MINUTES – AUGUST 27, 2002

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 27th day of August, 2002, the Commissioners' Court convened the regular Voting Session at 9:11 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 retired to Executive Session at 10:09 AM.

The Commissioners' Court reconvened the Voting Session at 11:09 AM.

The Commissioners' Court recessed at the Voting Session at 11:37 AM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), called to order the Voting Session at 1:39 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 1:55 PM.

The Commissioners' Court reconvened the Voting Session at 1:55 PM.

The Commissioners' Court retired to Executive Session at 3:22 PM.

The Commissioners' Court reconvened the Voting Session at 5:43 PM.

The Commissioners' Court adjourned the Voting Session at 5:43 PM.

PUBLIC HEARINGS

1. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF PORTIONS OF LOTS 177, 178, 179, 181, 182, 184B, 185 AND 186, TRAVIS SETTLEMENT SECTION THREE - (SHORTFORM PLAT - 4 LOTS – 13.17 ACRES – STATE HIGHWAY 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (ACTION ITEM # 10) (9:14 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 10 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: Carol Joseph, Assistant Director, 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: REVISED PLAT OF LOTS 43 AND 44, BLOCK B, CHIMNEY OAKS AT LAKE TRAVIS SECTION ONE - (SHORTFORM PLAT - 1 LOT – 3.8134 ACRES – BRASADA LANE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE LCRA APPROVED SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (ACTION ITEM # 11) (9:15 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 11 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: Carol Joseph, Assistant Director, 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 INPUT AND DISCUSS THE SETTING OF ELECTED OFFICIALS' SALARIES FOR FY 2003. (9:16 AM)

Clerk's Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 4 for the Court's Motion and Vote.

Motion by Commissioner Sonleitner **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: Christian Smith, Executive Manager, Planning and Budget Office (PBO).

Motion by Commissioner Sonleitner **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

Members of the Court heard from: Kenneth Snyder, Resident, Northridge Acres; and Gus Peña, President, East Austin Concerned Hispanics. (9:17 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve the following Consent Items: C1-C10, and Items 5.A and B, 6, 8.A and B, 9, 10, 11, 13, 15, 16, 17, 19, 20, 21, 22, 23, 25.A and B, 26.A and B, 32.A and B, 34, and 36. (9:26 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 AUGUST 13, 2002.

C4. REAPPOINT RICHARD HOPKINS TO SERVE ON THE MENTAL HEALTH AND MENTAL RETARDATION BOARD OF DIRECTORS AS A PRECINCT 1 APPOINTEE, EFFECTIVE THROUGH SEPTEMBER 2004. (COMMISSIONER DAVIS)

C5. APPROVE A PRELIMINARY PLAN IN PRECINCT ONE: BELLA VISTA AT COTTONWOOD CREEK SUBDIVISION (PRELIMINARY PLAN – NO FISCAL REQUIRED – 35 LOTS – 71.57 ACRES – STEGER LANE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC SYSTEMS). (COMMISSIONER DAVIS)

C6. APPROVE A CONSTRUCTION AGREEMENT AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: BULL CREEK RANCH - (SHORTFORM PLAT – 21 LOTS – FISCAL POSTED WITH CITY OF AUSTIN – 18.791 ACRES – OLD LAMPASAS TRAIL AND SPICEWOOD SPRINGS ROAD; SEWAGE SERVICE PROVIDED BY CITY OF AUSTIN – COA ETJ). (COMMISSIONER MOORE)

C7. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: STEINER RANCH PHASE 2 SECTION 7 - (SHORTFORM PLAT – 1 LOT – 2.71 ACRES – QUINLAN PARK ROAD – SEWAGE SERVICE TO BE PROVIDED BY WCID 17 – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE)

CONSENT ITEMS CONTINUED

C8. APPROVE A CONSTRUCTION AGREEMENT AND APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: MEADOWS OF BLACKHAWK PHASE 5 - (LONGFORM PLAT – 33 LOTS – 26.851 ACRES – KEARNEY HILL LANE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY LAKESIDE WATER DEVELOPMENT DISTRICT NO. 1 – PFLUGERVILLE ETJ). (COMMISSIONER SONLEITNER)

