

## **MINUTES OF MEETING – MARCH 18, 2003**

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

On Tuesday, the 18<sup>th</sup> day of March, 2003, the Commissioners' Court convened the regular Voting Session at 9:13 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 recessed the Voting Session at 12:10 PM.

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 at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation called to order the Voting Session at 1:38 PM and adjourned at 1:43 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:43 PM.

The Commissioners' Court retired to Executive Session at 3:11 PM.

The Commissioners' Court reconvened the Voting Session at 4:28 PM.

The Commissioners' Court adjourned the Voting Session at 4:30 PM.

## PUBLIC HEARINGS

1. DISCUSS A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO "LESSMANN LANE" IN PRECINCT FOUR. (COMMISSIONER GOMEZ) (ACTION ITEM # 33) (9:14 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 33 for the Court's Motion and Vote.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez 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	yes

**Members of the Court heard from:** Carol Joseph, Assistant Director, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Daugherty 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	yes

2. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: RIVER PLACE 22, AMENDED PLAT OF LOTS 142, 143, 144 AND 145 - (AMENDED PLAT – 3 LOTS – 1.03 ACRES – CANOAS DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY RIVER PLACE MUNICIPAL UTILITY DISTRICT – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (ACTION ITEM #34) (9:15 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 34 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

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

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

3. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: THE RANCH AT DEER CREEK PHASE 1, SECTION 1, AMENDED PLAT OF LOT 4, BLOCK I – (AMENDED PLAT – 1 LOT – 0.336 ACRES – CHULA VISTA DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON/TRAVIS COUNTY WCID NO. 1D - CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (ACTION ITEM #35) (9:16 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 35 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

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

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

4. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: THE RANCH AT DEER CREEK PHASE 2, SECTION 1, AMENDED PLAT OF LOTS 21 AND 21A, BLOCK 'A' - (AMENDED PLAT – 2 LOTS – 0.81 ACRES – ZAMBIA DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON/TRAVIS COUNTY WCID NO. 1D - CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (ACTION ITEM # 36) (9:17 AM)

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 36 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

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

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

5.
  - A. DISCUSS THE TOTAL VACATION OF STEINER RANCH PHASE ONE IRRIGATION TRACT. (ACTION ITEM #37) (9:18 AM)
  - B. DISCUSS THE TOTAL VACATION OF THE SECOND REPLAT OF LOT 2 OF STEINER RANCH PHASE ONE, IRRIGATION PLAT.
  - C. DISCUSS A PRELIMINARY PLAN IN PRECINCT THREE: STEINER RANCH PHASE ONE, SECTION 10 - (PRELIMINARY PLAN - 529 LOTS – 1138.68 ACRES – QUINLAN PARK ROAD TRUST DEED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY - TRAVIS COUNTY WCID NO. 17 - CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY)
  - D. DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE: STEINER RANCH PHASE ONE, SECTION 10A - (LONG FORM PLAT - 185 LOTS – 786.05 ACRES – QUINLAN PARK ROAD - TRUST DEED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 17 - CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY)

**Clerk's Note:** Items 5.A, B, C, and D are associated with one another and were called for concurrent discussion.

**Clerk's Note:** This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 37 for the Court's Motion and Vote.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

**Members of the Court heard from:** Anna Bowlin, Planner, TNR.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez 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	yes

## RESOLUTIONS, PROCLAMATIONS AND PRESENTATIONS

6. APPROVE RESOLUTION SALUTING THE STAR OF TEXAS FAIR AND RODEO. (9:20 AM)

**Members of the Court heard from:** Kallie Callahan, Director, Star of Texas Rodeo; Steve Skinner, President, Star of Texas Rodeo; and Roger El Khoury, Director, Facilities Management.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the resolution in Item 6.

**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	yes

7. RECEIVE PRESENTATION REGARDING 2002 ACTIVITIES FOR THE TRAVIS COUNTY HISTORICAL COMMISSION. (9:25 AM)

**Members of the Court heard from:** Margarine Beaman, Chair, Travis County Historical Commission.

**Clerk's Note:** The Commissioners' Court received a presentation from the Travis County Historical Commission.

Discussion Only. No action taken.

