

MINUTES – AUGUST 13, 2002

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 13th day of August, 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 at the Voting Session at 11:58 AM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), called to order the Voting Session at 1:37 PM and adjourned the Voting Session at 1:40 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:40 PM and adjourned at 1:41 PM.

The Commissioners' Court reconvened the Voting Session at 1:42 PM.

The Commissioners' Court retired to Executive Session at 2:57 PM.

The Commissioners' Court reconvened the Voting Session at 4:03 PM.

The Commissioners' Court adjourned the Voting Session at 4:07 PM.

PUBLIC HEARINGS

1. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 112 & 113, BLOCK PP, TWIN LAKE HILLS - (SHORTFORM PLAT - 1 LOT – 0.41 ACRES – LAKE SHORE DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (9:14 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 7 for the Court's Motion and Vote.

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: Anna Bowlin, Program Manager, Development Services, Transportation and Natural Resources (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

2. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 176 AND A PORTION OF LOT 177, TRAVIS SETTLEMENT SECTION THREE - (SHORTFORM PLAT - 2 LOTS – 4.554 ACRES –STATE HIGHWAY 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE)
(9:15 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 8 for the Court's Motion and Vote.

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: Anna Bowlin, Program Manager, Development Services, 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

3. RECEIVE AND DISCUSS RECOMMENDATIONS TO RENAME THE TRAVIS COUNTY ADMINISTRATION BUILDING (STOKES BUILDING). (9:24 AM)

Clerk's Note: This Item is a public hearing to receive comments.

Motion by Judge Biscoe and seconded by Commissioner Moore 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: Alicia Perez, Executive Manager, Administrative Operations; Drew McAngus, Constable, Precinct 3; Ken Oden, Travis County Attorney; Gisela Triana, Judge, County Court at Law #5; Buella Bacon Pool, Travis County Retiree; Ralph Rash, former Assistant County Attorney; and Terry Keel, State Representative, District 47.

Motion by Judge Biscoe 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

CITIZENS COMMUNICATION

Clerk's Note: Participants of the Travis County Employees Co-Ed Softball Tournament were recognized for their involvement. The Tournament benefited the Combined Charities Campaign.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Kenneth Snyder, Northridge Acres Resident; Gus and Lucio Peña, President, East Austin Concerned Hispanics; Greg Erickson, Free Press International; and Jimmy Castro, Private Citizen. (9:17 AM) (9:43 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C7 (excluding C5), and Items 6, 7, 8, 9, 10.A, 15, 19, 20, 21, 22, 27, and 30. (10:00 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 JULY 30, 2002.
- C4.** APPOINT NANCY FUENTES TO THE CHILD PROTECTIVE SERVICES BOARD (CPS), REPLACING WALTER TIMBERLAKE. (COMMISSIONER GOMEZ)
- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: BLUFFS OF FLINTROCK SUBDIVISION (SHORT FORM PLAT – 7 LOTS – 10.293 ACRES – FLINT ROCK ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF LAKEWAY ETJ) (COMMISSIONER MOORE) (9:14 AM)

Item C5 postponed until August 20, 2002.

- C6.** APPROVE A PUBLIC HEARING DATE OF AUGUST 20, 2002 TO APPROVE A TEMPORARY ROAD CLOSURE OF CHAPPELL LANE IN PRECINCT THREE. (COMMISSIONER MOORE)
- C7.** APPROVE A PUBLIC HEARING DATE OF SEPTEMBER 17, 2002 TO DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOT 2, 3 AND 4, BLOCK F, RIVER RIDGE – (SHORT FORM PLAT – 2 LOTS – 0.895 ACRES – TERJO LANE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE)

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

4. CONSIDER INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND WILLIAMSON COUNTY ON THE FORMATION OF A JOINT REGIONAL MOBILITY AUTHORITY (RMA) AND RELATED ISSUES, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE AND COMMISSIONER DAVIS) (10:02 AM)

Members of the Court heard from: Elaine Wray, TNR; Joe Gieselman, Executive Manager, TNR; Kirk Rudy, President, Board of Directors, The Real Estate Council of Austin Inc.; and Tom Nuckols, Assistant County Attorney.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner that we proceed with the approval of this Interlocal Agreement, subject to the filling in of the blanks in appropriate fashion by Tom Nuckols, Assistant County Attorney, by the end of the day; and that the source of funding be identified, as Commissioner Sonleitner has described, from the Build Greater Austin Program, or the ¼ cent tax rebate related to Light Rail, but it will be from the Capitol Metro source of funds, up to \$250,000.00.