C9. APPROVE SETTING A PUBLIC HEARING DATE OF SEPTEMBER 24, 2002 TO DISCUSS AND APPROVE THE PARTIAL VACATION OF A PLAT RECORDED IN PRECINCT TWO: BROOKFIELD ESTATES (VACATION OF LOTS 1 – 21 BLOCK 'F', LOT 1 BLOCK 'G' LOTS 1 – 4 AND 19 – 32, BLOCK 'H', BRUNO CIRCLE, AND A PORTION OF WHITTARD OF CHELSEA LANE – CITY OF AUSTIN ETJ). (COMMISSIONER SONLEITNER)

C10. APPROVE SETTING A PUBLIC HEARING DATE OF OCTOBER 1, 2002 TO DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOT 36-A, BLOCK 'E', OF THE AMENDED PLAT OF LOTS 36 AND 37, BLOCK 'E' – THE FOOTHILLS OF BARTON CREEK, AND LOT 38, BLOCK 'E', THE FOOTHILLS OF BARTON CREEK – (REVISED PLAT – 2 LOTS - 4.035 ACRES – LOST CREEK BOULEVARD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - CITY OF AUSTIN ETJ). (COMMISSIONER MOORE)

PLANNING AND BUDGET DEPT. ITEMS

4. SET ELECTED OFFICIALS' SALARIES FOR FY 2003, AND TAKE ANY OTHER APPROPRIATE ACTION RELATED THERETO. (9:30 AM)

Clerk's Note: Item 4 is the action item for the public hearing on Agenda Item 3.

Members of the Court heard from: Christian Smith, Executive Manager, PBO; and Barbara Wilson, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Moore to set the salaries at the advertised amounts effective April 1, 2003, consistent with the Advisory Committee's recommendations.

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. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (9:26 AM)

A. APPROVE GRANT CONTRACT WITH THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES FOR THE HEALTHY FAMILIES GRANT PROGRAM IN HEALTH AND HUMAN SERVICES. THE GRANT CONTINUES THE PROGRAM FOR FY 03.

B. APPROVE GRANT CONTRACT AMENDMENT WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE LIHEAP GRANT IN HEALTH AND HUMAN SERVICES. THE GRANT AMENDMENT ADJUSTS THE ALLOWABLE FUNDS AVAILABLE FOR INDIRECT COSTS.

Clerk's Note: Items 5.A and B added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

6. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:26 AM)

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

ADMINISTRATIVE OPERATIONS ITEMS

7. DISCUSS TRAVIS COUNTY CODE, CHAPTER 17, HOSPITAL AND INSURANCE FUND, SECTION 17.027, APPEAL PROCESS FOR DENIED PROGRAM CLAIMS AND CREATION OF AN APPEALS COMMITTEE, IN ACCORDANCE WITH SECTION 17.050, AND PROCEDURE FOR INVOKING THE APPEAL PROCESS, AND TAKE APPROPRIATE ACTION. (9:37 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Dan Mansour, Risk Manager, Human Resources Management Department (HRMD).

Motion by Commissioner Moore **and seconded by** Commissioner Davis to approve the addition of Woody Simmons, Susan Story, and Elizabeth Peacock M.D.

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

8. **A.** 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 $ 375,642.51 FOR THE PERIOD OF AUGUST 9, 2002 THROUGH AUGUST 15, 2002. (9:26 AM)

B. DISCUSS AND TAKE APPROPRIATE ACTION ON AMENDMENT OF ADMINISTRATIVE SERVICES AGREEMENT WITH UNITED HEALTH CARE.

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

9. APPROVE PERSONNEL AMENDMENTS. (9:26 AM)

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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

10. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF PORTIONS OF LOTS 177, 178, 179, 181, 182, 184B, 185 AND 186, TRAVIS SETTLEMENT SECTION THREE - (SHORTFORM PLAT - 4 LOTS – 13.17 ACRES – STATE HIGHWAY 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (9:26 AM)

Clerk's Note: Item 10 is the action item for the public hearing on Agenda Item 1.

