

## MINUTES OF MEETING – MARCH 11, 2003

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 11<sup>th</sup> day of March, 2003, the Commissioners' Court convened the regular Voting Session at 9:15 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court record notes that Precinct Four Commissioner Margaret J. Gómez was not present during this Voting Session.

The Commissioners' Court recessed the Voting Session at 12:07 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) called to order the Voting Session at 1:38 PM and adjourned at 1:39 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation called to order the Voting Session at 1:39 PM and adjourned at 1:39 PM.

The Commissioners' Court reconvened the Voting Session at 1:40 PM.

The Commissioners' Court retired to Executive Session at 4:42 PM.

The Commissioners' Court reconvened the Voting Session at 6:18 PM.

The Commissioners' Court adjourned the Voting Session at 6:30 P M.

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1. ACCEPT A BALLISTIC VEST FOR CANINE UNIT "SIMBA" FROM THE CITIZENS' ACADEMY AS A DONATION TO TRAVIS COUNTY. (9:16 AM)

**Members of the Court heard from:** Margo Ball, Travis County Sheriff's Citizens Academy Alumni Association; and Phyllis Clair, Travis County Sheriff's Office (TCSO).

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to accept the vest, express our appreciation to the Citizens Academy, along with the Sheriff's Office, and also, thank Simba for his hard work.

**Motion carried:**

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

**PUBLIC HEARINGS**

2. DISCUSS INTERMITTENT TEMPORARY ROAD CLOSURE TO THROUGH TRAFFIC ON BLAKE MANOR ROAD BETWEEN FM 973 EAST AND TAYLOR LANE, IN PRECINCT ONE, FOR THE DURATION OF THE BLAKE MANOR ROAD AND DRAINAGE IMPROVEMENTS CONSTRUCTION PROJECT, LASTING APPROXIMATELY FROM MARCH 2003 TO DECEMBER 2003. (ACTION ITEM #10) (COMMISSIONER DAVIS) (9:19 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 Davis **and seconded by** Commissioner Sonleitner to open the public hearing.

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

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Gus Sterneman, Travis County Resident; Chiddi N'Jie, Engineer, TNR; Vicki McFarland, Executive Director, Human Resources, Manor Independent School District (ISD); Maureen du Menil, Transportation Director, Manor ISD; Joseph Mackery, Travis County Resident; Loren Wyatt, Travis County Resident; Johnnie Rathman, Travis County Resident; Jim Mottsinger, Travis County Resident; Jack Stremler, Travis County Resident; Ron Jay, Bastrop County Resident; Dave Gunlock, Travis County Resident; Tetens Townsend, Travis County Resident; Jewell Stremler, Travis County Resident; Gene Keeling, Travis County Resident; and Keith Keily, Travis County Resident.

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to close the public hearing.

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

3. DISCUSS A ONE-DAY ROAD CLOSURE OF WESTLAKE DRIVE BETWEEN ELOHI DRIVE AND LAKE PLACE, IN PRECINCT THREE, LANE FOR THE PURPOSE OF ROADWAY REPAVING. (ACTION ITEM #11)  
(COMMISSIONER DAUGHERTY) (10:28 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** Judge Biscoe **and seconded by** Commissioner Sonleitner to open the public hearing.

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

**Members of the Court heard from:** Carol Joseph, Assistant Director, TNR.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Sonleitner to close the public hearing.

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

4. DISCUSS A TEMPORARY ROAD CLOSURE OF THE INTERSECTION OF DOYLE ROAD AND EILERS ROAD, IN PRECINCT 4, FOR THE DURATION OF THE DOYLE-EILERS ROAD AND DRAINAGE IMPROVEMENTS CONSTRUCTION PROJECT, LASTING APPROXIMATELY FROM MARCH 2003 TO SEPTEMBER 2003. (ACTION ITEM #12) (COMMISSIONER GOMEZ) (10:29 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 12 for the Court's Motion and Vote.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to open the public hearing.

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

**Members of the Court heard from:** Carol Joseph, Assistant Director, TNR; and Kenneth Leander, Travis County Resident.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to close the public hearing.