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. **REVISED WORDING:** DISCUSS AMENDMENT TO CH. 82, TRAVIS COUNTY CODE, ADOPTING TRAVIS COUNTY-CITY OF AUSTIN SINGLE OFFICE SUBDIVISION APPLICATION AND TAKE APPROPRIATE ACTION. (11:02 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Anna Bowlin, Program Manager, Development Services, TNR.

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

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

- 6.** APPROVE FIRST RESPONDER AGREEMENT BETWEEN AUSTIN/TRAVIS COUNTY EMS AND TRAVIS COUNTY PARKS. (COMMISSIONER MOORE) (10:00 AM)

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

- 7.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PPLAT OF LOTS 112 & 113, BLOCK PP, TWIN LAKE HILLS - (SHORTFORM PLAT - 1 LOT –0.41 ACRES – LAKE SHORE DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (10:00 AM)

Clerk's Note: Item 7 is the action item for the public hearing on Agenda Item 1.

Clerk's Note: Item 7 added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

- 8.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOT 176 AND A PORTION OF LOT 177, TRAVIS SETTLEMENT SECTION THREE - (SHORTFORM PLAT - 2 LOTS – 4.554 ACRES – STATE HIGHWAY 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (10:00 AM)

Clerk's Note: Item 8 is the action item for the public hearing on Agenda Item 2.

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

JUSTICE AND PUBLIC SAFETY DEPT. ITEMS

9. APPROVE MEMORANDA OF UNDERSTANDING (MOU'S) BETWEEN THE TRAVIS COUNTY JUVENILE BOARD AND TRAVIS COUNTY COUNSELING & EDUCATION SERVICES (TCCES) FOR LAW RELATED EDUCATION (LRE) AND ANGER MANAGEMENT CLASSES FOR JUVENILE OFFENDERS.
(10:00 AM)

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

PLANNING AND BUDGET DEPT. ITEMS

10. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE:
(10:00 AM)
- A. APPROVE GRANT CONTRACT WITH THE AUTO THEFT PREVENTION AUTHORITY, THE SHERIFFS' COMBINED AUTO THEFT TASK FORCE GRANT PROGRAM. THE GRANT CONTINUES THE PROGRAM FOR FY 03.

Clerk's Note: Item 10.A added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

11. CONSIDER ADVERTISEMENT FOR ELECTED OFFICIALS' SALARIES, AND TAKE APPROPRIATE ACTION. (11:05 AM) (1:42 PM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Barbara Wilson, Assistant County Attorney; John Hille, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that for the County Judge, we zero out the proposed changes, and that the salary be the same for next year that it is this year.

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

Motion by Commissioner Moore **and seconded by** Commissioner Davis that the Commissioners' Court be posted as a zero change in salary.

Clerk's Note: The Court did not Vote on the Standing Motion and Second at this time.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to table the Motion until after lunch at 1:30pm.

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

ITEM 11 CONTINUED

Clerk's Note: The Court took a Vote on the Standing Motion and Second at this time.

Motion by Commissioner Moore **and seconded by** Commissioner Davis that the County Commissioners' Court salary increases be set at zero as well as the County Judge's; and to approve the other salaries as outlined in the original proposed advertisement.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to add a separate column on the advertisement that shows the percentage of the increase; and to also include a footnote on the advertisement that reads as follows: "The ad that is being run reflects the budgeted salaries for the above Elected Officials. All Elected Officials have the right to decline the salaries set for their office. In fiscal year 2002 Commissioner Margaret Gómez, Precinct 4, and Commissioner Karen Sonleitner, Precinct 2, declined their raises. The actual salary for each Commissioner was \$68,981.00.

Acceptance of the Friendly Amendment was made by Commissioner Moore and Commissioner Davis.

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

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to place the advertisement for Elected Officials Salaries in the Austin Chronicle.

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. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:42 PM)

Clerk's Note: Items 12 and 26 are associated with one another and were called for concurrent discussion. Please refer to Item 26 a summary of the Court's Motion and Vote.

