

## **MINUTES – APRIL 30, 2002**

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

On Tuesday, the 30<sup>th</sup> day of April, 2002, the Commissioners' Court convened the regular Voting Session at 9:08 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 retired to Executive Session at 11:29 AM.

The Commissioners' Court reconvened the Voting Session at 12:23 PM.

The Commissioners' Court recessed the Voting Session at 12:27 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 1:41 PM and adjourned at 1:42 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:35 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Cultural Education Facilities Finance Corporation, and the Travis County Development Authority, called to order the Voting Session at 1:38 PM and adjourned at 1:38 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:39 PM.

The Commissioners' Court adjourned the Voting Session at 1:51 PM.

The Commissioners' Court record notes that County Judge Samuel T. Biscoe was not present during this Voting Session.

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### **ADDITIONAL MOTION AND VOTE**

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to authorize Commissioner Sonleitner to sign on the Judge's behalf for any of the business that comes before the Court.

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

**PUBLIC HEARINGS**

1. DISCUSS REVISION OF A PLAT AND THE RECORDING OF THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF LOTS 11 AND 12, BLOCK 'C', CYPRESS ACRES A, B, C & D - (AMENDED PLAT - 2 LOTS – 2.859 ACRES – FM 2769 – NO FISCAL REQUIRED – TRAVIS COUNTY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE) (ACTION ITEM #22) (9:10 AM)

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

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner 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	absent
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 22 for the Court's Motion and Vote.

2. DISCUSS PROPOSED STREET NAME CHANGE FROM WEATHERLY LANE TO "CAPELLA TRAIL", MIRAPOSA COURT TO "MARIACHI COURT" AND VIA CORDORA COURT TO "VIA CORDOVA COURT" IN PRECINCT THREE.  
(COMMISSIONER MOORE) (ACTION ITEM #23) (9:11 AM)

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

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	absent
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner 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.**

<b>Motion carried:</b>	County Judge Samuel T. Biscoe	absent
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	yes
	Precinct 3, Commissioner 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 23 for the Court's Motion and Vote.

3. DISCUSS PROPOSED STREET NAME ASSIGNMENT OF UNNAMED CUL-DE-SAC OFF LAKE SHORE DRIVE TO “LAKESHORE POINTE” IN PRECINCT THREE. (COMMISSIONER MOORE) (ACTION ITEM #24) (9:12 AM)

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

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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	absent
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 24 for the Court’s Motion and Vote.

**RESOLUTIONS & PROCLAMATIONS**

4. APPROVE PROCLAMATION DESIGNATING THE MONTH OF MAY 2002 AS HISPANIC CULTURAL AWARENESS MONTH IN TRAVIS COUNTY, RECOGNIZING THE SIXTEENTH ANNUAL “CINCO DE MAYO” CELEBRATION IN TRAVIS COUNTY AND THE FIFTH ANNUAL COMBINED CITY/COUNTY CINCO DE MAYO CELEBRATION. (COMMISSIONER GOMEZ) (9:13 AM)

**Members of the Court heard from:** Joe Vela, Executive Assistant, Travis County Commissioner Precinct 4; Chief Madison, Travis County Constable’s Office, Precinct 1; Virginia Aleman, Human Resources Management Department (HRMD); Janie Serna, Travis County Constable’s Office, Precinct 1; Vera Rodriguez, TNR; Bertha De la Cruz, Travis County Clerk’s Office; Lee Mercer, TNR; and Greg Martinez, Travis County Sheriff’s Office (TCSO).

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

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

5. APPROVE PROCLAMATION DECLARING MAY 1, 2002 AS “LAW DAY” IN TRAVIS COUNTY. (COMMISSIONER MOORE) (9:17 AM)

**Members of the Court heard from:** David Walter, President Elect, Travis County Bar Association.

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 5.

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

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Kenneth Snyder, Resident, Northridge Acres; and Jimmy Castro, Travis County Resident. (9:22 AM)

6. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOT 61, LOT 62, AND LOT 64, LAGO RANCHOS SECTION 1 (SHORT FORM PLAT - 3 LOTS – 3.13 ACRES – PECOS DRIVE AND BLANCO DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - LAGO VISTA ETJ). (COMMISSIONER MOORE) (9:28 AM) (11:29 AM) (1:39 PM)

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

**Clerk's Note:** Commissioner Sonleitner announced that Item 6 would be considered in Executive Session pursuant to Gov't Code Ann 551.071, Consultation with Attorney.