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

5.     **A.** DISCUSS PROPOSED AMENDMENTS TO CHAPTER 82, TRAVIS COUNTY CODE, TO RESOLVE INCONSISTENCIES WITH CITY OF AUSTIN CODE AS REQUIRED BY HB 1445, AND TAKE APPROPRIATE ACTION. (10:31 AM) (10:35 AM)
  
- B.** DISCUSS MAJOR POLICY ISSUES REGARDING TRAVIS COUNTY AND CITY OF AUSTIN SUBDIVISION REGULATIONS, ANY AMENDMENTS TO THOSE REGULATIONS, AND TAKE APPROPRIATE ACTION.

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 9 for the Court's Motion and Vote.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Daugherty to open the public hearing.

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

**Members of the Court heard from:** Tom Nuckols, Assistant County Attorney; Anna Bowlin, Planner, TNR; Lisa Gordon, Assistant City Manager, City of Austin; Alan Haywood, Real Estate Council of Austin; Joe Gieselman, Executive Manager, TNR; and Ken Blaker, President, Home Builders Association of Austin.

**Motion by** Judge Biscoe **and seconded by** Commissioner Daugherty to close the public hearing.

**Withdrawal of the previous Motion was made by** Judge Biscoe.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to close the public hearing.

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

## RESOLUTIONS & PROCLAMATIONS

6. APPROVE PROCLAMATION RECOGNIZING THE WEEK OF MARCH 16 THROUGH 22, 2003 AS “NATIONAL AGRICULTURAL WEEK” IN TRAVIS COUNTY, TEXAS. (11:01 AM)

**Members of the Court heard from:** Brian Murray, Special Assistant, Texas Department of Agriculture.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the proclamation in Item 6.

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

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; Joyce Thoresen, Walnut Place Neighborhood Association; Marie Ingram, Travis County Resident; and Nelda Wells Spears, Travis County Tax Assessor-Collector. (11:06 AM)

**CONSENT ITEMS**

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve the following Consent Items: C1–C9 (excluding C3) and Items 8, 10, 11, 12, 13, 15.A, 18, 20, 21, 24, 25.A, B, and C, 26, 27, 28, 29, 30, 31, 32, 35, 36, and A1. (11:25 AM)

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

**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 FEBRUARY 18 AND RECONVENED FEBRUARY 19, 2003. (11:27 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the minutes in Item C3.

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

**C4.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF FEBRUARY 25, 2003.

**C5.** APPROVE A PUBLIC HEARING DATE OF APRIL 15, 2003 TO DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE:  
RESUBDIVISION OF A PORTION OF LOT 3, PALEFACE PARK PHASE 1  
SECTION B (SHORT FORM PLAT – 2 LOTS – 11.417 ACRES – STATE  
HIGHWAY 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE  
PROVIDED BY ON-SITE SEWAGE FACILITY – OUTSIDE ALL ETJS).

**CONSENT ITEMS CONTINUED**

- C6.** REAPPOINT CLEO SCHNEIDER TO SERVE ON THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD #1 AS A PRECINCT THREE APPOINTEE, TERM EFFECTIVE THROUGH DECEMBER 2004.
- C7.** REAPPOINT MARVIN HADDOCK TO SERVE ON THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD #3 AS A PRECINCT THREE APPOINTEE, TERM EFFECTIVE THROUGH DECEMBER 2004.
- C8.** REAPPOINT DAVID COOPER TO SERVE ON THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD #3 AS A PRECINCT THREE APPOINTEE, TERM EFFECTIVE THROUGH DECEMBER 2004.
- C9.** REAPPOINT STEVE COLLIER TO SERVE ON THE TRAVIS COUNTY EMERGENCY SERVICES DISTRICT BOARD #5 AS A PRECINCT THREE APPOINTEE, TERM EFFECTIVE THROUGH DECEMBER 2004.



**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

7. DISCUSS AND GIVE DIRECTION ON THE PROPOSED DRAFTS OF CHAPTER 62, TRAVIS COUNTY CODE, RELATING TO THE SITING OF SOLID WASTE MANAGEMENT OR DISPOSAL FACILITIES. (11:28 AM) (4:42 PM) (6:21 PM)

**Members of the Court heard from:** John Kuhl, Environmental Officer, TNR; Tom Nuckols, Assistant County Attorney; Jody Krankel, Travis County Resident; Gary Johnson, Blackland Prairie Concerned Citizens Association; Sparky Anderson, State Program Director, Clean Water Action; and Trek English, Travis County Resident.

**Clerk's Note:** Judge Biscoe announced that Item 7 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to put together an ordinance that exempts, or excludes, Type 1 facilities, which are landfills; that we prepare that expeditiously, and try to get something in place in 3–4 weeks. By then, we will know what the situation is with landfills, and be prepared to take whatever action is appropriate.