ADMINISTRATIVE OPERATIONS ITEMS**13. DISCUSS SECURITY OPTIONS FOR LONG DISTANCE PHONE CALLS, AND TAKE APPROPRIATE ACTION. (11:31 AM)**

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Walter Lagrone, Division Manager, Information and Telecommunications Systems (ITS).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Option B as listed in 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

14. AMEND TRAVIS COUNTY CODE CHAPTER 9, §9.020 THROUGH §9.027, AS THE CURRENT GRIEVANCE POLICY TO INCLUDE GUIDELINES FOR ESTABLISHING A GRIEVANCE PANEL SELECTION PROCESS AND TAKE APPROPRIATE ACTION. (11:37 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Barbara Wilson, Assistant County Attorney; and Linda Moore Smith, Director, Human Resources Management Department (HRMD).

Motion by Commissioner Moore **and seconded by** Commissioner Davis to approve Item 14 and the Order, for the Court to sign.

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

15. 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 \$548,543.46 FOR THE PERIOD OF JULY 26, 2002 THROUGH AUGUST 1, 2002. (10:00 AM)

Clerk's Note: Item 15 added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

16. APPROVE PERSONNEL AMENDMENTS. (11:40 AM)

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 16.

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

HEALTH AND HUMAN SERVICES DEPT. ITEMS

17. CONSIDER RECOMMENDATION TO APPROVE THE TRAVIS COUNTY RURAL MEDICAL ASSISTANCE PROGRAM INCREASE IN ENROLLEE PHARMACY CO-PAYMENT, EFFECTIVE OCTOBER 1, 2002, AND TAKE APPROPRIATE ACTION. (11:40 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans Services (TCHHS&VS); David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); Claudia Lindenberg, MAP Program; and David Norman, Administrator, MAP Program.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 17.

Motion carried:

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

PURCHASING OFFICE ITEMS

18. APPROVE INTERLOCAL AGREEMENT NO. IL020213-EF BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY FOR VARIOUS SERVICES PROVIDED BY TRAVIS COUNTY'S FIVE RURAL NEIGHBORHOOD CENTERS; CITY OF AUSTIN COMMUNITY SERVICES BLOCK GRANT FUNDS (CSBG). (HHSD) (COMMISSIONER GOMEZ) (9:14 AM)

Item 18 pulled from the Agenda.

19. APPROVE CONTRACT AWARD FOR STAFF SHIRTS, IFB B020119-DR, TO THE SECOND LOW BIDDER, RIVERCITY SPORTSWEAR. (JUVENILE PROBATION) (COMMISSIONER GOMEZ) (10:00 AM)

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

20. APPROVE BUDGET AMOUNT RECLASSIFICATION (MODIFICATION NO. 1) TO CONTRACT NO. PS020148EF WITH CAPITAL AREA TRAINING FOUNDATION FOR CONSTRUCTION VOCATIONAL TRAINING. (JPS) (COMMISSIONER GOMEZ) (10:00 AM)

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

21. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 8) TO CONTRACT PS960275-JG, THE COMMITTEE FOR WILD BASIN WILDERNESS, INC. FOR MANAGEMENT SERVICES. (TNR) (COMMISSIONER GOMEZ) (10:00 AM)

Clerk's Note: Item 21 added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

22. APPROVE ISSUANCE OF JOB ORDER FOR OFFICE EXPANSION AND REMODEL AT 1600-B SMITH ROAD TO COUNTY'S MINOR CONSTRUCTION AND RENOVATION SERVICES CONTRACT JC020107-DM, ARCHITECTURAL HABITAT OF AUSTIN. (FACILITIES MANAGEMENT) (10:00 AM)

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

23. DISCUSS CONTRACT WITH CORRECTIONS SOFTWARE CORPORATION (CSC) FOR THE PURCHASE OF AN INTERIM SOLUTION FOR COLLECTION OF FINES AND FEES AND OTHER FINANCIAL RECORD KEEPING AND COMPLIANCE WITH GASB-34 IN THE COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD), AND TAKE APPROPRIATE ACTION. (2:57 PM)

Item 23 to be reposted on August 20, 2002.

