \$15,919.85, which is the amount invoiced the County for services provided to the Risk Manager and Travis County; and to expedite payment, and approve immediate release of the check.

**Motion carried:**

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

29. APPROVE SERVICE UPGRADE (MODIFICATION NO. 3) TO CONTRACT NO. MA950074, BLOOMBERG L.P. FOR BLOOMBERG FINANCIAL MARKETS AND COMMODITIES NEWS SERVICE; CONTRACT APPROVED ON 9/21/93. (CASH MANAGEMENT) (COMMISSIONER GOMEZ) (10:37 AM)

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



30. APPROVE TERMINATION OF JUVENILE RESIDENTIAL TREATMENT SERVICES CONTRACTS WITH: (A) HARMONY FAMILY SERVICES, INC., NO. PS000208KW; (B) HOPE CENTER YOUTH AND FAMILY SERVICES NO.PS000180KW. (JUVENILE PROBATION) (COMMISSIONER GOMEZ) (10:37 AM)

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

31. APPROVE CONTRACT AWARD FOR THE PROVISION OF DESKTOP COMPUTERS AND NOTEBOOKS, RFO O0200067-RG, TO THE LOW OFFEROR, DELL MARKETING L.P. (I.T.S.) (COMMISSIONER GOMEZ) (10:37 AM)

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

32. APPROVE CONTRACT AWARD FOR THE PROVISION OF DESKTOP WORKSTATIONS, RFO-O020072-SP, TO THE LOW OFFEROR, DELL MARKETING L.P. (I.T.S.) (COMMISSIONER GOMEZ) (10:37 AM)

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

33. APPROVE A SOFTWARE ENHANCEMENT (MODIFICATION NO. 3) TO CONTRACT MA980095, TIBURON SOFTWARE MAINTENANCE AGREEMENT; CONTRACT APPROVED ON 10/14/97. (I.T.S.) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 33 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

34. APPROVE CONTRACT AWARD FOR MEDICAL GASES, IFB NO. B020058-RG, TO THE LOW BIDDER, AIRGAS SOUTHWEST, INC. (MEDICAL EXAMINER'S) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 34 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

35. APPROVE CONTRACT AWARD FOR POLICE MOTORCYCLES, IFB NO. B020035-DR, TO LONE STAR BMW/TRIUMPH. (TNR) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 35 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

36. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL PROJECT SERVICES FROM IBM FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (A)(4) OF THE COUNTY PURCHASING ACT. (I.T.S.) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 36 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

37. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO 00T0267-LD, HENNA CHEVROLET, FOR CHEVROLET & GMC OEM PARTS AND MAINTENANCE LABOR; CONTRACT APPROVED ON 6/20/00. (TNR) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 37 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

38. APPROVE CONTRACT AWARD FOR GAULT BUILDING HVAC COOLING TOWER PROJECT, IFB NO. B020034-MB, TO THE LOW BIDDER, HARKINS COMPANY. (FACILITIES MGT.) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 38 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

39. APPROVE CONTRACT AWARD FOR ROOF REPAIRS AT THE TRAVIS COUNTY ADMINISTRATION BUILDING, IFB NO. B020063-DM, TO THE LOW QUALIFIED BIDDER, D.R. KIDD COMPANY, INC. (FACILITIES MGT.) (COMMISSIONER GOMEZ) (10:37 AM)

**Clerk's Note:** Item 39 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

40. APPROVE CONTRACT AWARDS FOR CONCRETE AND GROUT MIX, IFB NO. B020069-EH, TO THE LOW BIDDERS AS FOLLOWS: (TNR) (COMMISSIONER GOMEZ) (10:37 AM)

A. CATEGORY A: DELIVERED MATERIALS – AWARD TO CEMEX CONSTRUCTION; AND

B. CATEGORY B: MATERIALS ONLY, PLANT PICK UP BY COUNTY TRUCK – AWARD TO RAINBOW MATERIALS.

**Clerk's Note:** Items 40.A and B added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

41. APPROVE IFB NO. B020053-MP, REBID LINE ITEMS 3, 4, 6, 9, 16, 19, 20, 27, 29, 30 THROUGH 33, 35, 36, 37, 38, 40, AND 41 AND APPROVE CONTRACT AWARDS FOR HEAVY DUTY MACHINERY OEM PARTS MAINTENANCE TO THE FOLLOWING LOW QUALIFIED BIDDERS. (TNR) (COMMISSIONER GOMEZ) (10:37 AM)