8. PRESENT RECYCLING AWARDS TO EMPLOYEES AND DEPARTMENTS DOING AN EXEMPLARY JOB SUPPORTING AND PROMOTING THE COUNTY'S RECYCLING PROGRAMS. (9:35 AM)

**Members of the Court heard from:** Charles Williams, Conservation Coordinator, TNR.

**Clerk's Note:** The Commissioners' Court presented awards to Helinda Riffe, Custodial Crew Leader, Palm Square, Facilities Management; Della Sprager, Retired and Senior Volunteer Program; Jackie Goodfellow, Manager, Customer Support Services, Information and Telecommunications Systems (ITS); Ron Dube, Travis County Purchasing Surplus Warehouse; and Dan Rollie, Travis County Purchasing Surplus Warehouse.

Discussion Only. No action taken.

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Kenneth Snyder, Northridge Acres Resident; and Jimmy Castro, Travis County Resident. (9:43 AM)



**CONSENT ITEMS**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1–C5 and Items 11, 12, 16, 17, 18, 19, 20.A and B, 21.A and B, 22, 23, 24.A and B, 25, 27, 28, 31.A-C, 33, 34, 35, 36, 37.A-D, and 39. (9:51 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	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 A PUBLIC HEARING DATE OF APRIL 1, 2003 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENTS FOR PRIVATE EASEMENTS IN ASHTON WOODS SUBDIVISION, A PRIVATE TOWN HOME COMMUNITY IN PRECINCT 2. (COMMISSIONER SONLEITNER)
- C4.** APPROVE A PUBLIC HEARING DATE OF APRIL 15, 2003, IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENTS ON EITHER SIDE OF THE COMMON LOT LINES BETWEEN LOTS 16, 17, 18, 19, 20, AND 21, BLOCK 2, PALEFACE LAKE COUNTRY ESTATES, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY)
- C5.** APPROVE A PUBLIC HEARING DATE OF APRIL 8, 2003, IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF THE 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 17 AND 18, BLOCK O, APACHE SHORES SECTION 5, A SUBDIVISION IN PRECINCT 3. (COMMISSIONER DAUGHERTY)

## PLANNING AND BUDGET DEPARTMENT ITEMS

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

A. APPROVE GRANT APPLICATION TO THE U.S. FISH AND WILDLIFE SERVICE THROUGH THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR FUNDS TO ASSIST THE COUNTY IN THE PURCHASE OF SEVEN TRACTS OF LAND WITH ENDANGERED SPECIES HABITAT FOR THE BALCONES CANYONLANDS PRESERVE; TOTAL GRANT IS \$19,444,662 AND A 25 PERCENT COUNTY MATCH OF \$4,861,166 IS REQUIRED. (9:54 AM)

**Members of the Court heard from:** Melinda Mallia, TNR; Jessica Rio, Budget Analyst, Planning and Budget Office (PBO); and Leroy Nellis, Budget Manager, PBO.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Sonleitner to approve the grant application.

**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	yes

10. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:07 AM)

No action necessary on Item 10.

## ADMINISTRATIVE OPERATIONS ITEMS

11. 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 \$452,327.42 FOR THE PERIOD OF FEBRUARY 28, 2003 THROUGH MARCH 6, 2003. (9:51 AM)

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

**12. APPROVE PERSONNEL AMENDMENTS. (9:51 AM)**

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

**JUSTICE AND PUBLIC SAFETY ITEMS**

**13. CONSIDER DRAFT LETTER TO EMERGENCY SERVICES DISTRICTS SOLICITING INPUT ON THE EMS INTERLOCAL AGREEMENT AND TAKE APPROPRIATE ACTION. (10:07 AM)**

**Members of the Court heard from:** Caryl Colburn, Acting Executive Manager, Justice and Public Safety (JPS); and Richard Herrington, Technical Director, Austin-Travis County Emergency Medical Services (EMS).

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Sonleitner to authorize sending out the letter on full Court's signature, with a due date of May 1, 2003.

<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	yes

14. REVIEW AND TAKE APPROPRIATE ACTION ON KEY QUESTIONS FOR THE INDEPENDENT REVIEW PANEL TO CONDUCT AN ANALYSIS OF THE STARFLIGHT PROGRAM'S ORGANIZATIONAL STRUCTURE AND PROTOCOL FOR USE OF THE STARFLIGHT AIRCRAFT, AND REQUEST FOR UP TO \$9,500 TO COVER EXPENSES INCURRED AND SERVICES PROVIDED BY THE REVIEW PANEL. (10:14 AM)

**Members of the Court heard from:** Caryl Colburn, Acting Executive Manager, JPS; Richard Herrington, Technical Director, Austin-Travis County EMS; Casey Ping, Program Manager, Starflight; and Willie Culberson, Chief Pilot, Starflight.