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

11. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 43 AND 44, BLOCK B, CHIMNEY OAKS AT LAKE TRAVIS SECTION ONE - (SHORTFORM PLAT - 1 LOT – 3.8134 ACRES – BRASADA LANE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE LCRA APPROVED SEWAGE FACILITY - OUTSIDE ETJ.) (COMMISSIONER MOORE) (9:26 AM)

Clerk's Note: Item 11 is the action item for the public hearing on Agenda Item 2.

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

PURCHASING OFFICE ITEMS

12. APPROVE CONTRACT AWARD FOR CAFETERIA AND VENDING MACHINE CONCESSION SERVICES, RFS NO. S020117-LD TO F & M BLANK LIMITED PARTNERSHIP, D/B/A ACCENT FOOD SERVICES/SAWYER VENDING. (FACILITIES MGMT) (COMMISSIONER GOMEZ) (9:40 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe **and seconded by** Commissioner Moore to approve Item 12.

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

13. APPROVE THE PUBLIC NOTICE OF THE EXISTENCE AND OPERATION OF THE TRAVIS COUNTY INDIGENT HEALTH CARE PROGRAM AND AUTHORIZE PUBLISHING. (HHS) (COMMISSIONER GOMEZ) (9:26 AM)

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

14. ANNOUNCE THE "PURCHASING LIAISON APPRECIATION WORKSHOP" SCHEDULED FOR AUGUST 28, 2002 FROM 9:00 A.M. TO 10:30 A.M. LOCATED AT THE CENTRAL CHRISTIAN CHURCH COMMUNITY ROOM. (9:44 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Sylvia Lopez, HUB Coordinator; and Jorge Talavera, Assistant HUB Coordinator.

Discussion Only. No action was taken.

15. APPROVE MODIFICATION NO. 8 TO CONTRACT NO. MA980095, TIBURON, FOR A SOFTWARE INTERFACE WITH CORRECTIONS SOFTWARE CORPORATION (CSC). (I.T.S.) (COMMISSIONER GOMEZ) (9:26 AM)

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

16. APPROVE CONTRACT AWARD FOR WINDOW REPAIRS AND WATERPROOFING AT THE EXECUTIVE OFFICE BUILDING, IFB B020136-DM, TO THE LOW, RESPONSIVE BIDDER, MID-CONTINENTAL RESTORATION COMPANY, INC. (FACILITIES) (COMMISSIONER GOMEZ) (9:26 AM)

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

17. APPROVE A ONE-MONTH EXTENSION (MODIFICATION NO. 6) TO CONTRACT NO. MA990231, CSU, FOR MAINTENANCE OF KODAK PHOTOCOPIERS. (RECORDS MGMT) (COMMISSIONER GOMEZ) (9:26 AM)

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

18. APPROVE CONTRACT AWARD OF A QISV (QUALIFIED INFORMATION SYSTEM VENDOR) STATE CATALOG PURCHASE, RFO NO. O020139-LC. TO HART INTERCIVIC, INC., FOR THE PURCHASE OF A PROBATE IMAGING SYSTEM. (COUNTY CLERK) (COMMISSIONER GOMEZ) (9:49 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and David Ferris, Division Manager, Civil/Probate, Travis County Clerk's Office.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve the contract award in Item 18 and to authorize the County Judge to sign, once the contract is complete.

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

19. APPROVE THE HIGHEST BID RECEIVED FOR THE SALE OF COUNTY'S PRINT SHOP MACHINERY. (FIXED ASSETS) (COMMISSIONER GOMEZ) (9:26 AM)

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

20. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS020064-JW, SOUTHWEST KEY PROGRAM, FOR THE SERVICES OF A COMMUNITY COORDINATOR FOR THE JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM (JJAEP). (JUVENILE PROBATION) (COMMISSIONER GOMEZ) (9:26 AM)

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

21. APPROVE AWARD OF CONTRACT NO. PS020196-LB TO DENTRUST DENTAL TEXAS, PC FOR DENTAL SERVICES FOR INMATES. (SHERIFF) (COMMISSIONER GOMEZ) (9:26 AM)

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

22. APPROVE MODIFICATION NO. 4 TO CONTRACT NO. MA010050, LASON, INC., MAINTENANCE OF MICROFILM EQUIPMENT, TO ADD EQUIPMENT. (RMCR & COUNTY CLERK) (COMMISSIONER GOMEZ) (9:26 AM)