**A Clarification of the previous Motion was made by Commissioner Davis** that the Motion covered Option 3 in today's backup material.

**A further Clarification of the previous Motion was made by Commissioner Sonleitner** that this is dealing with sludge and recycling. This does not include any existing landfill.

**A Restatement of the previous Motion was made by Judge Biscoe** that the Motion is for the Court to authorize Tom Nuckols, Assistant County Attorney, and John Kuhl, Environmental Officer, TNR, and other appropriate County Staff, to get with residents, operators, and other participants in the numerous committee meetings that we had, and put together a siting ordinance that covers all solid waste facilities, except Type 1 facilities. Type 1 means all the landfills.

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

Item 7 to be reposted on March 25, 2003.

8. APPROVE A CASH SECURITY AGREEMENT WITH PARTNERS IN BUILDING LP FOR SIDEWALK FISCAL FOR STEINER RANCH PHASE 2 SEC. 5, PHASE D, A SUBDIVISION IN PRECINCT 3. (11:25 AM)

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

9.
  - A. DISCUSS PROPOSED AMENDMENTS TO CHAPTER 82, TRAVIS COUNTY CODE, TO RESOLVE INCONSISTENCIES WITH CITY OF AUSTIN CODE AS REQUIRED BY HB 1445, AND TAKE APPROPRIATE ACTION. (10:51 AM)
  - B. DISCUSS MAJOR ISSUES REGARDING TRAVIS COUNTY AND CITY OF AUSTIN SUBDIVISION REGULATIONS, ANY AMENDMENTS TO THOSE REGULATIONS, AND TAKE APPROPRIATE ACTION.

**Clerk's Note:** Item 9 is the action item for the public hearing on Agenda Item 5.

No action taken on Items 9.A and B.

Items 9.A and B to be reposted on March 18, 2003.

10. DISCUSS INTERMITTENT TEMPORARY ROAD CLOSURE TO THROUGH TRAFFIC ON BLAKE MANOR ROAD BETWEEN FM 973 EAST AND TAYLOR LANE, IN PRECINCT ONE, FOR THE DURATION OF THE BLAKE MANOR ROAD AND DRAINAGE IMPROVEMENTS CONSTRUCTION PROJECT, LASTING APPROXIMATELY FROM FEBRUARY 2003 TO DECEMBER 2003, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) (11:25 AM)

**Clerk's Note:** Item 10 is the action item for the public hearing on Agenda Item 2.

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

11. DISCUSS A ONE-DAY ROAD CLOSURE OF WESTLAKE DRIVE BETWEEN ELOHI DRIVE AND LAKE PLACE LANE FOR THE PURPOSE OF ROADWAY REPAVING IN PRECINCT THREE, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAUGHERTY) (11:25 AM)

**Clerk's Note:** Item 11 is the action item for the public hearing on Agenda Item 3.

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

12. DISCUSS A TEMPORARY ROAD CLOSURE OF THE INTERSECTION OF DOYLE ROAD AND EILERS ROAD, IN PRECINCT 4, FOR THE DURATION OF THE DOYLE-EILERS ROAD AND DRAINAGE IMPROVEMENTS CONSTRUCTION PROJECT, LASTING APPROXIMATELY FROM MARCH 2003 TO SEPTEMBER 2003, AND TAKE APPROPRIATE ACTION. (COMMISSIONER GOMEZ) (11:25 AM)

**Clerk's Note:** Item 12 is the action item for the public hearing on Agenda Item 4.

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

13. APPROVE THE USE OF ALTERNATIVE FISCAL FOR MEADOWS AT BERDOLL FARMS PHASE ONE SECTION 2, A SUBDIVISION IN PRECINCT 4. (11:25 AM)

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

14. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT ONE – FOREST BLUFF SECTION 2 (LONG PLAT – 96 LOTS – 21.62 ACRES – DELTA POST DRIVE – FISCAL POSTED WITH CITY OF AUSTIN – HORNSBY BEND UTILITY COMPANY – COA ETJ). (9:15 AM)

Item 14 pulled from the Agenda.

