

MINUTES – MAY 7, 2002

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 7th day of May, 2002, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 12:03 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 1:41 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:41 PM and adjourned at 2:00 PM.

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

The Commissioners' Court retired to Executive Session at 2:19 PM.

The Commissioners' Court reconvened the Voting Session at 3:12 PM.

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

RESOLUTIONS & PROCLAMATIONS

2. APPROVE PROCLAMATION DESIGNATING MAY 11, 2002 AS “STAMP OUT HUNGER DAY” IN TRAVIS COUNTY SPONSORED BY THE CAPITAL AREA FOOD BANK. (9:23 AM)

Members of the Court heard from: Dan Pruett, Deputy Director, Capital Area Food Bank.

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

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

3. APPROVE PROCLAMATION DESIGNATING THE MONTH OF MAY 2002 AS “NATIONAL DRUG COURT MONTH” IN TRAVIS COUNTY. (9:27 AM)

Members of the Court heard from: Diane Magliolo, Drug Court.

Motion by Judge Biscoe **and seconded by** Commissioner Moore 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. DECLARE TUESDAY, MAY 7, 2002 TRAVIS COUNTY EMPLOYEE RECOGNITION DAY AND PRESENT EMPLOYEES AND ELECTED/APPOINTED OFFICIALS WITH CERTIFICATES AND SERVICE PINS FOR 20, 25, AND 35 YEARS AND 10 AND 15 YEARS OF SERVICE, RESPECTIVELY. (9:34 AM)

Members of the Court heard from: Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Karen Steitle, HRMD.

Clerk's Note: The Commissioners' Court congratulated the Travis County employees recognized today.

Discussion Only.

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Resident, Northridge Acres; and Rick Bomer, Any Baby Can. (9:18 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve the following Consent Items: C1-C10 (excluding C4), and Items 6, 12, 13, 17, 19, 20, 21.A, B, and C, 22, 23, and 25. (10:03 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 CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF APRIL 23, 2002.
- C4.** APPROVE A PLAT FOR RECORDING IN PRECINCT ONE – BRAD COX ADDITION – (SHORT FORM PLAT – 3 LOTS – 11.91 ACRES – FM 973 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE FACILITY – OUTSIDE ETJ. (COMMISSIONER DAVIS) (10:05 AM) (3:17 PM)

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

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to approve Item C4.

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

- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT TWO – BROOKFIELD ESTATES – (LONG FORM PLAT – 225 LOTS – 57.6 ACRES - DESSAU ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUNICIPAL UTILITY DISTRICT – CITY OF AUSTIN ETJ.) (COMMISSIONER SONLEITNER)

CONSENT ITEMS CONTINUED

- C6.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE – CLOYD LAND – (SHORT FORM PLAT – 5 LOTS – 4.881 ACRES – DERECHO DRIVE AND CLEMENTE CIRCLE – NO FISCAL REQUIRED – SEWAGE SERVICE FOR 4 RESIDENTIAL LOTS TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ.) (COMMISSIONER MOORE)
- C7.** APPROVE A PLAT FOR RECORDING IN PRECINCT FOUR – GARFIELD ESTATES – (SHORT FORM PLAT – 6 LOTS – 9.283 ACRES – CALDWELL LANE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE FACILITY – COA ETJ. (COMMISSIONER GOMEZ)
- C8.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN WERKENTHIN SECTIONS 3, 4, 5 & 6, FOUR SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER MOORE)
- C9.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR OAK SHORES ON LAKE AUSTIN SECTION 4, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER MOORE)
- C10.** APPROVE A PUBLIC HEARING DATE OF MAY 21, 2002 TO DISCUSS AND APPROVE A REVISION OF A PLAT AND APPROVE FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF LOTS 45-48, COMANCHE TRAIL NO. 3 RESUBDIVISION - (AMENDED PLAT - 3 LOTS – 1.936 ACRES – MOUNTAIN TRAIL – NO FISCAL REQUIRED – LCRA OSSF – CITY OF AUSTIN ETJ. (COMMISSIONER MOORE)

HEALTH AND HUMAN SERVICES ITEMS

5. CONSIDER THE FOLLOWING ISSUES REGARDING RURAL COMMUNITY HEALTH CENTERS AND TAKE APPROPRIATE ACTION:

A. APPROVE REVISED PERSONNEL LIST; (10:06 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans Services (TCHHS&VS); Arlene Tillman, Director, Administrative Services, Travis County Health and Human Services (TCHHS); and Valerie Spinelli, Budget Analyst, Planning and Budget Office (PBO).

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve the personnel list.