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

23. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 01C0208-LC, CAPCO COMMUNICATIONS, INC. FOR NORTEL NETWORK PRODUCTS/EQUIPMENT. (I.T.S.) (COMMISSIONER GOMEZ) (9:26 AM)

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

24. APPROVE CONTRACT MODIFICATION NO. 6 TO CONTRACT NO. 00T0046-OJ, WASTE MANAGEMENT OF TEXAS, FOR REFUSE COLLECTION. (COUNTYWIDE) (COMMISSIONER GOMEZ) (9:29 AM)

Motion by Commissioner Sonleitner **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 CONTRACT AWARDS FOR HEAVY DUTY MACHINERY OEM PARTS/MAINTENANCE, IFB B020140-MP, TO THE FOLLOWING LOW QUALIFIED BIDDERS: (TNR-FLEET SERVICES) (COMMISSIONER GOMEZ) (9:26 AM)

A. MAGNUM CUSTOM TRAILER MFG. CO., INC., FOR LINE ITEMS 2 AND 4;
B. COMMERCIAL BODY CORP., FOR LINE ITEM 3 (PARTS ONLY).

Clerk's Note: Items 25.A and B added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

26. **A.** APPROVE AN INTERLOCAL AGREEMENT NO. IL020267-JW BETWEEN TRAVIS COUNTY JUVENILE BOARD AND THE FOLLOWING EDUCATIONAL ENTITIES: AUSTIN, DEL VALLE, EANES, GONZALES, LAKE TRAVIS, LAGO VISTA, LEANDER, LEXINGTON, LULING, MANOR, NIXON-SMILEY, PFLUGERVILLE, AND ROUND ROCK, ESTABLISHING A JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM TO PROVIDE AN ALTERNATE EDUCATION PROGRAM TO EXPELLED STUDENTS IN COUNTIES WITH A POPULATION LESS THAN 125,000. (9:26 AM)

B. APPROVE AMENDMENT TO INTERLOCAL AGREEMENT NO. IL020267-JW WITH AUSTIN INDEPENDENT SCHOOL DISTRICT TO ALLOW THE A.I.S.D. STUDENT CODE OF CONDUCT TO DEFINE SERIOUS AND PERSISTENT MISBEHAVIOR.

Clerk's Note: Items 26.A and B added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

OTHER ITEMS

27. RECEIVE STATUS REPORT AND RECOMMENDATIONS FROM JAIL OVERCROWDING TASK FORCE AND TAKE APPROPRIATE ACTION. (JUDGE BISCOE) (1:56 PM)

Clerk's Note: Items 27 and 28 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Kati Broderick, Manager, Research and Planning, Justice and Public Safety (JPS); Judge Soloman, Municipal Court; David Balagia, Major, Travis County Sheriff's Office (TCSO); Travis Gaitlin, Budget Analyst, PBO; David Escamilla, First Assistant County Attorney; Mack Martinez, Assistant County Attorney; Susan Bell, Chief Deputy, Travis County Clerk's Office; Neomia Bailey, Division Manager, Misdemeanor, Travis County Clerk's Office; Bill Derryberry, Senior Budget Analyst, PBO; Claire Dawson Brown, Travis County District Attorney's Office; and Rosemary Lehmberg, First Assistant District Attorney, Travis County District Attorney's Office.

Discussion Only. No action was taken.

Items 27 and 28 to be reposted on Budget Markup, September 4, 2002.

28. CONSIDER REQUIRED STAFFING FOR OPERATION OF VISITING JUDGE'S COURTROOM, AND TAKE APPROPRIATE ACTION. (1:56 PM)

Clerk's Note: Items 27 and 28 are associated with one another and were called for concurrent discussion. Please refer to Item 27 for a summary of the Court's action.

29. CONSIDER INTERLOCAL COOPERATION AGREEMENTS BETWEEN TRAVIS COUNTY AND FALLS COUNTY AND BOWIE COUNTY TO HOUSE FEMALE INMATES, AND TAKE APPROPRIATE ACTION. (3:06 PM)

Members of the Court heard from: Dan Richards, Chief Deputy, TCSO; Major Trevino, TCSO; and David Balagia, Major, TCSO.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve the contracts, and to authorize the County Judge to sign, with the understanding that the Court will have a follow-up discussion 2 weeks from today, before using either contract.