A. ANDERSON MACHINERY, FOR LINE ITEMS 1, 11, 18, 34 AND 39;

B. WAUKESHA PEARCE INDUSTRIES, FOR LINE ITEMS 2, 22, 23, AND 24;

C. CLOSER EQUIPMENT COMPANY, INC., FOR LINE ITEMS 5 AND 8;

D. COOPER EQUIPMENT COMPANY, FOR LINE ITEMS 7, 21 AND 28;

E. LONGHORN INTERNATIONAL, FOR LINE ITEM 12;

F. TEXANA MACHINERY CORP., FOR LINE ITEM 25;

G. RDO EQUIPMENT CO., FOR LINE ITEM 26; AND

H. LACAL EQUIPMENT, INC., FOR LINE ITEMS 10, 13, 14, 15 AND 17.  
(PARTS ONLY)

**Clerk's Note:** Items 41.A-H added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

**42. APPROVE MODIFICATIONS TO 54 SOCIAL SERVICES CONTRACTS (SEE ATTACHED LISTING) FOR RENEWAL FROM JANUARY 1, 2002 THROUGH DECEMBER 31, 2002; CONTRACTS WERE APPROVED ON 4/1/00. (HHSD) (COMMISSIONER GOMEZ) (11:05 AM)**

- |   |  |
|---|--|
| 1. Capital Area Homeless Alliance, PS000052TS             | 27. Central East Austin Community, PS000133MQ    |
| 2. Legal Aid of Central Texas, PS000053TS                 | 28. Child, Inc., PS000134MQ                      |
| 3. People's Community Clinic, PS000054TS                  | 29. Communities In Schools Central, PS000135MQ   |
| 4. Travis County Children's, PS000055TS                   | 30. Community Advocates For Teens, PS000136MQ    |
| 5. Austin Children's Shelter, PS000056TS                  | 31. Crime Prevention Institute, Inc., PS000137MQ |
| 6. Casa of Travis County, Inc., PS000057TS                | 32. Easter Seals Central Texas, PS000138MQ       |
| 7. United Austin for the Elderly, PS000058TS              | 33. Ebenezer Child Development, PS000139MQ       |
| 8. Capital Area Food Bank, PS000059TS                     | 34. Extend A Care, Inc., PS000140MQ              |
| 9. Safe Place, PS000062TS                                 | 35. Family Eldercare, Inc., PS000141MQ           |
| 10. Connections Resource Center, PS000063TS               | 36. Foundation For The Homeless, PS000142MQ      |
| 11. American Youthworks, PS000116MQ                       | 37. Greater Calvary Rites, PS000143MQ            |
| 12. Any Baby Can of Austin, Inc., PS000117MQ              | 38. Immigration Counseling And Out, PS000144MQ   |
| 13. ARC of the Capital Area, PS000118MQ                   | 39. Lifeworks Emergency Shelter, PS000145MQ      |
| 14. Austin Academy The, PS000119MQ                        | 40. Literacy Austin, Inc., PS000146MQ            |
| 15. Austin Area Urban League, Inc., PS000120MQ            | 41. Project Normalization, PS000147MQ            |
| 16. Austin Child Guidance Center, PS000121MQ              | 42. Out Youth Austin, PS000148MQ                 |
| 17. Austin Community Gardens, PS000122MQ                  | 43. Family Forward, Inc., PS000149MQ             |
| 18. Austin Community Nursery, PS000123MQ                  | 44. Planned Parenthood of Austin, PS000150MQ     |
| 19. Austin Families, Inc., PS000124MQ                     | 45. Push Up Foundations, Inc., PS000151MQ        |
| 20. Austin Project The, PS000125MQ                        | 46. Reading Is Fundamental, PS000152MQ           |
| 21. Austin Tenants' Council, PS000126MQ                   | 47. River City Youth Foundation, PS000153MQ      |
| 22. Big Brothers Big Sisters of Central Texas, PS000127MQ | 48. Salvation Army, PS000154MQ                   |
| 23. Blackland Community Development Corp., PS000128MQ     | 49. Services For The Elderly, Inc., PS000155MQ   |
| 24. Capital Area Mental Health Center, PS000129MQ         | 50. St. Edwards University, PS000156MQ           |
| 25. Capital Area Training Foundation, PS000130MQ          | 51. YWCA Greater Austin, PS000157MQ              |
| 26. Caritas of Austin, Inc., PS000131MQ                   | 52. Vaughn House, Inc., PS000158MQ               |
|   | 53. Youth Advocacy, Inc., PS000159MQ             |
|   | 54. Goodwill, PS000184MQ                         |