**Motion by** Commissioner Moore **and seconded by** Commissioner Sonleitner that we not take any action on this Item, and that we make it clear that, until the septic tank issues have been resolved with the County Staff, this Item will not be reposted for action by this Court.

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

**CONSENT ITEMS**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Moore to approve the following Consent Items: C1-C7, and Items 9, 10 (excluding the non-routine Item), 11.A, 22, 23, 24, 26, 27, 28, 29, 30.A and B, 31.A and B, 32, 33, 34, 35, 36, and 39. (9:29 AM)

<b>Motion carried:</b> County Judge Samuel T. Biscoe	absent
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner 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 CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF APRIL 16, 2002.
- C4.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT ONE – GASTON SHELDON SECTION TWO – (LONG FORM PLAT – 112 LOTS – 40.852 ACRES - TUDOR HOUSE ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE PROVIDED BY NORTHTOWN MUNICIPAL UTILITY DISTRICT – CITY OF AUSTIN ETJ. (COMMISSIONER DAVIS)
- C5.** APPROVE A FINAL PLAT FOR RECORDING IN PRECINCT THREE – BIRDLIP – (LONG FORM PLAT – 21 LOTS – 42.922 ACRES – COMMONS FORD ROAD – FISCAL POSTED WITH CITY OF AUSTIN – TRAVIS COUNTY OSSF – CITY OF AUSTIN ETJ. (COMMISSIONER MOORE)
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE – STEINER RANCH PHASE ONE SECTION 9 – (LONG FORM PLAT – 322 LOTS – 155.20 ACRES – QUINLAN PARK ROAD – TRUST DEED IN LIEU OF FISCAL – WCID 17 – CITY OF AUSTIN ETJ. (COMMISSIONER MOORE)
- C7.** APPROVE SETTING A PUBLIC HEARING DATE OF MAY 21, 2002 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY AND DRAINAGE EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 6 AND 7, BLOCK 84, AUSTIN LAKE HILLS SECTION 3, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER MOORE)

**ADMINISTRATIVE OPERATIONS ITEMS****7. DISCUSS AND TAKE APPROPRIATE ACTION ON RISK MANAGEMENT ISSUES, INCLUDING:****A. SELF-INSURED RISKS PREVIOUSLY COVERED BY COMMERCIAL INSURANCE POLICIES; AND (9:31 AM)**

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD; and Eric Shepperd, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to authorize pursuing the path of looking at a self-insured program and to conduct the assessments.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

**B. RISK ASSESSMENT OF CASH HANDLING PROCEDURES FOR ALL COUNTY DEPARTMENTS. (9:41 AM)**

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD; Susan Spataro, Travis County Auditor; and Bill Patterson, HRMD.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 7.B.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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. RECEIVE BRIEFING FROM REPRESENTATIVE OF THE RISK REVIEW COMMITTEE AND TAKE APPROPRIATE ACTION REGARDING A PROPOSED INCREASE TO THE LIMIT THE TRAVIS COUNTY RISK MANAGER HAS BEEN AUTHORIZED TO SETTLE CERTAIN CLAIMS ON BEHALF OF TRAVIS COUNTY. (9:47 AM)

**Members of the Court heard from:** Eric Shepperd, Assistant County Attorney; Dan Mansour, Risk Manager, HRMD; and Susan Spataro, Travis County Auditor.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis that we increase the Risk Manager's authority to settle claims to \$10,000.00; and on the RIMS System (Risk Information Management System), that we increase it to \$25,000.00; and to approve the order amending Chapter 31 of the Travis County Code.