**Motion by Judge Biscoe and seconded by** Commissioner Sonleitner to approve the key questions listed in the backup and authorize that the sum of up to \$9,500.00 may be spent from salary savings in the Justice and Public Safety functional area.

**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	yes

## PURCHASING OFFICE ITEMS

15. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 6) TO CONTRACT NO. PS000047TS, WITH CAPITAL IDEA FOR WORKFORCE DEVELOPMENT SERVICES. (HHSD) (10:24 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans Services (TCHHS&VS); and Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 15.

**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	yes

16. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 2) TO INTERLOCAL NO. IL010029MQ, WITH THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES, FOR ADMINISTRATIVE SUPPORT SERVICES PROVIDED TO CASEWORKERS. (HHSD) (9:51 AM)

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

17. APPROVE MODIFICATION NO. 1 TO INTERLOCAL IL020205JW, TEXAS ENGINEERING EXTENSION SERVICE (TEEX), FOR PROFESSIONAL ASSESSMENT AND TRAINING SERVICES FOR HEAVY EQUIPMENT OPERATORS AND MAINTENANCE TECHNICIANS. (TNR) (9:51 AM)

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

18. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS010062JS, WITH THE COMMUNITY PARTNERSHIP FOR THE HOMELESS, FOR TRANSITIONAL HOUSING SERVICES FOR VETERANS. (HHSD) (9:51 AM)

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

19. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 01T0126-OJ, ACCO WASTE PAPER OF AUSTIN, FOR TRANSPORTATION OF RECYCLABLE MATERIALS. (TNR) (9:51 AM)

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

20. TAKE APPROPRIATE ACTION ON PROCUREMENT OF ARMORED CAR SERVICE. (COUNTY TREASURER) (9:51 AM)

A. REJECT ALL BIDS RECEIVED FOR IFB NO. B030035-EH, AND REBID.

B. APPROVE THREE (3) MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 00T0086-JP, DUNBAR ARMORED, INC., FOR ARMORED CAR SERVICES.

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

- 21.** APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING FOR EQUIPMENT. (SHERIFF'S OFFICE) (9:51 AM)

- A.** NO. 02T00203MP, HOYT ENTERPRISES INC.
- B.** NO. 02T00204MP, SUPER NOVA

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

- 22.** REJECT ALL BIDS RECEIVED FOR IFB B030050-RG, RENTAL OF VEHICLES, AND REBID. (TCSO) (9:51 AM)

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

- 23.** APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 02T00214RG, AARON CONCRETE CONTRACTORS, INC., FOR ROAD RECYCLING SERVICES. (TNR) (9:51 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 AWARD FOR PLUMBING-TIME AND MATERIAL SERVICES, IFB #BO30056-RV, TO THE QUALIFIED LOW BIDDERS. (COUNTYWIDE) (9:51 AM)

- A.** YPS, INC. – PRIMARY CONTRACTOR
- B.** MINEYARD PLUMBING, INC. – SECONDARY CONTRACTOR

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

- 25.** APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 01T0122-MP, AUSTIN CUSTOM SCREENS, FOR SOLAR AND ALUMINUM SCREENS. (HHSD) (9:51 AM)

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

- 26.** APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACTS FOR NEWSPAPER ADVERTISING. (PURCHASING)  
(10:30 AM)

- A.** NO. 02T00200MP, AUSTIN CHRONICLE
- B.** NO. 02T00201MP, TIENG VIET MAGAZINE
- C.** NO. 02T00202MP, HILL COUNTRY NEWS
- D.** NO. 02T00222MP, THE VILLAGER
- E.** NO. 02T00223MP, WESTLAKE PICAYUNE
- F.** NO. 02T00224MP, OAK HILL GAZETTE
- G.** NO. 02T00225MP, LA PRENSA NEWSPAPER
- H.** NO. 02T00226MP, EL MUNDO NEWSPAPER
- I.** NO. 02T00227MP, ARIBA ART & BUSINESS NEWS.