OTHER ITEMS

24. RECEIVE STATUS REPORT AND ANY RECOMMENDATIONS FROM JAIL OVERCROWDING TASK FORCE AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (2:21 PM)

Item 24 to be reposted on August 20, 2002.

25. CONSIDER FEASIBILITY AND COST OF VISITING JUDGE'S COURTROOM, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (1:49 PM)

Members of the Court heard from: Judge Paul Wisser, 299th District Court; Judge Julie Kocurek, 390th District Court; Judge Bob Perkins, 331st District Court; Ronnie Earle, Travis County District Attorney; Rosemary Lemberg, First Assistant District Attorney.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to authorize the construction of a Visiting Judge's Courtroom; to accept the Auditor's offer of the \$120,000.00 to fund it; to ask Staff to do the appropriate line item transfer; and to tell Roger El Khoury, Director, Facilities Management to proceed with the understanding that money is available; and that he should visit with the District Judges.

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 25 to be reposted on August 20, 2002.

- 26. RECEIVE STATUS REPORT ON OVERTIME, MEDICAL SERVICES EXPENDITURES AND OTHER BUDGET CONSIDERATIONS IN TRAVIS COUNTY SHERIFF'S OFFICE, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (2:42 PM)**

Clerk's Note: Items 26 and 12 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Bill Derryberry, Senior Budget Analyst, PBO; and Patty Eacret, Director, Fiscal and Personnel, Travis County Sheriff's Office (TCSO).

Members of the Court agreed to consider one Motion for Items 26 and 12.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve budget amendment and transfer Item DS1.

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 Judge Biscoe **and seconded by** Commissioner Gómez to approve budget amendments and transfers A1, T1, T2, and T3.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON (1) CONTRACT BETWEEN THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES AND TRAVIS COUNTY TO PROVIDE TITLE IV-E FUNDS FOR ALL ALLOWABLE EXPENSES RELATED TO THE PREPARATION FOR AND PARTICIPATION IN JUDICIAL DETERMINATIONS AND (2) FY 2003 CERTIFICATE OF COST ALLOCATION PLAN. (D.A.'S OFFICE) (10:00 AM)**

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

28. CONSIDER INTERLOCAL COOPERATION AGREEMENTS BETWEEN TRAVIS COUNTY AND FALLS COUNTY AND BOWIE COUNTY TO HOUSE FEMALE PRISONERS, AND TAKE APPROPRIATE ACTION. (2:21 PM)

Members of the Court heard from: David Balagia, Major, Travis County Sheriff's Office (TCSO); Bill Derryberry, Senior Budget Analyst, PBO; and Margo Frasier, Travis County Sheriff.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the Interlocal between Travis County and Falls County and the Interlocal between Travis County and Bowie County, which would basically give the Sheriff's Office greater flexibility about who gets sent out of County, but understanding that there are still budgetary constraints, and they have to work within those budgetary constraints that this Commissioners' Court has previously set in motion.

Withdrawal of the previous Motion and Second was made by Commissioner Sonleitner and Commissioner Gómez.

Clerk's Note: Judge Biscoe requested that the information on this Item be sent to the Jail Overcrowding Committee for review.

Item 28 to be reposted on August 20, 2002.

29. **REVISED WORDING:** APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACE AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES FOR THE NOVEMBER 5, 2002 JOINT GENERAL ELECTION; ALSO, APPROVE ORDER FOR THE USE OF DIRECT RECORDING ELECTRONIC (DRE) EQUIPMENT DURING EARLY VOTING AND APPROVE ORDER REGARDING VOTING ON SATURDAY AND SUNDAY DURING EARLY VOTING. (2:46 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Tamara Armstrong, Assistant County Attorney.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to adopt the preliminary plan for purposes of submission to the Department of Justice, and the County Clerk will bring it back to the Court for final approval.

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** Commissioner Gómez to approve the order for the use of Direct Recording Electronic (DRE) equipment during early voting.

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** Commissioner Gómez to approve the order regarding voting on Saturday and Sunday during early voting.