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

9. 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 \$ 234,667.94 FOR PERIOD OF APRIL 12, 2002 THROUGH APRIL 18, 2002. (9:29 AM)

**Clerk's Note:** Item 9 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

**10. APPROVE PERSONNEL AMENDMENTS. (9:29 AM) (11:29 AM) (1:40 PM)**

**Clerk's Note:** Item 10, excluding the non-routine personnel amendment, added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

**Clerk's Note:** Commissioner Sonleitner announced that Item 10, the non-routine personnel amendment, would be considered in Executive Session pursuant to Gov't Code Ann 551.074, Personnel Matters.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that TNR work with the appropriate people in the Auditor's Office and in HR, to bring back to the Court an appropriate PAF form (personnel action form) or personnel amendment, that will take care of the issue that the Court discussed related to this particular employee; and it will be very specific about a higher rate of pay, for a specific period of time, so that we can accomplish the goal that we talked about, which would be a 10% add-on pay for the duration of the Bond Projects; and Joe Gieselman, Executive Manager, TNR is to work with all appropriate people to execute these wishes.

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

**PLANNING AND BUDGET DEPT. ITEMS**

- 11.** REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE:  
(9:29 AM)

**A.** APPROVE GRANT APPLICATION TO THE AUTO THEFT PREVENTION AUTHORITY FOR AN AUTO THEFT PREVENTION PROGRAM IN THE SHERIFF'S OFFICE. THE GRANT CONTINUES THE PROGRAM FOR FY03.

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

- 12.** APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:44 AM)  
(1:42 PM)

**Members of the Court heard from:** Jessica Rio, Budget Analyst, Planning and Budget Office (PBO).

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve budget amendment and transfer A1, and to delay action on D1.

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

Item 12, Budget Amendment and Transfer D1, to be reposted on May 14, 2002.

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 13.** APPROVE FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR RIGHT-OF-WAY ACQUISITION AND UTILITY ADJUSTMENT FOR LOOP 1 NORTH. (COMMISSIONER SONLEITNER)  
(9:57 AM) (11:29 AM) (12:23 PM) (1:50 PM)

**Clerk's Note:** Items 13, 14, and 15 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Tom Nuckols, Assistant County Attorney; Ladd Pattillo, Travis County Financial Advisor; Glen Opel, Travis County Bond Counsel; and Bob Daigh, Deputy Director, Turnpike Authority Division, Texas Department of Transportation.

**Clerk's Note:** Commissioner Sonleitner announced that Items 13, 14, and 15 would be considered in Executive Session pursuant to Gov't Code Ann 551.071, Consultation with Attorney.

**Members of the Court agreed** to consider one Motion for Items 13, 14, and 15.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Items 13, 14, and 15, related to Travis County's funding agreements with the Texas Department of Transportation, for right-of-way acquisition and utility adjustments for Loop 1 North, SH 45 North and SH 130.

**Clerk's Note:** Commissioner Gómez requested that the Texas Department of Transportation give the Court a status report every 90 days with regards to the projects.

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

14. APPROVE FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR RIGHT-OF-WAY ACQUISITION AND UTILITY ADJUSTMENT FOR STATE HIGHWAY 45 NORTH (SH 45N). (COMMISSIONER SONLEITNER) (9:57 AM) (11:29 AM) (12:23 PM) (1:50 PM)

**Clerk's Note:** Items 13, 14, and 15 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 13, 14, and 15. Please refer to Item 13 for a summary of the Court's Motion and Vote.

15. APPROVE FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR RIGHT-OF-WAY ACQUISITION AND UTILITY ADJUSTMENT FOR STATE HIGHWAY 130 (SH 130). (JUDGE BISCOE) (9:57 AM) (11:29 AM) (12:23 PM) (1:50 PM)

**Clerk's Note:** Items 13, 14, and 15 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 13, 14, and 15. Please refer to Item 13 for a summary of the Court's Motion and Vote.

16. APPROVE CONTRACT AMENDMENT WITH THE CLEAN AIR FORCE FOR PUBLIC EDUCATION FUNDING PREVIOUSLY AUTHORIZED BY COURT. (10:45 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Scheleen Walker, TNR.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the contract amendment.

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

17. DISCUSS ENVIRONMENTAL PROTECTION AGENCY'S (EPA) PROPOSAL FOR IMPLEMENTATION OF THE 8-HOUR OZONE NATIONAL AMBIENT AIR QUALITY STANDARD (NAAQS), AND TAKE APPROPRIATE ACTION. (10:53 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Scheleen Walker, TNR.