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

B. APPROVE \$28,000 FOR PURCHASE OF COMPUTERS AND COMMUNICATION RELATED MEDICAL EQUIPMENT; (10:14 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Arlene Tillman, Director, Administrative Services, TCHHS; Leroy Nellis, Budget Manager, PBO; Valerie Spinelli, Budget Analyst, PBO; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the \$18,000.00 for the computers and the communication related medical equipment, and on the \$13,000.00, the Court authorizes Health and Human Services to locate the funds and come back to the Court.

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

Item 5.B to be reposted on May 14, 2002.

ITEM 5 CONTINUED

C. REVIEW INCREASE IN PHARMACY COSTS FOR CLIENTS; (10:33 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Arlene Tillman, Director, Administrative Services, TCHHS; and Leroy Nellis, Budget Manager, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to authorize use of the FQHC Reserve as necessary to pay pharmaceutical invoices and that we see specific amounts and invoices in the form of budget transfers as they arise.

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

D. REVIEW REVENUES AND COSTS FOR THE FEDERALLY QUALIFIED HEALTH CENTER (FQHC) PROGRAM. (10:42 AM)

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

Discussion Only.

JUSTICE & PUBLIC SAFETY DEPT. ITEMS

- 6. APPROVE INTERLOCAL AGREEMENT AMENDMENT NUMBER 2 BETWEEN TRAVIS COUNTY AND THE CITY OF AUSTIN FOR CONTINUATION OF THE CITY OF AUSTIN'S ADDRESS DATABASE MAINTENANCE IN TRAVIS UNINCORPORATED TRAVIS COUNTY. (10:03 AM)

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

- 7. CONSIDER PROPOSED COUNTY-WIDE EMPLOYEE IDENTIFICATION CARD POLICY AND TAKE APPROPRIATE ACTION. (9:14 AM)

Item 7 postponed until May 14, 2002.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 8. CONSIDER ROAD CONSTRUCTION AGREEMENT WITH TWIN CREEK HOLDING, LTD TO DESIGN AND CONSTRUCT ANDERSON MILL ROAD, AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) (9:14 AM)

Item 8 postponed until May 14, 2002.

- 9. **A.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR NEWHALL COVE IN ROB ROY ON THE CREEK SECTION 1 AND ALL OF THE STREETS IN ROB ROY ON THE CREEK SECTION 5 AND SECTION 6, THREE SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER MOORE) (10:44 AM)
- B.** APPROVE LICENSE AGREEMENT WITH ROB ROY ON THE CREEK HOMEOWNERS ASSOCIATION, INC. FOR LANDSCAPING, IRRIGATION AND ENTRY SIGNAGE IN THE RIGHT-OF-WAY OF ROB ROY ON THE CREEK SECTION 5, A SUBDIVISION IN PRECINCT THREE. (COMMISSIONER MOORE)

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

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

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve Items 9.A and B.

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

- 12. **REVISED WORDING:** APPROVE A PLAT VACATION AND REPLAT 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) (10:03 AM)

Clerk’s Note: Item 12 is the action item for the public hearing on Agenda Item 1.

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

PLANNING AND BUDGET DEPT. ITEMS

- 13. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:03 AM)

Clerk’s Note: Item 13 added to the Consent Items. Please refer to CONSENT ITEMS for the Court’s Motion and Vote.

- 14. CONSIDER LETTER FROM GOVERNOR’S OFFICE, CRIMINAL JUSTICE DIVISION, REGARDING GRANT #JA-01-J20-15932-01 (JAWS GRANT), A JUVENILE JUSTICE GRANT FOR CONSTABLES’ OFFICES, AND TAKE APPROPRIATE ACTION. (11:02 AM)

Members of the Court heard from: Carlos Lopez, Chief Deputy, Constable, Precinct 5; Bill Derryberry, Senior Budget Analyst, PBO; Maria Canchola, Constable, Precinct 4; and Kirsha Haverlah, Constable, Precinct 5 Office.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the grant, authorize the County Judge to send a letter to Glen Brooks indicating the Court’s action, and that the position reside in the Precinct 5 Constable’s Office.

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

ADMINISTRATIVE OPERATIONS ITEMS

- 15.** DISCUSS AND TAKE APPROPRIATE ACTION ON VARIOUS EMPLOYEE BENEFITS MATTERS, INCLUDING:

- A.** SECOND QUARTERLY REPORT ON THE HOSPITAL AND INSURANCE FUND, INCLUDING: (11:50 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Contract Benefits Administrator, HRMD; Dan Mansour, Risk Manager, HRMD; and Leroy Nellis, Budget Manager, PBO.

Discussion Only.

- (1)** FINANCIAL STATUS, (11:17 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations.

Item 15.A.1 to be reposted on May 14, 2002.