**PLANNING AND BUDGET DEPT. ITEMS**

- 15. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE:**

- A. APPROVE GRANT CONTRACT AMENDMENT TO THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES FOR FY 03 HEALTHY FAMILIES PROGRAM IN HHS. THE CONTRACT AMENDMENT INCREASES THE GRANT AWARD BY \$8,185. (11:25 AM)**

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

- 16. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:33 PM)**

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Joe Harlow, Director, Information and Telecommunications Systems (ITS); Jessica Rio, Budget Analyst, PBO; and Roger El Khoury, Director, Facilities Management.

**Motion by Judge Biscoe and seconded by Commissioner Daugherty** to approve all Budget Amendments and Transfers, except A1.

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

**Motion by Commissioner Sonleitner and seconded by Judge Biscoe** to approve A1, and for this to come out of the Allocated Reserve, rather than the Tobacco Reserve, and that PBO give us the appropriate line items that make that happen.

**A Clarification of the previous Motion was made by Judge Biscoe** that we will take \$58,000.00 from the Allocated Reserve. This leaves \$58,000.00 in the Tobacco Reserve.

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

**ADMINISTRATIVE OPERATIONS ITEMS**

17.   **A.** CONSIDER CHANGES TO PAY DETERMINATION POLICIES, TRAVIS COUNTY CODE, CHAPTER 10, SECTIONS 10.03001 THROUGH 10.03013, INCLUDING CRITERIA RELATED TO NEW HIRE PAY, PAY GREATER THAN 10% ABOVE MIDPOINT; VOLUNTARY JOB CHANGE; LATERAL TRANSFER AND TEMPORARY ASSIGNMENT, AND TAKE APPROPRIATE ACTION. (3:44 PM)
- B.** APPROVE DELETIONS TO THE PAY DETERMINATION POLICIES, TRAVIS COUNTY CODE, CHAPTER 10, SECTIONS 10.030–EMPLOYEE MOBILITY; 10.087–DETERMINING PAY; 10.0875–CRITERIA FOR APPROVAL OF SALARY ABOVE MID-POINT AND 10.095–YEAR 2000 PROJECT INCENTIVE PAY PROGRAM.

**Clerk's Note:** Items 17.A and B are associated with one another and were called for concurrent discussion.

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

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Items 17.A and B, in their entirety.

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

18.   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 \$491,468.47 FOR THE PERIOD OF FEBRUARY 21, 2003 THROUGH FEBRUARY 27, 2003. (11:25 AM)

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

19. CONSIDER SECOND MODIFICATION OF EXPOSITION CENTER SUBLEASE FOR STAR OF TEXAS FAIR AND RODEO, AND TAKE APPROPRIATE ACTION. (3:50 PM)

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

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

**Motion carried:**

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

20. APPROVE PERSONNEL AMENDMENTS. (11:25 AM)

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

21. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING PROFESSIONAL SERVICES AGREEMENT FOR REAL ESTATE BROKERAGE SERVICES. (11:25 AM)

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

22. DISCUSS AND TAKE APPROPRIATE ACTION ON THE TRAVIS COUNTY SELF-FUNDED HEALTH PROGRAM ANNUAL REPORT FOR PLAN YEAR 2002, INCLUDING FUND 526 ACTUARIAL REPORT, AND THE FIRST QUARTER FINANCIAL REPORT FOR PLAN YEAR 2003. (3:53 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Benefit Contract Administrator, Human Resources Management Department (HRMD); Mark Weisberger, Financial Analyst, HRMD; and Leroy Nellis, Budget Manager, PBO.

**Clerk's Note:** The Court received a presentation on the Travis County Self-Funded Health Insurance Program.

Discussion only. No action was taken on Item 22.

## PURCHASING OFFICE ITEMS

- 23.** APPROVE MODIFICATION NO. 8 TO CONTRACT NO. 01AE0606JJ, PARSONS ENGINEERING SCIENCE, PROFESSIONAL ENGINEERING SERVICES FOR THE 290 EAST LANDFILL REMEDIAL PROJECT. (TNR) (4:34 PM)

**Members of the Court heard from:** John Kuhl, Environmental Officer, TNR; and Tom Nuckols, Assistant County Attorney.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to approve Item 23.