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

Item 29 to be reposted on September 9, 2002.

30. CONSIDER PROGRESS ON IMPLEMENTATION OF WORKFORCE REDISTRIBUTION PLAN AND ISSUES RELATED TO CONSTABLES' BUDGETS AND STAFFING, AND TAKE APPROPRIATE ACTION. (11:27 AM)

Members of the Court heard from: Carlos Lopez, Chief Deputy Constable, Precinct 5.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to 1) re-confirm our commitment to honoring attorney preference; 2) the papers that fall under these two categories that have no attorney preference will default to the precinct where the papers must be served; and 3) that the Commissioners' Court send a letter to the County Attorney, the Tax Assessor Collector, the County Clerk, and the District Clerk, basically, requesting that they comply with this approach.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the purpose of the Motion to the District Clerk and County Clerk is to basically, say, if someone does not put a preference, they are not to fill it in on their own, they are to send the papers to Precinct 5, and Precinct 5 would do the re-distribution to the correct Constable's Office.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner that the Court receive a report back by April 1, 2002.

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

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

31. CONSIDER OPTIONS FOR CONTINUATION OF MODIFIED ABSENT STUDENT ASSISTANCE PROGRAM (ASAP), INCLUDING BUDGET, STAFFING AND POSSIBLE PILOT, AND TAKE APPROPRIATE ACTION. (11:13 AM)

Members of the Court heard from: Maria Canchola, Constable, Precinct 4; Bill Derryberry, Senior Budget Analyst, PBO; and Drew McAngus, Constable, Precinct 3.

Discussion Only. No action was taken.

Item 31 to be reposted on Budget Markup, September 4, 2002.

32. **A.** CONSIDER THE CONTINUATION OF TWO GRANT FUNDED FTE'S FOR SEPTEMBER 2002 AND AUTHORIZE THE SHERIFF'S OFFICE TO INTERNALLY FUND SALARIES AND BENEFITS FOR THESE POSITIONS. (9:26 AM)

B. AUTHORIZE THE RECLASSIFICATION AND TRANSFER OF FUNDS, FROM INTERNAL SHERIFF'S OFFICE SOURCES TO COVER EXPENSES INCURRED IN FY'02 IN EXCESS OF THE CURRENT GRANT BUDGET.

Clerk's Note: Judge Biscoe announced that approval of Items 32.A and B would be contingent upon the Sheriff absorbing any additional costs.

Clerk's Note: Items 32.A and B added to Consent Items. Please refer to Consent Items for the Court's Motion and Vote.

33. CONSIDER REQUEST TO JOIN THE TEXAS URBAN COUNTIES LOCAL GOVERNMENT CORPORATION, AND TAKE APPROPRIATE ACTION. (10:05 AM)

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to join the Texas Urban Counties Local Government Corporation, and to appoint Commissioner Gómez to serve as ex-officio member.

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. CONSIDER ASSESSMENT AND COLLECTION SERVICES AGREEMENT BETWEEN TRAVIS COUNTY AND TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 14, AND TAKE APPROPRIATE ACTION. (9:26 AM)

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

35. APPROVE RESOLUTION PROVIDING FOR CUSTOMER ACCOUNT, USER AND REPETITIVE TRANSFER AUTHORIZATION FOR EXECUTION OF TRANSFER OF FUNDS (WIRE TRANSFER). (TREASURER'S OFFICE) (9:29 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 35.

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

36. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:26 AM)

Clerk's Note: Item 36 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

37. 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] (10:09 AM) (11:09 AM)

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

No action required on Item 37.

38. CONSIDER LEASE AMENDMENT BETWEEN HARRY WHITTINGTON, D/B/A TRAVIS PROPERTIES AND TRAVIS COUNTY FOR OFFICE SPACE LOCATED AT 209 WEST 9TH, AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:09 AM)

Clerk's Note: Judge Biscoe announced that Item 38 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the lease that was presented to us by Staff, the County Attorney, and Ms. Ford, Real Estate Manager; that we authorize the County Attorney to relocate litigation material now stored in one of the upper floors, to the first floor; and that we, third, direct the Risk Management Office to pay Travis Properties directly each month under the terms and conditions of the lease; and to include authorization for the County Judge to execute the lease on behalf of the Travis County 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

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS I.S.D. V. CRAZYHORSE LAND CORP. (LEON ANDERSON RESALE DEED), AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:10 AM)

Clerk's Note: Judge Biscoe announced that Item 39 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to execute another deed to Leon Anderson in exchange for an appropriate amount of money, which Travis County has received.

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

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS I.S.D. V. CRAZYHORSE LAND CORP. (TOM FLYNN AND SUSAN LABIDEE RESALE DEED), AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:10 AM)

Clerk's Note: Judge Biscoe announced that Item 40 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve tax resale deed to Tom Flynn and Susan Labidee. This action was previously consummated and the County has cash in hand as evidence.

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

41. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS I.S.D. V. CRAZYHORSE LAND CORP. (SANDRA WILLIAMS RESALE DEED), AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:10 AM)

Clerk's Note: Judge Biscoe announced that Item 41 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the resale deed to Sandra Williams – the County received the money. This is executing another deed to consummate this matter.

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

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS I.S.D. V. CRAZYHORSE LAND CORP. (DAVID HUFF RESALE DEED), AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:11 AM)

Clerk's Note: Judge Biscoe announced that Item 42 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve a resale deed to David Huff – the County received the money, and Mr. Huff entitled to a deed.

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

43. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS I.S.D. V. CRAZYHORSE LAND CORP. (JOSE MURO RESALE DEED), AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:11 AM)

Clerk's Note: Judge Biscoe announced that Item 43 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve a resale deed to Jose Muro, and the County has received the money already.

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

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN FREDRICK PLUET (DECEASED) V. MARGO FRASIER, ET AL. (CIVIL RIGHTS) [1] (10:09 AM) (11:11 AM)

Clerk's Note: Judge Biscoe announced that Item 44 would be considered in Executive Session.

No action required on Item 44.

Item 44 to be reposted on September 3, 2002.

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN ARK MUSIC, INC. V. TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:11 AM)

Clerk's Note: Judge Biscoe announced that Item 45 would be considered in Executive Session.

No action required on Item 45.

45. A. RECEIVE BRIEFING REGARDING COUNTY AUTHORITY IN VARIOUS DEPARTMENTS TO REGULATE RAVE CONCERTS IN TRAVIS COUNTY AND ISSUES RELATED THERETO, AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:11 AM)

Clerk's Note: Judge Biscoe announced that Item 45.A would be considered in Executive Session.

No action required on Item 45.A.

46. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING FILING A PROTEST AND ANY APPROPRIATE ACTION AGAINST APPLICATION OF TEXAS ORGANIC RECYCLERS FOR SEPTAGE AND GREASE TRAP WASTE FACILITY AT 15620 JACOBSON ROAD, DEL VALLE, TEXAS, AND TAKE APPROPRIATE ACTION. [1] (10:09 AM) (11:12 AM)

Clerk's Note: Judge Biscoe announced that Item 46 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that the Commissioners' Court indicate its formal opposition to the registration application of Texas Organic Recyclers for septage and grease trap waste facility at 15620 Jacobson Road; that we review the protest filed by Commissioner Gómez and prepare an appropriate additional document for the entire Court; and that this matter be reposted on next week's agenda to enable the Court to take that action.

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 46 to be reposted on September 3, 2002.

47. CONDUCT PERFORMANCE EVALUATIONS OF EXECUTIVE MANAGERS FOR ADMINISTRATIVE OPERATIONS DEPARTMENT, HEALTH AND HUMAN SERVICES AND VETERANS' SERVICES DEPARTMENT AND BUDGET, RESEARCH AND PLANNING DEPARTMENT, AND TAKE APPROPRIATE ACTION. [3] (3:22 PM) (5:43 PM)

Clerk's Note: Judge Biscoe announced that Item 47 would be considered in Executive Session.

No action required on Item 47.

Item 47 to be reposted on September 3, 2002.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (5:43 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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

_____

Date of Approval

_____

Samuel T. Biscoe, Travis County Judge