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 17, the signing and sending of a comment letter to the EPA.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

18. DISCUSS TRAVIS COUNTY'S PROGRAM TO COMPLY WITH THE TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM (TPDES) STORM WATER PHASE II REGULATIONS, AND TAKE APPROPRIATE ACTION. (10:58 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Dave Fowler, TNR.

Discussion Only.

19. CONSIDER ROAD CONSTRUCTION AGREEMENT WITH TWIN CREEK HOLDING, LTD TO DESIGN AND CONSTRUCT ANDERSON MILL ROAD, AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) (9:29 AM)

Item 19 postponed until May 7, 2002.

20. CONSIDER RESOLUTION TO ACCEPT COUNTY MAINTENANCE THE ABANDONED PORTION OF STATE RANCH-TO-MARKET ROAD 620 (MARSHALL FORD ROAD) APPROXIMATELY .6 MILES EAST OF MANSFIELD DAM, AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) (11:12 AM)

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

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 20.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

21. CONSIDER FEE WAIVER FOR DEL VALLE SOFTBALL COMPLEX FOR THE P.E.A.C.E. AND WELL-BEING ORGANIZATION (A NON-PROFIT ORGANIZATION) ON MAY 4 AND 5, 2002, AND TAKE APPROPRIATE ACTION. (COMMISSIONER GOMEZ) (11:14 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Roy Turley, Parks Program Manager, TNR; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that, based on the fact that the Court has been told that 100% of the monies will be going towards this charitable purpose, on a one-time only basis, with future requests brought to the Court individually, until the Court has a policy, that the \$75.00 concession stand fee be waived on the provision that the \$75.00 be set aside for this charitable event.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

22. APPROVE A REVISION OF A PLAT AND APPROVE FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF LOTS 11 AND 12, BLOCK 'C', CYPRESS ACRES A, B, C, & D - (AMENDED PLAT - 2 LOTS – 2.859 ACRES – FM 2769 – NO FISCAL REQUIRED – TRAVIS COUNTY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE) (9:29 AM)

**Clerk's Note:** Item 22 is the action item for the public hearing on Agenda Item 1.

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

23. APPROVE A PROPOSED STREET NAME CHANGE FROM WEATHERLY LANE TO "CAPELLA TRAIL", MIRAPOSA COURT TO "MARIACHI COURT" AND VIA CORDORA COURT TO "VIA CORDOVA COURT" IN PRECINCT THREE. (COMMISSIONER MOORE) (9:29 AM)

**Clerk's Note:** Item 23 is the action item for the public hearing on Agenda Item 2.

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

24. DISCUSS PROPOSED STREET NAME ASSIGNMENT OF UNNAMED CUL-DE-SAC OFF LAKE SHORE DRIVE TO "LAKESHORE POINTE" IN PRECINCT THREE. (COMMISSIONER MOORE) (9:29 AM)

**Clerk's Note:** Item 24 is the action item for the public hearing on Agenda Item 3.

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



**PURCHASING OFFICE ITEMS**

- 25.** APPROVE AWARD OF CONTRACT NO. PS020099-LB WITH HEART STAFFING RESOURCES FOR THE PROVISION OF TEMPORARY PROFESSIONAL HEALTH CARE PROVIDER SERVICES. (SHERIFF) (COMMISSIONER GOMEZ) (11:24 AM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item 25.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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.** APPROVE CONTRACT AWARD FOR MEDICAL AND SURGICAL SUPPLIES, IFB NO. B020074-EH, TO THE LOW AND RESPONSIVE BIDDER, SOUTHWEST SURGICAL SYSTEMS, INC. (EMERGENCY SERVICE, MEDICAL EXAMINER, SHERIFF'S OFFICE) (COMMISSIONER GOMEZ) (9:29 AM)

**Clerk's Note:** Item 26 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 27.** APPROVE CONTRACT AWARD FOR THE PROVISION FOR VIDEO SERVER SYSTEM, RFO NO. O020080-SP, TO THE LOW OFFEROR, COMMERCIAL VIDEO SYSTEMS. (COMMISSIONER GOMEZ) (9:29 AM)