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

Discussion Only. No action taken.

Items 26.A-I to be reposted on March 25, 2003.

- 27.** APPROVE MODIFICATION NO. 7 TO CONTRACT NO. PS000307JJ, DONALD R. WARD AND ASSOCIATES, PROFESSIONAL BUYOUT GRANT SERVICES FOR THE FEMA BUYOUT PROJECT. (TNR) (9:51 AM)

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

- 28.** APPROVE EXEMPTION ORDER FOR PROFESSIONAL SURVEYING SERVICES WITH SAM, INC. FOR THE CAMERON AND PFLUGERVILLE EAST/PECAN ROAD RECONSTRUCTION PROJECTS AND AUTHORIZE THE PURCHASING AGENT TO ISSUE A CONTRACT, PURSUANT TO COUNTY PURCHASING ACT, TEX. LOC. GOVT. CODE ANN. SEC. 262.024 (a)(4). (TNR) (9:51 AM)

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

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 29.** RECEIVE, DISCUSS AND TAKE APPROPRIATE ACTION ON STAFF REPORT REGARDING HIRING OF CONSULTANT AND SCOPE OF SERVICES TO ADDRESS GAS EMISSIONS AND ODORS IN NORTHEAST TRAVIS COUNTY LANDFILLS. (COMMISSIONER DAVIS) (9:14 AM) (1:44 PM)

**Members of the Court heard from:** John Kuhl, Environmental Officer, TNR; Tom Nuckols, Assistant County Attorney; Trek English, Northeast Action Group; Melanie McAfee, Owner, Barr Mansion; Mark McAfee, Owner, Barr Mansion; and Joyce Best, Northeast Austin Resident.

**Motion by Judge Biscoe and seconded by Commissioner Davis to:** 1) define the scope; 2) acquire partners; 3) refine the cost; 4) get contributions, or allocate the costs; and 5) get whatever partnering commitment we can from TCEQ (Texas Commission on Environmental Quality) and EPA (Environmental Protection Agency), namely, cash resources, expertise, in-person writing, etc., from the state and federal regulatory agencies. And the other thing is, Thursday or Friday of this week, let's share the revised scope of services with operators, residents, and other interested persons.

**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

Item 29 to be reposted on April 1, 2003.

- 30. 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. (10:44 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:** Items 30.A and B are associated with one another and were called for concurrent discussion.

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

Discussion Only. No action taken.



31. A. APPROVE A PHASING AGREEMENT WITH JBDI DEVELOPMENT, INC. AND METRO H2O LTD. ESTABLISHING RESPONSIBILITIES RELATED TO THE DEVELOPMENT OF FOREST BLUFF SECTION 2. (COMMISSIONER DAVIS) (9:51 AM)
- B. APPROVE ADVANCED FUNDING AGREEMENT FOR VOLUNTARY TRANSPORTATION IMPROVEMENTS WITH TXDOT RELATED TO THE DEVELOPMENT OF FOREST BLUFF SECTION 2.
- C. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT ONE – FOREST BLUFF SECTION 2 – (LONGFORM PLAT – 96 LOTS – 21.62 ACRES – DELTA POST DRIVE – FISCAL POSTED WITH TRAVIS COUNTY – HORNSBY BEND UTILITY COMPANY – CITY OF AUSTIN ETJ). (COMMISSIONER DAVIS)

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

32. APPROVE CONTRACT AMENDMENT TO THE AGREEMENT WITH THE CLEAN AIR FORCE OF CENTRAL TEXAS (CAF) TO FUND ADMINISTRATIVE POSITIONS AND PROGRAMS. (COMMISSIONER DAVIS) (10:54 AM)

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

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 32 and issue the \$20,000.00.