**Motion carried:**

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

- 24.** APPROVE CONTRACT AWARD TO AMERICAN YOUTHWORKS FOR THE IMPROVEMENTS OF TRAILS AND COUNTY PARKS, PERFORMED BY YOUTH IN AMERICAN YOUTH'S E-CORPS CREWS. (HHSD) (11:25 AM)

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

- 25.** APPROVE THE HIGHEST BID RECEIVED FROM THE SALE OF COUNTY'S SURPLUS PROPERTY (FIXED ASSETS) TO THE FOLLOWING: (11:25 AM)
- A.** ROBERT JENTSCH CONSTRUCTION, INC., ITEM #1, RICHARD MOYA PLAYScape;
  - B.** SHORELINE DEVELOPMENT, ITEM #3, PACE BEND PARK BOAT DOCK; AND
  - C.** FISH-N-FUN, ITEM #2, CYCLONE FENCING, AND ITEM #4, BOB WENTZ PARK BOAT DOCK.

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

26. APPROVE MODIFICATION NO. 11 TO CONTRACT NO. PS99019LB WITH ACCUSCREEN, INC. FOR DRUG AND ALCOHOL TESTING. (COUNTYWIDE) (11:25 AM)

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

27. REJECT ALL BIDS RECEIVED FOR IFB NO. B030029-DM, RAZOR WIRE MODIFICATIONS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX, AND REBID. (TCSO) (11:25 AM)

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

28. REJECT ALL BIDS RECEIVED FOR IFB NO. B030046-LB, GENERAL MEDICAL LABORATORY SERVICES FOR INMATES, AND REBID. (SHERIFF) (11:25 AM)

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

29. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 03C00084-SP, SECURITY UPGRADE PROJECT, WITH EBM INC. (FACILITIES MANAGEMENT) (11:25 AM)

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

30. APPROVE AWARD OF A QISV (QUALIFIED INFORMATION SYSTEMS VENDOR) STATE CATALOG PURCHASE, RFO #0030067-SP FOR DELL OPTIPLEX COMPUTERS FROM DELL COMPUTER INC. (ITS) (11:25 AM)

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

31. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 00T0186-LD, TEXAS DISPOSAL SYSTEMS, FOR SOLID WASTE DISPOSAL. (TNR) (11:25 AM)

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



32. APPROVE TWELVE (12) MONTH EXTENSION AND PRICE INCREASE (MODIFICATION NO. 5) TO CONTRACT NO. 00T0105-RG, METROCALL WIRELESS NETWORK, FOR RENTAL OF PAGERS. (JPS) (COMMISSIONER GOMEZ) (11:25 AM)

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

### OTHER ITEMS

33. ACCEPT A HEWLETT PACKARD OFFICE JET G55 PRINTER AND HP COPIER INTO TRAVIS COUNTY SHERIFF'S OFFICE FIXED ASSETS. (4:42 PM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to accept these machines from the Justice Department.

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

34. CONSIDER THE ADOPTION OF AN ORDER AUTHORIZING THE PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION. (9:16 AM) (11:03 AM) (12:07 PM)

**Members of the Court heard from:** Glen Opel, Travis County Bond Counsel; and Jessica Rio, Budget Analyst, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 34.

**Motion carried:**

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to reconsider the action taken under Item 34.

**Motion carried:**

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to indicate that the CO's (Certificates of Obligations) will be sold on April 15, 2003.

**Motion carried:**

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

35. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (11:25 AM)

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

- 36.** APPROVE RESERVE DEPUTY POSITION FOR PRECINCT 5 CONSTABLE OFFICE. (11:25 AM)

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

- 37.** APPROVE ELECTED OFFICIAL'S BOND FOR DAVID ESCAMILLA, TRAVIS COUNTY ATTORNEY. (10:31 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 37.

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

- 38.** RECEIVE REPORT FROM ENVISION CENTRAL TEXAS AND ANNOUNCE COMMUNITY TEST SITE WORKSHOPS. (9:15 AM) (2:55 PM)

**Members of the Court heard from:** Beverly Silas, Executive Director, Envision Central Texas.

**Clerk's Note:** The Court received a video presentation from Envision Central Texas.

Discussion only. No action taken on Item 38.

**TAKE UP AT 11:00 A.M.**

**39. A. DISCUSS LEGISLATIVE ISSUES, INCLUDING PROPOSED BILLS, AND TAKE APPROPRIATE ACTION; (9:16 AM) (10:35 AM) (1:40 PM)**

**B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE LEGISLATURE, AND TAKE APPROPRIATE ACTION.**

**Meet ‘n Confer**

**Members of the Court heard from:** Greg Martinez, President, Travis County Sheriff’s Association.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Daugherty to endorse the newly-revised bill that has been drafted, that makes very clear, that in the “Meet ‘n Confer”, there is a bargaining committee that has the right to visit with the Commissioners’ Court about their goals for a budget session.