**Members of the Court heard from:** Stephen Williams, Executive Manager, TCHHS&VS.

**Clerk's Note:** The Court agreed that Judge Biscoe and Commissioner Moore work on the Crime Prevention Institute issue.

**Motion by Commissioner Moore and seconded by Commissioner Davis** to approve the 53 contracts, excluding the Crime Prevention Institute contract.

<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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**OTHER ITEMS**

- 43.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (4:05 PM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Moore to approve the contract modification with Herndon Stauch and Associates.

**Motion carried:**

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

- 44.** CONSIDER COUNTY POLICY COVERING THE DISPLAY OF LITERATURE IN COUNTY COURTS AND ADMINISTRATIVE BUILDINGS, AND TAKE APPROPRIATE ACTION. (9:15 AM) (2:44 PM)

**Members of the Court heard from:** Tenley Aldredge, Assistant County Attorney; and John Dietz, District Judge, 250<sup>th</sup> District Court.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that we try to put together a straightforward policy, consistent with the request of the Judges, as set forth in their March 21, 2002 memo, where the Court designates areas where literature may be neatly displayed.

**An Addition to the previous Motion was made by** Judge Biscoe **and seconded by** Commissioner Davis that one member of the Court work with one of the District Judges, and one person from Facilities, a 3-person committee, to figure out specifically what areas ought to be designated in these two buildings – the Courthouse and the Blackwell Thurman Criminal Justice Center.

**Clerk's Note:** Commissioner Sonleitner volunteered to be on the committee.

**Motion carried:**

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

- 45.** DISCUSS AND APPROVE ITEMS RELATED TO THE CONDUCT OF THE APRIL 9, 2002 JOINT PRIMARY RUNOFF ELECTIONS, AND TAKE APPROPRIATE ACTION. (4:05 PM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the license agreement with the University of Texas for an early voting polling place.

**Motion carried:**

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

- 46.** DISCUSS SELECTION OF NEW VOTING SYSTEM FOR TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (COMMISSIONER SONLEITNER) (9:15 AM) (1:48 PM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; Leroy Nellis, Budget Manager, PBO; John Hille, Assistant County Attorney; Frank Holder, Assistant Purchasing Agent; Cyd Grimes, Travis County Purchasing Agent; Gerry Meadows, Hart Intercivic; and Mac McGuire, Member, Elections Task Force.

**Clerk's Note:** The County Clerk presented the Hart E-Slate System, the new voting system recommended for purchase.

Discussion Only.

Item 46 to be reposted on April 2, 2002.

- 47.** APPROVE PAYMENT OF PARKING FEES IN THE AMOUNT OF \$280.00 TO THE UNIVERSITY OF TEXAS @ AUSTIN FOR EARLY VOTING WORKERS FOR THE PERIOD OF APRIL 1, 2002 THROUGH APRIL 5, 2002. (10:41 AM)

**Clerk's Note:** Item 47 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

48. APPROVE LICENSE AGREEMENT BETWEEN TRAVIS COUNTY AND DIRECTORZ FOR USE OF MANSFIELD DAM LOW-WATER CROSSING BRIDGE ON TUESDAY, MARCH 26, 2002 OR WEDNESDAY, MARCH 27, 2002 FOR PURPOSES OF FILMING TELEVISION COMMERCIAL. (10:41 AM)