ITEM 15 CONTINUED

B. PROPOSED ADJUSTMENT FOR UNUM LIFE INSURANCE SUPPLEMENTAL LIFE COVERAGE PREMIUMS UNDER WITHHELD FROM EMPLOYEES' PAYCHECKS; (11:27 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Contract Benefits Administrator, HRMD; Linda Moore Smith, Director, HRMD; Dan Mansour, Risk Manager, HRMD; Susan Spataro, Travis County Auditor; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis that the Commissioners' Court send a letter to all employees that are affected by the under-withheld premiums, and that the employees be informed by direct letter, e-mail, and through their personnel liaison, and that the unpaid premiums come from the Self Insured Fund in the amount of \$8,108.48.

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

C. STATUS REPORT ON THE REQUEST FOR PROPOSAL FOR DENTAL BENEFITS; AND (11:37 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Dan Mansour, Risk Manager, HRMD.

Discussion Only.

D. INFORMATION ON HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPPA). (11:38 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Contract Benefits Administrator, HRMD; Barbara Wilson, Assistant County Attorney; Dan Mansour, Risk Manager, HRMD; and Leroy Nellis, Budget Manager, PBO.

Discussion Only.

16. CONSIDER WAIVER OF EXPOSITION CENTER RATE SCHEDULE FOR THE YEAR 2003 DISTRICT MEETING OF THE EXTENSION EDUCATION ASSOCIATION, AND APPROVE RENTING THE BANQUET HALL FOR \$300.00, AND TAKE APPROPRIATE ACTION. (COMMISSIONER SONLEITNER) (10:51 AM)

Members of the Court heard from: Lupe Landeros, County Extension Agent, Family and Consumer Sciences, Texas Cooperative Extension, Travis County; Alicia Perez, Executive Manager, Administrative Operations; and Stephen Williams, Executive Manager, TCHHS&VS.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the waiver of the schedule and to rent the banquet hall for the April 22, 2003 date, and that Commissioner Davis, and whomever he would like to work with, work on a policy to bring back to the Court, related to how we handle waivers in the future.

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

17. **REVISED ITEM:** 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 \$359,117.53 FOR PERIOD OF APRIL 19, 2002 THROUGH APRIL 25, 2002. (10:03 AM)

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

18. APPROVE PERSONNEL AMENDMENTS. (2:15 PM) (2:19 PM) (3:12 PM)

Members of the Court heard from: Norman McRee, Budget Process Improvement Analyst, HRMD; Alicia Perez, Executive Manager, Administrative Operations; and Stephen Williams, Executive Manager, TCHHS&VS.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the non-routine Health and Human Services Item and the other routine personnel amendments.

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: Judge Biscoe announced that Item 18, the Sheriff’s Office non-routine Item, would be considered in Executive Session pursuant to Gov’t Code Ann 551.074, Personnel Matters.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore that the Court approve the non-routine item which moves slot 425 into slot 1533 and that we authorize the maximum salary for that position.

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

PURCHASING OFFICE ITEMS

19. (1) APPROVE ASSIGNMENT OF CONTRACT BETWEEN ELITE HEALTH SERVICES AND PHARMATECH, INC.; (2) APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2 TO CONTRACT NO. 00T0280-OJ, PHARMATECH, INC., URINALYSIS DRUG SCREENS/TEST CUPS; CONTRACT APPROVED ON 6/6/00. (SHERIFF’S AND JUVENILE PROBATION) (COMMISSIONER GOMEZ) (10:03 AM)

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

20. DECLARE CERTAIN VEHICLES AND RELATED EQUIPMENT AS SURPLUS PROPERTY, PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (COMMISSIONER GOMEZ) (10:03 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 12-MONTH EXTENSIONS (MODIFICATION NO. 2 & 3 AS INDICATED BELOW) TO THE FOLLOWING CONTRACTS FOR CAR WASHING SERVICES: CONTRACTS APPROVED ON 7/25/00. (TNR) (COMMISSIONER GOMEZ) (10:03 AM)
- A. CONTRACT NO. 00T0312-RV, (MOD. #3), AUSTIN QUALITY CAR WASH;
 - B. CONTRACT NO. 00T0313-RV, (MOD. #2), WSM ENTERPRISES, INC. D/B/A SQUEEKY CLEAN NORTH; AND
 - C. CONTRACT NO. 00T0314-RV, (MOD. #2), RPM ENTERPRISES, INC. D/B/A SQUEEKY CLEAN SOUTH.