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

**HB 1 – Relating to the appropriations of money for the 2004-2005 Biennium.**

**Members of the Court heard from:** Bob Kamm, Travis County Legislative Consultant; Barbara Cille, Executive Assistant, County Commissioner Precinct 3 Office; and Kati Broderick, Manager, Research and Planning, Justice and Public Safety (JPS).

Discussion only. No action was taken.

**HB28 – Relating to rehabilitation programs for defendants housed in state felony jails.**

**Members of the Court heard from:** Kati Broderick, Manager, Research and Planning, JPS.

Discussion only. No action was taken.

**ITEM 39 CONTINUED****HB103 – Relating to adding costs on conviction for an alcohol related offense.**

**Members of the Court heard from:** Bob Kamm, Travis County Legislative Consultant.

Discussion only. No action was taken.

**HB1031 – Relating to the release of a criminal defendant on partial bail and to the procedures governing a cash bond.**

**Members of the Court heard from:** Bob Kamm, Travis County Legislative Consultant; John Hille, Assistant County Attorney; April Bacon, Travis County Auditor's Office; and Kati Broderick, Manager, Research and Planning, JPS.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to endorse House Bill 1031, and ask our legislative liaison to leave a card in, endorsing Representative Lewis' bill.

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

**Increase Allowable Voting Precinct Population from 3,000 to 5,000**

**Members of the Court heard from:** Bob Kamm, Travis County Legislative Consultant.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to draft and file an appropriate bill that would raise the limit from 3,000 to 5,000, and get the legitimate reasons from the County Clerk and the County Tax Assessor-Collector.

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

**ITEM 39 CONTINUED****HB483 – Relating to the requirements for the establishment of a state airport in Central Texas.**

**Members of the Court heard from:** Bob Kamm, Travis County Legislative Consultant.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to indicate Travis County's opposition to a bill that does not give the Commissioners' Court of a selected county ultimate authority over whether or not an airport will be placed in that county; and in favor of deleting any language that seems to target Austin/Travis County.

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

**HB389 – Relating to permit application and hearing procedures under the Texas Mass Gatherings Act.**

**Members of the Court heard from:** Scheleen Walker, TNR; Tom Nuckols, Assistant County Attorney; Bob Kamm, Travis County Legislative Consultant; and Dennis Haas, Travis County Fire Marshal.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to authorize Staff to seek to make some additional changes to the Mass Gatherings Act; but that we check with the Sheriff's Office, pull out the things we think we will need, in order to protect the patrons, if you have more than a handful.

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

**ITEM 39 CONTINUED**

**HB1204 – Relating to the authority of municipalities of counties to regulate subdivision in a municipality's extraterritorial jurisdiction.**

**Members of the Court heard from:** Scheleen Walker, TNR

**Clerk's Note:** This bill is the companion bill to SB544.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to authorize Staff to serve as resource witnesses, in the event they are asked to respond to certain questions.

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

**HB1725 – Relating to the suspension of a driver's licenses for a failure to pass a test for intoxication or for a refusal to consent to the taking of a blood or breath specimen to test for alcohol and other intoxication.**

**Members of the Court heard from:** Jan Breland, Judge, County Court at Law #6; April Bacon, Travis County Auditor's Office; Bob Kamm, Travis County Legislative Consultant; and Elizabeth Earle, Judge, County Court at Law #7.

Discussion only. No action taken.

**HB1681 – Relating to the amount of compensation and allowances for certain county auditors.**

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; and Bob Kamm, Travis County Legislative Consultant.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to support House Bill 1681.

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

## ITEM 39 CONTINUED

**SB697 – Relating to the revocation process for certain releasees who violate conditions of release on parole or mandatory supervision.**

**Members of the Court heard from:** Kati Broderick, Manager, Research and Planning, JPS; Kimberly Pierce, JPS; and Bob Kamm, Travis County Legislative Consultant.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to support Senate Bill 697.

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

Items 39.A and B to be reposted on March 18, 2003.

## 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 AND TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES FOR OFFICE SPACE FOR VARIOUS COUNTY DEPARTMENTS. <sup>2</sup> (4:42 PM) (6:18 PM)**

**Clerk's Note:** Judge Biscoe announced that Item 40 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

No action taken on Item 40.