**Motion carried:**

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Gerald Daugherty	no
Precinct 4, Commissioner Margaret J. Gómez	yes

33. APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO "LESSMANN LANE" IN PRECINCT FOUR. (COMMISSIONER GOMEZ) (9:51 AM)

**Clerk's Note:** Item 33 is the action item for the public hearing on Agenda Item 1.

**Clerk's Note:** Item 33 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 34.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: RIVER PLACE 22, AMENDED PLAT OF LOTS 142, 143, 144 AND 145 - (AMENDED PLAT – 3 LOTS – 1.03 ACRES – CANOAS DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY RIVER PLACE MUNICIPAL UTILITY DISTRICT – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:51 AM)

**Clerk's Note:** Item 34 is the action item for the public hearing on Agenda Item 2.

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

- 35.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: THE RANCH AT DEER CREEK PHASE 1, SECTION 1, AMENDED PLAT OF LOT 4, BLOCK I – (AMENDED PLAT – 1 LOT – 0.336 ACRES – CHULA VISTA DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON/TRAVIS COUNTY WCID NO. 1D - CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:51 AM)

**Clerk's Note:** Item 35 is the action item for the public hearing on Agenda Item 3.

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

- 36.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: THE RANCH AT DEER CREEK PHASE 2, SECTION 1, AMENDED PLAT OF LOTS 21 AND 21A, BLOCK 'A' - (AMENDED PLAT – 2 LOTS – 0.81 ACRES – ZAMBIA DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON/TRAVIS COUNTY WCID NO. 1D - CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:51 AM)

**Clerk's Note:** Item 36 is the action item for the public hearing on Agenda Item 4.

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

- 37. A.** APPROVE THE TOTAL VACATION OF STEINER RANCH PHASE ONE IRRIGATION TRACT. (9:51 AM)
- B.** APPROVE THE TOTAL VACATION OF THE SECOND REPLAT OF LOT 2 STEINER RANCH PHASE 1 IRRIGATION PLAT;
- C.** APPROVE A PRELIMINARY PLAN IN PRECINCT THREE: STEINER RANCH PHASE ONE, SECTION 10 - (PRELIMINARY PLAN - 529 LOTS – 1138.68 ACRES – QUINLAN PARK ROAD - TRUST DEED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 17 - CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY)
- D.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: STEINER RANCH PHASE ONE, SECTION 10A - (LONG FORM PLAT - 185 LOTS – 786.05 ACRES – QUINLAN PARK ROAD - TRUST DEED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 17 - CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY)

**Clerk's Note:** Item 37 is the action item for the public hearing on Agenda Item 5.

**Clerk's Note:** Items 37.A, B, C, and D added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

## OTHER ITEMS

38. A. DISCUSS LEGISLATIVE ISSUES, INCLUDING PROPOSED BILLS, AND TAKE APPROPRIATE ACTION. (11:02 AM)

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

**HB2402 (Sponsor – Representative Stick) Relating to the compensation of district judges in Travis County.**

**Members of the Court heard from:** John Dietz, Judge 250<sup>th</sup> District Court; Susan Spataro, Travis County Auditor; and Chris Shields, Legislative Consultant.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the endorsement of House Bill 2402.

<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	yes

**HB2401 (Sponsor – Representative Stick) Relating to the criminal law magistrates in Travis County.**

**Members of the Court heard from:** Susan Spataro, Travis County Auditor; and Ann Denkler, Executive Assistant, Commissioner Precinct 2 Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to support House Bill 2401.

<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	yes

## ITEM 38 CONTINUED

### Bed Tax

**Members of the Court heard from:** Chris Shields, Legislative Consultant; Leroy Nellis, Budget Manager, PBO; and John Hille, Assistant County Attorney.

Discussion only. No action taken.

### **SB1159 (Sponsor – Senator Barrientos) Relating to the regulation of motor vehicle emissions in counties participating in Early Action Compacts.**

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

**Motion by** Commissioner Gómez **and seconded by** Judge Biscoe to support the proposed bill.

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

### **HB1837 (Sponsor – Representative Baxter) Relating to federal approval of land for habitat conservation.**

**Members of the Court heard from:** Scheleen Walker, TNR; and John Kuhl, Environmental Officer, TNR.

**Clerk's Note:** The Commissioners' Court directed John Kuhl to meet with Representative Baxter, and report back to the Court if there is some response.

Discussion only. No action taken.

## ITEM 38 CONTINUED

### **SB887 (Sponsor – Senator Carona) Relating to solid waste disposal fees.**

**Members of the Court heard from:** Scheleen Walker, TNR; Melinda Mallia, TNR; and Chris Shields, Legislative Consultant.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to authorize Staff to work with the Capital Area Planning Council (CAPCO), to support the CAPCO position, and do what is necessary to kill this 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

### **HB1 (Sponsor – Representative Heflin) Relating to the appropriations of money for the 2004-2005 Biennium.**

**Members of the Court heard from:** April Bacon, Travis County Auditor's Office; and Chris Shields, Legislative Consultant.