Clerk's Note: Items 21.A, B, and C added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

22. CONSIDER CONTRACT MODIFICATION NO. 9 TO CONTRACT NO. PS000036-MB, CJP PROJECT/CONSTRUCTION MANAGEMENT SERVICES, HERNDON STAUCH AND ASSOCIATES, AND TAKE APPROPRIATE ACTION. (10:03 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 EXEMPTION ORDER FOR CONTRACT FOR CORRECTIONS SOFTWARE (CSC) FOR LICENSE TO USE CSC'S PROBATION FINANCIAL MANAGEMENT SYSTEM FOR THE COUNTY COMMUNITY SUPERVISION CORRECTIONS DEPARTMENT. (COMMISSIONER GOMEZ) (10:03 AM)

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

OTHER ITEMS

- 24. APPROVE AMENDMENT NUMBER ONE OF THE CONTRACT FOR DEPOSITORY SERVICES BETWEEN TRAVIS COUNTY AND BANK ONE, N.A., AND TAKE APPROPRIATE ACTION. (10:44 AM)

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 24.

Motion carried: 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

- 25. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:03 AM)

Clerk’s Note: Item 25 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

- 26. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST RURAL COMMUNITY CENTER AND CLINIC. ² (9:14 AM)

Item 26 postponed until May 21, 2002.

27. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO NORTH RURAL COMMUNITY CENTER AND CLINIC. ² (2:19 PM) (3:12 PM)

Clerk’s Note: Judge Biscoe announced that Item 27 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis that we authorize the approval of the latest amendment that has been given to the Court for this particular contract, and that Commissioner Sonleitner be authorized to execute the amendment; and that we simultaneously authorize all appropriate Staff to request administrative re-zoning from the City of Pflugerville for the property in question; and if applicable, request the refund of the \$1,000.00 fee, and the source of the \$1,000.00 fee, that is imbedded within the approval of the amendment, is still located within the acquisition line item for the North Rural Community Center.

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

28. DISCUSS POTENTIAL ACQUISITION SITES FOR EAST METRO PARK, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) ² (2:19 PM) (3:13 PM)

Clerk’s Note: Judge Biscoe announced that Item 28 would be considered in Executive Session.

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner that the Court direct TNR staff to continue to negotiate, and do due diligence for acquisition for the East Metro Park, and that this Item appear on next week’s Agenda.

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

Item 28 to be reposted on May 14, 2002.

- 29. DISCUSS POTENTIAL ACQUISITION SITES FOR SOUTHWEST METRO PARK, AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) ² (9:15 AM)

Item 29 pulled from the Agenda.

- 30. RECEIVE BRIEFING FROM COUNTY ATTORNEY, GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION REGARDING POTENTIAL LITIGATION REGARDING THE TRAVIS COUNTY MEDICAL EXAMINERS FACILITIES' ENGINEERING AND ARCHITECTURAL SERVICES AND THE SUBROGATION OF A PORTION OF PROPERTY DAMAGE CLAIMS PAID BY ZURICH AMERICAN INSURANCE UNDER ITS POLICY WITH THE COUNTY. ¹ (2:19 PM)

Item 30 pulled from the Agenda.

- 31. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON CLAIM RECEIVED FROM COBB MECHANICAL CONTRACTORS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX, AND TAKE APPROPRIATE ACTION. ¹ (2:19 PM) (3:14 PM)

Clerk's Note: Judge Biscoe announced that Item 31 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner that we authorize the County Judge to sign the executed release of claims in this matter with Cobb Mechanical Contractors.

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

- 32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN FREDRICK PLUET, (DECEASED) V. MARGO FRASIER, ET AL (CIVIL RIGHTS). ¹ (9:15 AM)

Item 32 postponed until May 14, 2002.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING THOROUGHbred FARMS WASTEWATER TREATMENT PLANT, AND TAKE APPROPRIATE ACTION (ODEN; ENVIRONMENTAL). ¹ (2:19 PM) (3:14 PM)

Clerk’s Note: Judge Biscoe announced that Item 33 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez that we authorize the County Judge to sign the letter prepared by the County Attorney’s Office in support of the City of Austin’s request of TNRCC for a Certificate of Need, covering specific areas, and this letter specifically covers the facility of the Thoroughbred Farms Wastewater Treatment Plant, and the letter targets our support of the City of Austin being the receiver and operating that facility.

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

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON TRAVIS COUNTY ET AL. V. DENNY O. DENSON & MARILYN S. SIMPSON (JOY DUNCAN RESALE DEED) AND APPROVE RATIFICATION OF APPROVAL OF OFFER OF SALE FOR LOT 14, BLOCK 2, MOUNTAIN VIEW, PLAT NO. 4/243. ¹ (2:19 PM) (3:15 PM)

Clerk’s Note: Judge Biscoe announced that Item 34 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to correct action taken by the Commissioners Court on April 9, 2002, and that we ratify the approval of the offer of sale for Lot 14, Block 2, Mountain View, Plat No. 4/243 and ratify the execution of the tax resale deed for Lot 14, Block 2, Plat No. 4/243.

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