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

28. APPROVE CONTRACT AWARD(S) FOR 2002 TYPE 'F' HOT MIX ASPHALTIC CONCRETE OVERLAY PROGRAM, IFB NO. B020085-DM, TO THE LOW QUALIFIED BIDDERS, WHEELER COATINGS ASPHALT, INC. AND ASPHALT PAVING COMPANY OF AUSTIN, INC. (TNR) (COMMISSIONER GOMEZ) (9:29 AM)

**Clerk's Note:** Item 28 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

29. APPROVE CONTRACT AWARD(S) FOR 2002 TYPE 'C' HOT MIX ASPHALTIC CONCRETE OVERLAY PROGRAM, IFB NO. B020084-DM, TO THE LOW QUALIFIED BIDDERS, WHEELER COATINGS ASPHALT, INC. AND ASPHALT PAVING COMPANY OF AUSTIN, INC. (TNR) (COMMISSIONER GOMEZ) (9:29 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 12-MONTH EXTENSIONS (MODIFICATION NO.2) TO THE FOLLOWING CONTRACTS FOR EMERGENCY RESPONSE & REMEDIATION SERVICES: (COMMISSIONER GOMEZ) (9:29 AM)

A. CONTRACT NO. 00T0292-RV, EAGLE CONSTRUCTION AND ENVIRONMENTAL SERVICES, INC.; AND

B. CONTRACT NO. 00T0296-RV, GARNER ENVIRONMENTAL SERVICES; CONTRACTS APPROVED ON 6/20/00. (COUNTYWIDE)

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

31. APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 3) TO THE FOLLOWING CONTRACTS FOR AMMUNITION: (COMMISSIONER GOMEZ) (9:29 AM)

A. CONTRACT NO. 00T0284-RG, THE HUNTING SHACK; AND

B. CONTRACT NO. 00T0285-RG, C & G WHOLESALE; CONTRACTS APPROVED ON 6/20/00. (SHERIFF)

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

32. APPROVE MODIFICATION NO. 5 TO INTERLOCAL AGREEMENT WITH AUSTIN/TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION FOR SUBSTANCE ABUSE TREATMENT SERVICES. (HHSD) (COMMISSIONER GOMEZ) (9:29 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 MODIFICATION NO. 5 TO INTERLOCAL AGREEMENT WITH AUSTIN/TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION FOR MENTAL HEALTH AND MENTAL RETARDATION SERVICES. (HHSD) (COMMISSIONER GOMEZ) (9:29 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 MODIFICATION NO. 2 TO CONTRACT NO. PS000089-EF WITH AIDS SERVICES OF AUSTIN FOR HIV AND AIDS SERVICES. (HHSD) (COMMISSIONER GOMEZ) (9:29 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 NO. PS020163-EF WITH WILD BASIN FOUNDATION FOR LAND AND RESOURCE MANAGEMENT EDUCATIONAL SERVICES. (HHSD) (COMMISSIONER GOMEZ) (9:29 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 MODIFICATION NO. 1 TO CONTRACT NO. PS020039-EF WITH SICKLE CELL ANEMIA ASSOCIATION FOR EDUCATIONAL SERVICES. (HHSD) (COMMISSIONER GOMEZ) (9:29 AM)

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

37. CONSIDER AND TAKE APPROPRIATE ACTION ON AWARD OF CONTRACT FOR GRANT MANAGEMENT SERVICES FOR KENNEDY RIDGE PROJECT. (COMMISSIONER DAVIS) (11:25 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to reject all proposals for Kennedy Ridge and accept the letter from ORCA (Office of Rural Community Affairs) waiving the procurement requirements, approve the order exempting the contract with Grant Development Services, approve the contract with Grant Development Services for Grant Administrative Services for Kennedy Ridge, and to direct TNR Staff to continue to administer the Grant in-house.

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

## OTHER ITEMS

38. CONSIDER AND DISCUSS DISTRICT ATTORNEY'S OFFICE PROPOSAL FOR DRUG DIVERSION COURT (SHORT) PROSECUTION SUPPORT, AND TAKE APPROPRIATE ACTION. (9:09 AM) (11:29 AM)

Item 38 pulled from the Agenda.

39. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:29 AM)

**Clerk's Note:** Item 39 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

- 40.** DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (9:29 AM)

Item 40 postponed until May 7, 2002.

- 41.** DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO NORTH RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (11:29 AM) (1:41 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 41 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore that the Court authorize the acceptance of the counteroffer contract, that came back with very minor changes, and that we are amenable to all of those; and that Commissioner Sonleitner be authorized to execute the purchase contract, either under Commissioner Sonleitner's signatures or under Judge Biscoe's signatures, who Commissioner Sonleitner is allowed to sign for today; and that Commissioner Sonleitner be authorized to execute all closing documents, regardless of what day that is.

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

- 42.** DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE LEASE PROPOSAL FOR PARKING SPACES AT 9<sup>TH</sup> AND LAVACA. <sup>2</sup>  
(11:29 AM) (1:42 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 42 would be considered in Executive Session.

**Members of the Court heard from:** Pat Ford, Real Estate Manager, Facilities Management.

Discussion Only.

Item 42 to be reposted on May 14, 2002.

- 43.** DISCUSS POTENTIAL ACQUISITION SITES FOR EAST METRO PARK, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) <sup>2</sup> (11:29 AM)  
(1:47 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 43 would be considered in Executive Session.

Item 43 to be reposted on May 7, 2002.

- 44.** DISCUSS POTENTIAL ACQUISITION SITES FOR SOUTHWEST METRO PARK, AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) <sup>2</sup>  
(11:29 AM) (1:47 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 44 would be considered in Executive Session.

Item 44 to be reposted on May 7, 2002.

- 45.** RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. LEE ROY BAKER (RAMONA ROUNTREE RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (11:29 AM) (1:47 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 45 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore that the County Judge or their designee be authorized to sign the resale deed in the amount of \$2,940.57 to Ramona Rountree.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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.** RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. LEE ROY BAKER (VERONICA JOHNSON RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (11:29 AM) (1:48 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 46 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore that the County Judge or their designee be authorized to sign the tax resale deed in the amount of \$2,434.87 to Veronica Johnson.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

- 47.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN FREDRICK PLUET, (DECEASED) V. MARGO FRASIER, ET AL. (CIVIL RIGHTS). <sup>1</sup> (11:29 AM) (1:48 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 47 would be considered in Executive Session.

Item 47 to be reposted on May 7, 2002.

48. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE WITH PAY FOR TWO (2) JUVENILE COURT EMPLOYEES. <sup>1 AND 3</sup> (11:29 AM)  
(1:48 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 48 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore that for Employee Number 1 and Employee Number 2, that we would approve retroactive leave with pay, and up to 10 days administrative leave, and we would leave that up to the Department – that if less is needed, less is granted.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

49. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING THOROUGHbred FARMS WASTEWATER TREATMENT PLANT, AND TAKE APPROPRIATE ACTION (ODEN; ENVIRONMENTAL). <sup>1</sup> (11:29 AM)  
(1:49 PM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 49 would be considered in Executive Session.

Item 49 to be reposted on May 7, 2002.



**THE FOLLOWING ITEMS ARE ADDENDA:**

- A1.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 00AE605-JJ, SYLVA ENGINEERING CORP., PROFESSIONAL ENGINEERING SERVICES, FOR THE GRAND AVENUE PARKWAY BRIDGE AND ROAD IMPROVEMENTS PROJECT; CONTRACT APPROVED ON 7/11/00. (TNR) (COMMISSIONER SONLEITNER) (11:22 AM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item A1.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

- A2.** AUTHORIZE TRAVIS COUNTY MEDIA TO USE COUNTY EQUIPMENT FOR THE BROADCAST OF INFORMATION RELATED TO THE CITY ELECTIONS ON SATURDAY, MAY 4, 2002. (11:28 AM)

**Members of the Court heard from:** Steve Broberg, Director, Records Management and Communication Resources (RMCR).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item A2.

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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

**ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (1:51 PM)

**Motion carried:**

County Judge Samuel T. Biscoe	absent
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**

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**Date of Approval**

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