Discussion only. No action taken.

### **SB1265 (Sponsor – Senator Armbrister) Relating to initiating the prosecution of environmental crimes.**

**Members of the Court heard from:** Tom Nuckols, Assistant County Attorney; and Chris Shields, Legislative Consultant.

Discussion only. No action taken.

### **HB1898 & SB1017 (Sponsor – Representative Nixon) Relating to the ability of a county to sue and be sued.**

**Members of the Court heard from:** John Hille, Assistant County Attorney.

Discussion only. No action taken.

39. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:51 AM)

**Clerk's Note:** Item 39 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

40. CONSIDER REQUEST FROM AUSTIN COMMUNITY COLLEGE FOR TRAVIS COUNTY ASSISTANCE WITH THE MAY 2003 ELECTION, AND TAKE APPROPRIATE ACTION. (1:43 PM) (3:02 PM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; and John Hille, Assistant County Attorney.

**Clerk's Note:** The Commissioners' Court was asked to adopt, in concept, the contract between Travis County, the City of Austin, and Austin Community College, for Travis County to conduct the May 3, 2003 election.

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

**A Clarification of the previous Motion was made by** Commissioner Sonleitner that if, indeed, the City of Austin has a runoff, their proportionate share of expenses would be 100%.

<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	yes

## 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

- 41.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION WITH REGARD TO CLAIM OF DR. MARK KARAKOURTIS, M.D. FOR PAYMENT FOR SURGICAL CARE RENDERED TO INMATES OF THE TRAVIS COUNTY JAIL. <sup>1</sup> (3:11 PM) (4:28 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.

Item 41 to be reposted on April 1, 2003.

- 42.** DISCUSS, APPROVE AND TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES FOR OFFICE SPACE FOR VARIOUS COUNTY DEPARTMENTS. <sup>2</sup> (3:11 PM) (4:28 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; and Gov't. Code Ann. 551.072, Real Property.

No action needed on Item 42.

- 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> (3:14 PM)

Item 43 postponed until March 25, 2003.



44. 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> (3:11 PM) (4:28 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.

No action needed on Item 44.

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TNR DEPARTMENT AND/OR TAKE APPROPRIATE ACTION REGARDING RIGHT-OF-WAY TRANSACTIONS RELATING TO COUNTY ROADWAY CONNECTIONS TO SH 130. (COMMISSIONER DAVIS) <sup>1 AND 2</sup> (3:11 PM) (4:29 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 and Gov't. Code Ann. 551.072, Real Property.

No action needed on Item 45.

46. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO RETAIN NECESSARY EXPERTS AND TAKE APPROPRIATE ACTION CONCERNING THE MATTER OF BLAYNE WILLIAMS V. MARGO FRASIER, TRAVIS COUNTY SHERIFF, IN THE UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION; CIVIL ACTION NO. A-01-CA-470. <sup>1</sup> (3:11 PM) (4:29 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.

Item 46 pulled from the Agenda.

47. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND TAKE APPROPRIATE ACTION IN THE MATTER OF MERLIN “SPANKY” HANDLEY V. TRAVIS COUNTY, TEXAS, CITY OF AUSTIN, TEXAS, DINAH DINWIDDIE, INDIVIDUALLY, AND IN HER OFFICIAL CAPACITY, CASEY PING, INDIVIDUALLY, AND IN HIS OFFICIAL CAPACITY, GORDON BERGH, KEVIN MCDONALD AND RICHARD HERRINGTON, CAUSE NO. A-02-CA-606 JN, IN THE UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. <sup>1</sup> (3:11 PM) (4:29 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.

Item 47 to be reposted on March 25, 2003.

48. RECEIVE LEGAL ADVICE ON REQUEST FROM MR. KENNETH SNEED TO WAIVE PENALTY AND INTEREST ON TAXES DUE, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (3:11 PM) (4:29 PM)

**Clerk’s Note:** Judge Biscoe announced that Item 48 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Item 48 to be reposted on March 25, 2003.

## ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (4:30 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	yes

## MINUTES APPROVED BY THE COMMISSIONERS’ COURT

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Date of Approval

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Samuel T. Biscoe