Item 40 to be reposted on March 18, 2003.



41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION REGARDING TRAVIS COUNTY SUBROGATION CLAIM IN THE MATTER OF DEKE PIERCE AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:42 PM) (6:18 PM)

**Clerk's Note:** Judge Biscoe announced that Item 41 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action taken on Item 41.

Item 41 to be reposted on March 25, 2003.

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION REGARDING TRAVIS COUNTY SUBROGATION CLAIM IN THE MATTER OF BOBBY BROWN, AND TAKE APPROPRIATE ACTION; (BROWN, BOBBY; PEREZ; SUBROGATION). <sup>1</sup> (4:42 PM) (6:18 PM)

**Clerk's Note:** Judge Biscoe announced that Item 42 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to agree to reduce or waive part of the County's entitlement, to waive \$3,682.91; and to accept the amount of \$7,365.83; and authorize the County Attorney to prepare the necessary paperwork to conclude this matter on these terms; and present those to the Commissioners' Court at an appropriate setting 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 Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

43. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION CONCERNING THE MATTER OF FORTVIEW, INC. V. TRAVIS COUNTY, TEXAS, IN THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS, 353<sup>RD</sup> JUDICIAL COURT, CAUSE NO. GN300127. <sup>1</sup> (3:33 PM)

Item 43 postponed until March 18, 2003.

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY, DISCUSS PROPOSED SETTLEMENT AND GIVE DIRECTION REGARDING COLLECTION CLAIM OF TRAVIS COUNTY VS. J.C. EVANS CONSTRUCTION CO., INC., AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:42 PM) (6:19 PM)

**Clerk's Note:** Judge Biscoe announced that Item 44 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to counter the counter in the amount of four payments of \$45,000.00 each, paid quarterly, between the 1<sup>st</sup> and 10<sup>th</sup> of the month; the first payment due April 1, 2003. If any of these payments is 10 days late, or not received by the morning of the 11<sup>th</sup> of the first month in the quarter, that constitutes a breach, for which the County may sue for the full amount that we are arguing about right now, and that amount includes about \$500,000.00 of interest. And, we would anticipate that if this is accepted, that there would be paperwork presented to us in the future, to contain those protections.

**Motion carried:**

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

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION CONCERNING THE MATTER OF HELEN HODGE, EEOC CLAIM NO. 360A300151. <sup>1</sup> (4:42 PM) (6:20 PM)

**Clerk's Note:** Judge Biscoe announced that Item 45 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** that the County Attorney's Office be authorized to send an appropriate counter-offer in the amount of \$12,500.00; to indicate that this is the Commissioners' Court's final offer; and that any other appropriate language, setting forth the reasons why we believe this is more than sufficient to resolve this matter, be shared with Ms. Hodge's lawyer.

**Motion carried:**

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

46. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE ON TRAVIS COUNTY'S LEGAL ENFORCEMENT AND COMPLIANCE OPTIONS TO RESPOND TO COMPLAINTS ABOUT VIOLATION OF ENVIRONMENTAL LAWS OR REGULATIONS AT LANDFILLS IN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:42 PM) (6:21 PM)

**Clerk's Note:** Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action required on Item 46.

Item 46 to be reposted on March 18, 2003

47. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING POTENTIAL LITIGATION FOR RECOVERY OF DAMAGES TO THE TRAVIS COUNTY MEDICAL EXAMINER'S FACILITY FOR TRAVIS COUNTY'S NON-INSURED LOSSES AND CONSIDER PRO-RATA AGREEMENT WITH ZURICH AMERICAN INSURANCE, AND TAKE APPROPRIATE ACTION. (SUBROGATION) <sup>1</sup> (4:42 PM) (6:30 PM)

**Clerk's Note:** Judge Biscoe announced that Item 47 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Daugherty to accept the counter pro rata agreement that has been proposed by Zurich.

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

**THE FOLLOWING ITEM IS AN ADDENDUM:**

- A1.** APPROVE CONTRACT AWARD FOR FIRE ALARM CONTROL PANEL MODIFICATION AND DEVICES REPLACEMENT, BUILDING 140, AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX, IFB B030041-SI, TO THE LOW BIDDER, SIMPLEXGRINNEL, LP. (TCSO) (11:25 AM)

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

**ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (6:30 PM)

**Motion carried:**

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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Samuel T. Biscoe**