**Clerk's Note:** Item 48 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

49. APPROVE BY ORDER THE AUTHORIZATION UNDER THE TEXAS CODE OF CRIMINAL PROCEDURE ART. 103.004(b) FOR THE DISPOSITION OF COLLECTED MONEY BY DEPOSIT IN THE COUNTY TREASURY NOT LATER THAN THE SEVENTH REGULAR BUSINESS DAY AFTER THE DATE THAT THE MONEY IS COLLECTED. (COMMISSIONER GOMEZ) (10:41 AM)

Item 49 postponed until April 2, 2002.

50. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:41 AM)

**Clerk's Note:** Item 50 added to the Consent Items. Please refer to 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

- 51. 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> (4:06 PM) (5:37 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 51.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 51.A and B would be considered in Executive Session.

No action necessary on Items 51.A and B.



- 52.** DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST NINTH STREET. <sup>2</sup> (4:06 PM) (5:28 PM)

Judge Biscoe announced that Item 52 would be considered in Executive Session.

**Motion by Commissioner Sonleitner and seconded by Commissioner Gómez** that we approve a lease for the County Clerk's Elections Division, which is as follows: It is the existing 7,750 square feet that Elections currently is in; it is adding to it 453 square feet that was part of a storage room; it is adding in 384 square feet for the first floor IDF closet; it will be for a 1-year term extension; that we authorize Judge Biscoe to execute this lease on the Court's behalf; that we direct Facilities to prepare an appropriate budget transfer from Allocated Reserves, in the amount of \$6,283.00, to go into the centralized Line Item related to leases to properly fund this; and, that we give instructions to the County Attorney and our Real Estate Manager to work on another lease, to be brought back to us as quickly as possible, related to the space now occupied in the basement by the County Attorney for their Litigation Division; and, that modification of the lease be brought back to us, along with suggestions on how to meet our budget challenges on that particular lease.

<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 Margaret Moore	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

- 53.** DISCUSS, APPROVE, OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO 201 WEST FIFTH STREET LEASE. <sup>2</sup>  
(4:06 PM) (5:30 PM)

Judge Biscoe announced that Item 53 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve and authorize the County Judge to sign, on behalf of the Commissioners Court, the lease that has been prepared for the Court involving the space for the Domestic Relations Office.

<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 Margaret Moore	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

54. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (9:14 AM)

Item 54 postponed until April 2, 2002.

55. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO NORTH RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (9:14 AM)

Item 55 postponed until April 2, 2002.

56. DISCUSS, APPROVE, OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES FOR THE TRAVIS COUNTY PALM SQUARE OFFICE BUILDING. <sup>2</sup> (4:06 PM) (5:31 PM)

Judge Biscoe announced that Item 56 would be considered in Executive Session.

Item 56 to be reposted on April 2, 2002.

57. CONSIDER EXCHANGE AGREEMENT FOR ACQUISITION OF RIGHT-OF-WAY FOR THE PROPOSED ANDERSON MILL ROAD EXTENSION PROJECT IN PRECINCT THREE, AND TAKE APPROPRIATE ACTION. <sup>2</sup> (4:06 PM) (5:31 PM)

Judge Biscoe announced that Item 57 would be considered in Executive Session.

**Motion by** Commissioner Moore **and seconded by** Commissioner Sonleitner that the Court approve entering into a contract with Mr. Theriot and the City of Cedar Park for the exchange of properties so that we may acquire the necessary right-of-way for our Anderson Mill Road project, and that Commissioner Moore be authorized to sign the contract on behalf of the County.

<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 Margaret Moore	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

58. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN HCI EQUITY PARTNERS, LP V. TRAVIS COUNTY, ET AL. <sup>1</sup> (9:14 AM) (4:08 PM)

Item 58 postponed until April 9, 2002.

59. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN REYNALDO MACIAS, SR. ET AL. V. TRAVIS COUNTY, ET AL. <sup>1</sup> (9:14 AM) (4:08 PM)

Item 59 postponed until April 9, 2002.

60. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION WITH REGARD TO FORWARDING OF LITIGATION INFORMATION TO THE COUNTY AUDITOR IN CONNECTION WITH THE YEAR END INDEPENDENT AUDIT. <sup>1</sup> (4:06 PM) (5:32 PM)

Judge Biscoe announced that Item 60 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner that the Court give the Travis County Judge permission to release to Susan Spataro, Travis County Auditor, the 2002 Fiscal Year pending or threatened litigation report for use in preparing the 2002 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 on a quarterly basis.

<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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

61. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING THOROUGHbred FARMS WASTEWATER TREATMENT PLANT, AND TAKE APPROPRIATE ACTION. (ODEN; ENVIRONMENTAL) <sup>1</sup> (4:06 PM) (5:33 PM)

Judge Biscoe announced that Item 61 would be considered in Executive Session.

**Members of the Court heard from:** Eric Shepperd, Assistant County Attorney.

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez that we give directions to the County Attorney to communicate the County's position in support of the City of Austin obtaining a certificate of need.

<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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 61 to be reposted on April 2, 2002.

62. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. ELLA BLACKSON (CASEY BOWERS CONSTRUCTION RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:06 PM) (5:34 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. JULIE GARZA (CASEY BOWERS CONSTRUCTION RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- C. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING OFFER FROM ROBERT ECKERT FOR LAGO VISTA INDEPENDENT SCHOOL DISTRICT LOTS, AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- D. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. MARGUERITE FOSTER (PAUL STRANAHAN RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- E. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. RUSSELL AND JULIA BISHOP (SEAN MURPHY RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- F. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. QUEK SWEE AI (RESALE DEED FOR LAKE TRAVIS CHURCH), AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- G. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. LISA E.SANCHEZ FKA LISE E.S. KENT (NNA FINANCIAL & MANAGEMENT CO. RESALE DEED), AND TAKE APPROPRIATE ACTION.<sup>1</sup>
- H. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. DALMASON CAROTHERS (AMY RODRIGUEZ & YVETTE MEICHE RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- I. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. BOBBY AND SUE LOCKHART (DEE ANN ZALENSKI TRUSTEE FOR THE 5906 OLD FREDERICKSBURG ROAD TRUST RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup>
- J. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. NASH PHILLIPS COPUS, INC. IN CAUSE NO. 98-04364-A (BARNEY L. HALLMAN RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup>

**Clerk's Note:** Items 62.A-J are associated with one another and were called for concurrent discussion.

**ITEM 62 CONTINUED**

Judge Biscoe announced that Items 62.A-J would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to authorize the County Judge to sign on behalf of Travis County and execute the tax resale deeds in Item 62.A to Casey Bowers Construction in the amount of \$11,752.61; Item 62.B to Casey Bowers Construction c/o Rex Bowers in the amount of \$5,559.45; Item 62.C in the amount of \$4,237.00; Item 62.D to Paul Stranahan in the amount of \$4,681.28; Item 62.E to Sean Murphy in the amount of \$2,402.34; Item 62.F to Lake Travis Church in the amount of \$3,000.00; Item 62.G to NNA Financial & Management Co. in the amount of \$4,476.65; Item 62.H to Amy Rodriguez & Yvette Meiche in the amount of \$8,544.79; Item 62.I to Dee Ann Zalenski Trustee For The 5906 Old Fredericksburg Road in the amount of \$12,493.29; and Item 62.J to Barney L. Hallman in the amount of \$11,181.00.

<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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**THE FOLLOWING ITEMS ARE ADDENDA:**

- A1.** APPROVE SOLE SOURCE EXEMPTION AND AUTHORIZE PURCHASING AGENT TO SIGN PURCHASE ORDERS FOR ELECTION DAY KITS FOR THE APRIL 9, 2002 ELECTION FROM HART INTERCIVIC. (10:37 AM)

**Clerk's Note:** Item A1 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

## ADJOURNMENT

**Motion by Commissioner Sonleitner and seconded by Judge Biscoe to adjourn the Voting Session. (5:38 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 Margaret Moore	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

**Date of Approval**

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