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

- 30.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:00 AM)

Clerk's Note: Item 30 added to 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

- 31.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING FLUOR DANIEL, INC. V. TRAVIS COUNTY, TEXAS; NO. 02-50378; IN THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT (USDC CIVIL ACTION NO.A-00-CA-021-SS). ¹ (2:57 PM) (4:03 PM)

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

No action necessary on Item 31.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. AUGUSTINE AND MARY ANN RAMIREZ (SHENEA WADE RESALE DEED), AND TAKE APPROPRIATE ACTION. ¹ (2:57 PM) (4:03 PM)

Clerk's Note: Judge Biscoe announced that Item 32 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we accept the tax resale deed submitted by Shenea Wade; that we deed her the property in question in exchange for \$14,630.00, which she has delivered to the County in cash; and that the County Judge be authorized to sign on behalf of the Commissioners' Court.

Motion carried:

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

33. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY ON INTERLOCAL AGREEMENT FOR BOOKING AND RELATED SERVICES BETWEEN TRAVIS COUNTY AND CITY OF AUSTIN, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) ¹ (2:57 PM) (4:04 PM)

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

No action necessary on Item 33.

Item 33 to be reposted on August 20, 2002.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF MERLIN HANDLEY V. TRAVIS COUNTY, TEXAS ET AL. (TRAVIS COUNTY; DINWIDDIE) ^{1 AND 3} (2:57 PM) (4:04 PM)

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

No action necessary on Item 34.

34. A. DISCUSS, GIVE DIRECTION AND TAKE ANY OTHER APPROPRIATE ACTION ON DIVISION OF DUTIES AND RESPONSIBILITIES AND OTHER PERSONNEL ISSUES OF STARFLIGHT PROGRAM MANAGER AND OTHER STARFLIGHT STAFF. ³ (2:57 PM) (4:04 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that we authorize and direct our interim Executive Manager of Justice and Public Safety, Caryl Colburn, to send an appropriate letter to Mr. Handley, and also Mr. Ping, outlining duties and responsibilities consistent with policies and decisions previously made by the Travis County Commissioners' Court; that the communication be hand delivered as soon as possible; and further, that we authorize the County Attorney's Office to review the letter that was sent to the County Judge and help Ms. Colburn draft an appropriate response.

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

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE OTHER APPROPRIATE ACTION IN THE MATTER OF ROBERT P. MADDOX, JR. V. TRAVIS COUNTY, TEXAS ET AL. (TRAVIS COUNTY; DINWIDDIE) ^{1 AND 3} (2:57 PM) (4:05 PM)

Clerk's Note: Judge Biscoe announced that Item 35 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to reject his settlement offer and offer no counter.

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

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN FREDRICK PLUET (DECEASED) V. MARGO FRASIER, ET AL. (CIVIL RIGHTS) ¹ (2:57 PM) (4:05 PM)

Clerk's Note: Judge Biscoe announced that Item 36 would be considered in Executive Session.

No action necessary on Item 36.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING PROPOSED AGREEMENT WITH ARK MUSIC, INC. AND TAKE APPROPRIATE ACTION. ¹ (2:57 PM) (4:06 PM)

Clerk's Note: Judge Biscoe announced that Item 37 would be considered in Executive Session.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez that Travis County terminate the agreement with Ark Music, Inc.; and that we direct Staff to send Ark Music, Inc. an appropriate letter on this particular Motion; and to indicate in the letter that the reason for termination is that he failed to comply with the requirement of a Certificate of Insurance being timely delivered to Travis County.

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

THE FOLLOWING ITEM IS AN ADDENDUM:

- A1.** CONSIDER REQUEST FROM TRAVIS COUNTY SHERIFF'S DEPUTY DEKE G. PIERCE #1543 FOR RELEASE OF COUNTY CLAIM ON INSURANCE, AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) EXECUTIVE SESSION ALSO, PURSUANT TO TEX. GOVT. CODE ANN. 551.071. (2:57 PM)
(4:06 PM)

Clerk's Note: Judge Biscoe announced that Item A1 would be considered in Executive Session, pursuant Govt. Code Ann. 551.071, Consultant with Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore that we do whatever is necessary to expedite the release of the \$12,500.00 that is in question, in terms of not being released to this point, in exchange for whatever releases are necessary; and that we just go ahead and get whatever paperwork done to assist the family, in terms of the release of the \$12,500.00.

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

ADJOURNMENT

Motion by Commissioner Moore **and seconded by** Commissioner Davis to adjourn the Voting Session. (4:07 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge