

MINUTES -- May 6, 1997

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 6th day of May 1997, the Commissioners' Court convened the Voting Session at 9:13 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 Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 11:59 AM and reconvened the Voting Session at 1:35 PM.

The Commissioners' Court retired to Executive Session at 4:32 PM and reconvened the Voting Session at 5:28 PM.

The Commissioners' Court adjourned the Voting Session at 5:35 PM.

RESOLUTIONS & HEARINGS

1. APPROVE PROCLAMATION RECOGNIZING THE 10TH ANNUAL STEP UP TO SUCCESS PROGRAM FOR AUSTIN AREA HISPANIC STUDENTS. (9:16 AM)

Motion by Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the Proclamation.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

2. APPROVE PROCLAMATION RECOGNIZING PARTICIPANTS IN THE TRAVIS COUNTY 4-H EMPOWERING TEEN LEADERS PROGRAM. (9:17 AM)

Members of the Court heard recognized: Tara Bradshaw, Christopher Galban, Melissa Henderson, Valerie Kugle, Heather McAngus, John Morrow, Shannon Northup, Ann Price, Lace Puryear, Rebecca Wardlaw, Brian Wicker, Chad Ballad - Mentor, Judy McAngus - Mentor and Janean Romines - Mentor.

Members of the Court heard from: Betty Robertson, Program Sponsor.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve the Proclamation.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

3. APPROVE RESOLUTION PROCLAIMING THE WEEK OF MAY 5 - 11, 1997
"PUBLIC SERVICE RECOGNITION WEEK". (9:21 AM)

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve the Resolution.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

4. PRESENT RECYCLING AWARDS TO EMPLOYEES DOING AN EXEMPLARY
JOB SUPPORTING AND PROMOTING THE COUNTY'S RECYCLING PROGRAM.
(9:24 AM)

Members of the Court heard recognized: Connie Arzola, Case Coordinator, District Clerk's Civil Division; Sergeant Robert Redpath, Travis County Sheriff's Office (TCSO); Senior Officer Ronnie Plant, TCSO; Del Valle Correctional Complex (receiving award was Major David Balagia, TCSO); and Charles Williams, Program Coordinator.

5. APPROVE A RESOLUTION RECOGNIZING THE ADOPTION OF BOB WENTZ
PARK AT WINDY POINT BY THE AUSTIN WINDSURF CLUB. (9:33 AM)

Members of the Court heard from: Gil Yetter, President, Austin Windsurf Club (AWC); Mike Sholtz, Secretary, AWC; Tony Winkler, Events Director, AWC; and Bob Morrow, Membership Director, AWC.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Biscoe to approve the Resolution.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- A.1 PUBLIC HEARING ITEM - APPROVE A REQUEST TO INVOKE POLICE AUTHORITY TO ALLOW TNR TO INSTALL ALL-WAY STOP CONTROL ON SPICEWOOD PARKWAY AT THE INTERSECTIONS OF OLSON DRIVE, SPICEWOOD CLUB DRIVE, CEDAR CREST DRIVE, AND BART HOLLOW DRIVE AS A PILOT PROJECT TO DISCOURAGE CUT-THROUGH TRAFFIC FOR THE PURPOSE OF IMPROVING NEIGHBORHOOD SAFETY. (9:39 AM)**

Motion by Commissioner Sonleitner and **seconded by** Commissioner Biscoe that the Public Hearing be opened.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Steve Manilla, Division Director of Engineering and Planning, TNR; Raymond Reed, TNR; and Greg Alvarez, TNR.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Biscoe that the Public Hearing be closed.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Item A.1 is Consent Item C25. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS COMMUNICATION

Commissioner Gómez thanked the many Travis County and City of Austin employees who worked on the Cinco de Mayo Celebration. “It was a wonderful day in the park and was enjoyed by all. Thank you for your hard work.” (9:42 AM)

Commissioner Sonleitner thanked all the volunteers who worked on making “Splash Day” a success. She gave special mention to TNR’s Park Rangers, Sheriff Frasier and TCSO staff for making it a safe event. (9:42 AM)

CONSENT ITEMS

- 6. Motion by** Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 14.A, B and D; 18; 24; and C1 - C25, excluding C4, C15 and C16. (9:48 AM)

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

C1.RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

C2.AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.

C3. APPOINT THOM FARRELL TO TRAVIS COUNTY EMERGENCY SERVICE DISTRICT #9 FOR A TWO-YEAR TERM UNTIL DECEMBER 31, 1998.

CONSENT ITEMS CONTINUED**C4. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:15 PM) (2:50 PM)**

Clerk's Note: Items C4, C4.A and 15 are associated with one another and were simultaneously called for concurrent discussion.

Members of the Court heard from: The Honorable Wilford Flowers, Judge, 147th District; Rod Gustafson, Director of Court Management, Criminal Courts; Carlotta Valdez, Compensation Manager; Cynthia Wise Galvan, Personnel Analyst; and Alicia Perez, Executive Manager, Administrative Operations; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Steve Cole, Senior Budget Analyst, PBO.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Biscoe to approve Item 15, the Personnel Amendments, without the District Clerk Slot transaction and without approving the job title for Slot 27 in the District and County Criminal Courts; also move to approve Item C4 and C4.A.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- A. CONSIDER PROPOSAL FROM THE DISTRICT COURTS TO CONSOLIDATE THE ADMINISTRATION OF THE SHORT PROGRAM (DRUG DIVERSION COURT) BY COMBINING THE TWO (2) FUNCTIONS OF THE PROGRAM (THE INTAKE UNIT - CURRENTLY UNDER COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD), AND THE COUNSELING UNIT - CURRENTLY UNDER CRIMINAL JUSTICE PLANNING) AND PLACING THEM UNDER THE DIRECTION OF THE CRIMINAL COURTS ADMINISTRATION OFFICE. (2:15 PM) (2:50 PM)**

Clerk's Note: Items C4, C4.A and 15 are associated with one another and were simultaneously called for concurrent discussion. Please refer to Item C4 for a summary of the Court's action on this Item.

C5. APPROVE REQUEST FOR TRAVEL REIMBURSEMENT (OVER 90 DAYS) FOR FOUR (4) MAINTENANCE TECHNICIANS OF THE SHERIFF'S OFFICE.**C6. APPROVE MODIFICATION OF LEASE WITH HARRY M. WHITTINGTON D/B/A TRAVIS PROPERTIES FOR THE PROPERTY AT 209 WEST 9TH STREET.****CONSENT ITEMS CONTINUED**

- C7.** APPROVE STATE CATALOGUE PURCHASE OF MCAFEE VIRUS PROTECTION SOFTWARE, LICENSE AND MAINTENANCE.
- C8.** APPROVE CONTRACT MODIFICATION NO. 3 TO CONTRACT NO. PS970104-SG, WALKER, BRIGHT & WHITTENTON, P.C. , LEGAL SERVICES IN CAUSE NO. 95-15823, HUDSON V. KEEL; CONTRACT APPROVED ON 4/13/96; MODIFICATION ADDS ADDITIONAL COMPENSATION CATEGORIES FOR PARTNERS, ASSOCIATES AND LAW CLERKS/PARALEGALS.
- C9.** APPROVE CONTRACT AWARD FOR INSTALLATION OF ISOLATION, WATER VALVES FOR TRAVIS COUNTY JAIL, IFB# B970084-JP, TO THE LOW, QUALIFIED BIDDER, ABLE PLUMBING COMPANY, IN THE ESTIMATED AMOUNT OF \$24,243.86.
- C10.** APPROVE STATE TERM CONTRACT PURCHASE OF TWO (2) FORD CAB AND CHASSIS FOR THE SHERIFF'S OFFICE IN THE AMOUNT OF \$45,928.00.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 96T0351-JJ, DEERY AMERICAN CORPORATION, TYPE 3 SEALANT MATERIAL; CONTRACT APPROVED ON 7/23/96; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.
- C12.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACTS 96T0339-RH, 96T0340-RH, 96T0341-RH AND 96T0342-RH FOR NON-CAPTIVE AUTOMOTIVE PARTS; MODIFICATION ALLOWS FOR A 12-MONTH CONTRACT EXTENSION.
- C13.** APPROVE CONTRACT AWARD FOR THE PROVISION OF BOAT, BOAT MOTOR, AND MARINE COMPONENT MAINTENANCE/REPAIRS - TIME AND MATERIALS TO HIGHLAND LAKE MARINE, INC., D/B/A LAKE LBJ MARINELAND.
- C14.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES AS OUTLINED IN IFB#e B970707-JJ, HILL COUNTRY WATER SUPPLY CORP. LINE EXTENSIONS, TO THE LOW, QUALIFIED BIDDER, RICHARD H. WATERS CONSTRUCTION IN THE ESTIMATED AMOUNT OF \$118,779.70.

CONSENT ITEMS CONTINUED

- C15.** APPROVE CONTRACT AWARDS FOR PROVISION OF RESIDENTIAL AND OUTPATIENT SUBSTANCE ABUSE TREATMENT SERVICES FOR JUVENILE OFFENDERS TO PHOENIX HOUSES OF TEXAS, INC., AND AUSTIN RECOVERY CENTER. (2:53 PM)

Members of the Court heard from: Emmett Hayes, JOSATS Project Director, Juvenile Court.

Motion by Commissioner Bristol and **seconded by** Commissioner Biscoe to approve the contract award for the Austin Recovery Center.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- C16.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOTS 31-39, BARTON CREEK LAKESIDE, PHASE ONE AND LOTS 1-34, BARTON CREEK LAKESIDE, PHASE TWO - (SHORTFORM - NO FISCAL REQUIRED -55 LOTS 26.756ACRES MAJESTIC HILLS BLVD OETJ).

Item C16 pulled from the agenda. (Duplicate of C22).

- C17.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 228, 229, & 230, THE HILLS OF LAKEWAY PHASE TWO - (AMENDED PLAT - NO FISCAL REQUIRED - 1 LOT - 0.580 ACRES - STILLMEADOW DRIVE - LAKEWAY ETJ).
- C18.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 483, 484, 485, THE HILLS OF LAKEWAY PHASE SIX - (AMENDED PLAT - NO FISCAL REQUIRED - 1 LOT - 0.379 ACRES - TREEHAVEN LANE - LAKEWAY ETJ).
- C19.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF LOTS 596 & 597, THE HILLS OF LAKEWAY PHASE EIGHT - (AMENDED PLAT - NO FISCAL REQUIRED - 1 LOT - 0.662 ACRES - RANDOM COVE - LAKEWAY ETJ).

CONSENT ITEMS CONTINUED

- C20.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: THE AMENDED PLAT OF LOTS 9 AND 10, BLOCK 'C' STONEY RIDGE PHASE A, SECTION II - (AMENDED PLAT - NO FISCAL REQUIRED - 2 LOTS - 0.503 ACRES - MOORE'S CROSSING BLVD.).
- C21.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: THE AMENDED PLAT OF LOTS 61 THROUGH 65 ST. ANDREWS PLANNED UNIT DEVELOPMENT - (AMENDED PLAT - NO FISCAL REQUIRED - 3 LOTS - 0.6 ACRES - TROON DRIVE - LAKEWAY ETJ).
- C22.** APPROVE PLAT FOR RECORDING AND A PARTIAL VACATION IN PRECINCT THREE: RESUBDIVISION OF LOTS 31-39, BARTON CREEK LAKESIDE, PHASE ONE AND LOTS 1-34, BARTON CREEK LAKESIDE, PHASE TWO - (SHORTFORM - NO FISCAL REQUIRED - 55 LOTS - 26.756 ACRES - MAJESTIC HILLS BLVD. - OETJ).
- C23.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: SPRINGBROOK COMMERCIAL SUBDIVISION - (SHORTFORM - BOUNDARY STREET FISCAL POSTED WITH TRAVIS COUNTY - 2 LOTS - 24.605 ACRES - PFLUGERVILLE LOOP AND SCHULTZ LANE).
- C24.** APPROVE A PUBLIC HEARING DATE OF MAY 27, 1997 FOR APPROVAL OF PROPOSED STREET NAME CHANGE FOR LEFT OVER RIGHT-OF-WAY OF BURLESON ROAD TO "MOORES BRIDGE ROAD", IN PRECINCT FOUR.
- C25. ADDED ITEM** - APPROVE A REQUEST TO INVOKE POLICE AUTHORITY TO ALLOW TNR TO INSTALL ALL-WAY STOP CONTROL ON SPICEWOOD PARKWAY AT THE INTERSECTIONS OF OLSON DRIVE, SPICEWOOD CLUB DRIVE, CEDAR CREST DRIVE, AND BART HOLLOW DRIVE AS A PILOT PROJECT TO DISCOURAGE CUT-THROUGH TRAFFIC FOR THE PURPOSE OF IMPROVING NEIGHBORHOOD SAFETY.

ADMINISTRATIVE ITEMS

7. RECEIVE UPDATE ON THE POPULATION OF THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER. (9:50 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP); Kati Broderick, Manager, CJP; Rachel Cavanaugh, Assistant Warden, Wackenhut Correctional Facility; and Vince West, Data Analyst, Community Justice Center.

Discussion Only.

8. A. APPROVE ADJUSTMENT TO APPROVED BUDGET FOR PHASE 1A PROJECT AT DEL VALLE FOR ADDITIONAL FUNDING TO OFFSET PROPOSED DESIGN FEES. (10:23 AM) (3:36 PM)

Members of the Court heard from: Ken Gaede, Project Administrator, Facilities Management; Tom Hooker, AIA, Principal of Pfluger, Wiginton, Hooker; Dan Crise, Fluor Daniel; Marvin Brice, Construction Procurement Manager, Purchasing; Mike Barrow, Project Manager, Fluor Daniel; Kevin Bailey, Director, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; and John Hille, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Biscoe to approve the adjustment to the approved budget for Phase 1A.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

ITEM 8 CONTINUED

B. AWARD CONTRACT TO PFLUGER, WIGINTON, HOOKER FOR PROFESSIONAL ARCHITECTURAL /ENGINEERING SERVICES FOR PHASE 1A AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX AT DEL VALLE (TCCC). (10:23 AM) (3:36 PM AM)

Members of the Court heard from: Ken Gaede, Project Administrator, Facilities Management; Tom Hooker, AIA, Principal of Pfluger, Wiginton, Hooker; Dan Crise, Fluor Daniel; Marvin Brice, Construction Procurement Manager, Purchasing; Mike Barrow, Project Manager, Fluor Daniel; Kevin Bailey, Director, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; and John Hille, Assistant County Attorney.

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to award the contract, with the minor changes just discussed in Item 8.B.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

C. APPROVE REQUIRED ACTION ON IMPACT TO FLUOR DANIEL'S CONTRACT. (10:23 AM) (3:36 PM) (4:32 PM) (5:32 PM)

Members of the Court heard from: Ken Gaede, Project Administrator, Facilities Management; Tom Hooker, Pfluger, Wiginton, Hooker; Dan Crise, Fluor Daniel; Marvin Brice, Construction Procurement Manager, Purchasing; Mike Barrow, Project Manager, Fluor Daniel; Kevin Bailey, Director, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; and John Hille, Assistant County Attorney.

Judge Aleshire announced that Item 8C would be considered in Executive Session.

No action taken on Item 8.C.

9. RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY. (11:29 AM)

Members of the Court heard from: Heather Cox, Legislative Aid to Commissioner Bristol, Precinct Three; and John Posey, Research Analyst, Criminal Justice Planning (CJP).

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to send the drafted letter, with the changes just discussed, to Travis County's Legislative Delegation, indicating the Court's opposition to House Bill 1864.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

A Clarification was made of the previous Motion and Vote by Commissioner Biscoe to request the Travis County Legislative Delegation to get copies of the letter to the appropriate Members of the House.

Motion by Commissioner Gómez and **seconded by** Commissioner Bristol to oppose the Rider (House Bill 1).

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

10. APPOINT ADVISORY COMMITTEE ON SUBDIVISION STANDARDS AND ADOPT COMMITTEE CHARTER. (11:44 AM)

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

No action taken on Item 10.

Item 10 to be reposted on May 13, 1997.

11. DISCUSS AND GIVE STAFF DIRECTION CONCERNING SUPPORT EXPENDITURES OF CITIZENS COMMITTEE. (11:45 AM)

Members of the Court heard from: David Escamilla, First Assistant County Attorney.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to provide staff direction to the County Attorney's Office and other appropriate departments, such as Planning and Budget, in order to set up a budget line item on this and bring back appropriate advice to the Court for action, and to repost this as an action item for next week.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	oppose
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	oppose

12. DISCUSS AND APPROVE THE ISSUANCE OF THE GROUP BENEFITS PROGRAM, RFP R970104-OJ. (1:36 PM)

Members of the Court heard from: Carol Garcia, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Marilyn Hancock, Interim Director, Human Resources Management (HRMD); Patricia O'Reilly, Senior Manager, KPMG Peat Marwick; Daniel Mansour, Risk Manager, HRMD; Cyd Grimes, Travis County Purchasing Agent; and Barbara Wilson, Assistant County Attorney.

Discussion Only.

Item 12 to be reposted on May 13, 1997.

13. DISCUSS, APPROVE AND AUTHORIZE THE PURCHASING AGENT TO ENTER INTO NEGOTIATIONS WITH THE TOP RANKING VENDOR FOR THE INTEGRATED JUSTICE SYSTEM, RFP R960072-OJ. (2:58 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Dinah Dinwiddie, Executive Manager, CJP; David Escamilla, First Assistant County Attorney; Frank Curcio, Director, Information and Telecommunications Systems (ITS); Brad Powell, Assistant Director, ITS; Ron Shroer, Project Manager for IJS, ITS; and Susan Spataro, Travis County Auditor.

Discussion Only.

No action taken on Item 13.

14. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:48 AM)

A. APPROVE GRANT APPLICATION THROUGH TEXAS DEPT. OF HUMAN SERVICES FOR NATIONAL SCHOOL LUNCH PROGRAM FOR JUVENILE COURT. (9:48 AM)

Item 14.A added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

B. APPROVE GRANT APPLICATION THROUGH THE TEXAS DEPT. OF HUMAN SERVICES FOR COMMODITY CONTRACT FOR JUVENILE COURT. (9:48 AM)

Item 14.B added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

C. APPROVE GRANT APPLICATION FOR CANDIDATE PROJECT SUBMISSION THROUGH ATS - FY'98 STP 4-C CONGESTION RELIEF PROGRAM, FOR TRANSPORTATION & NATURAL RESOURCES (TNR) DEPARTMENT. (9:48 AM) (3:30 PM)

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

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to approve the grant application in Item 14.C.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	abstain

D. APPROVE GRANT CONTRACT WITH TEXAS DEPARTMENT OF PUBLIC SAFETY - DIVISION OF EMERGENCY MANAGEMENT FOR EMERGENCY MANAGEMENT ASSISTANCE GRANT FOR COUNTY EMERGENCY SERVICES DEPARTMENT. (9:48 AM)

Item 14.D added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

15. APPROVE PERSONNEL AMENDMENTS. (2:15 PM)

Clerk's Note: Items C4, C4.A and 15 are associated with one another and were simultaneously called for concurrent discussion. Please refer to Item C4 for a summary of the Court's action on this Item.

16. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (3:52 PM) (4:10 PM)

- A. T.C.S.O. - SETTLE**
- B. ADOLFO ALVAREZ - SETTLE**
- C. JOAN CONTRERAS - DENY**
- D. JAMES MARSHALL - DENY**
- E. JEFFREY BALDWIN - DENY**

Clerk's Note: The Risk Manager asked that Item 16.E be postponed until May 13, 1997.

- F. JOHN MCDONALD - DENY**
- G. CITY OF AUSTIN - DENY**
- H. SOUTHWESTERN WATER CORP - DENY**

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Biscoe to move approval of the liability claim recommendations as presented by the Risk Manager.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

A Clarification was made of the previous Motion and Vote by Judge Aleshire that the approval was for Item 16.A, B, C, D, F, G and H with E postponed.

17. DISCUSS AND TAKE NECESSARY ACTION TO SUPPORT INSTALLATION OF SYSTEMS FURNITURE ON THE SECOND FLOOR OF THE TRAVIS COUNTY COURTHOUSE FOR THE COUNTY CLERK. (4:18 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; Belinda Poppa, Project Manager, Facilities Planning in Facilities Management; Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS); and Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO).

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

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

18. APPROVE AND/OR RATIFY APPOINTMENTS TO CAPCO COMMITTEES.
(9:48 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: Rod Gustafson was nominated by Judge Aleshire to the CAPCO Committees.

Item 18 to be reposted on May 13, 1997.

19. APPROVE CAPCO CONTRACT FOR ADDRESSING MAINTENANCE AND COORDINATION. (9:14 AM)

Item 19 postponed until May 13, 1997.

20. APPROVE AGREEMENT WITH GALESI GROUP FOR RIGHT-OF-WAY AND PHASING OF PARMER LANE FM 734 AND HARRIS BRANCH PARKWAY.
(9:14 AM)

Item 20 postponed until May 13, 1997.

21. APPROVE CONTRACT AWARD FOR THE PROVISION OF INDEPENDENT TESTING AND INSPECTION SERVICES IN SUPPORT OF THE CRIMINAL JUSTICE CENTER (CJC) PROJECT, RFQ NO. Q970035-MB, TO FUGRO McCLELLAND (SOUTHWEST), INC. IN THE (ESTIMATED) AMOUNT OF \$242,488.00. (3:51 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Kevin Bailey, Director of Facilities Management; and Mike Barrow, Project Manager, Fluor Daniel.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve the contract award for independent testing and inspection services.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

22. APPROVE CONTRACT AWARD FOR THE PROVISION OF ON-SITE COMMISSIONED SECURITY GUARD SERVICES, IFB# B970087-BA, TO THE SECOND LOW, RESPONSIBLE BIDDER, EXECUTIVE SECURITY, IN THE ESTIMATED AMOUNT OF \$35,264.84. (4:03 PM)

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

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve the contract award for on-site commissioned security services to Executive Security.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 23.** APPROVE CONTRACT AWARD FOR THE PROVISION OF TEMPORARY EMPLOYMENT AGENCY (IES), IFB# B970060-BA, TO THE LOW QUALIFIED BIDDERS: PRIMARY AWARD, ADSTAFF MANAGEMENT; SECONDARY AWARD, T.N. EMPLOYMENT; TERTIARY AWARD, TEMPORARIES IN THE ESTIMATED AMOUNT OF \$54,608.60. (4:08 PM)

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

Item 23 postponed until May 13, 1997.

- 24.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:48 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 6 (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

- 25.** APPROVE THIRD AMENDMENT TO CONTRACT WITH FLUOR DANIEL, INC., OR TAKE OTHER APPROPRIATE ACTION. (PEREZ)¹ (4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 25 would be considered in Executive Session.

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to approve the third amendment to the contract with Fluor Daniel, Inc., and the accompanying letter.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 26.** APPROVE PURCHASE CONTRACT WITH JIMMY SPILLAR FOR ACQUISITION OF APPROXIMATELY 718 SQUARE FEET OUT OF SPILLAR PROPERTY AT 2701 S. CONGRESS IN CONNECTION WITH JUVENILE JUSTICE PROJECT AND/OR APPROVE COST OF SURVEY, TITLE COMMITMENT AND POLICY, AND CLOSING COSTS.² (9:14 AM)

Item 26 postponed until May 13, 1997.

- 27.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY AND TAKE APPROPRIATE ACTION.¹ (4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 27 would be considered in Executive Session.

Item 27 pulled from the Agenda.

- 28.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD., (GIESELMAN; CONDEMNATION CASE)¹
(9:14 AM)

Item 28 postponed until May 13, 1997.

- 29.** RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION REGARDING REGINALD SWISHER CLAIM. (SWISHER; KEEL; PERSONAL INJURY NEGLIGENCE CLAIM).¹
(4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 29 would be considered in Executive Session.

Item 29 postponed until May 13, 1997.

- 30.** RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN VELASQUEZ V. SHERIFF TERRY KEEL, ET AL (VELASQUEZ; KEEL SECTION 1983 EXCESSIVE FORCE).¹
(4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

Item 30 postponed until May 13, 1997.

- 31.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN HUTSON, CHRISTOPHER V. CITY OF AUSTIN, ET AL., CAUSE NO. A96-CA-572-SS (FRASIER; DENIAL OF MEDICAL CARE, SECTION 1983).¹
(4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

Item 31 postponed until May 13, 1997.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN KELLY LAYTON V. TRAVIS COUNTY, TEXAS, SHERIFF MARGO FRASIER, ET AL., CAUSE NO. A96-CA-483-SS, (FRASIER; DENIAL OF MEDICAL CARE, SECTION 1983).¹ (4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 32 would be considered in Executive Session.

Item 32 postponed until May 13, 1997.

33. MAKE, ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN JEANETTE DUNAWAY V. CITY OF AUSTIN, ET AL.; CAUSE NO. 95-07331 (FRASIER; DENIAL OF MEDICAL CARE, SECTION 1983/TTCA). (4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 33 would be considered in Executive Session.

Item 33 postponed until May 13, 1997.

34. REVIEW PERFORMANCE EXPECTATIONS FOR EXECUTIVE MANAGER FOR JUSTICE & PUBLIC SAFETY ON VARIOUS JUSTICE-RELATED PROJECTS.³ (4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 34 would be considered in Executive Session.

Item 34 postponed until May 13, 1997.

35. **ADDED ITEM** - DISCUSSION OF SETTLEMENT OFFER FROM THE PLAINTIFF'S ATTORNEY AND GENERAL MERITS OF THE CASE AND TAKE APPROPRIATE ACTION IN CAUSE NO. A-96-CA-674-SS (CURETON V. TERRY KEEL, TRAVIS COUNTY SHERIFF AND TRAVIS COUNTY, TEXAS)¹ (4:32 PM) (5:32 PM)

Judge Aleshire announced that Item 35 would be considered in Executive Session.

Item 35 postponed until May 13, 1997.

- 36. ADDED ITEM - DISCUSS THE CITY MANAGER'S RECOMMENDATION FOR SELECTION OF THE AUSTIN HEALTH AND HUMAN SERVICES DIRECTOR AND TRAVIS COUNTY'S EXECUTIVE MANAGER FOR HEALTH AND HUMAN SERVICES AND VETERANS' SERVICES, AND TAKE APPROPRIATE ACTION.³**
(4:32 PM)

Item 36 postponed until May 13, 1997.

THE FOLLOWING ITEMS ARE ADDENDA:

- A.2 APPROVE THE EXECUTIVE MANAGER OF HEALTH & HUMAN SERVICES & VETERANS SERVICES' INFORMATION & TELECOMMUNICATIONS SYSTEMS (ITS) ASSISTANCE REQUEST FOR MAPPER PROGRAMMING NECESSARY TO DETERMINE THE FREQUENCY OF EMERGENCY ASSISTANCE PROGRAM CLIENT UTILIZATION OVER MULTIPLE YEARS, AND OTHER PROGRAM CHARACTERISTICS VITAL TO ASSESSING PROGRAM PERFORMANCE.**
(5:28 PM)

Members of the Court heard from: Cora Wright, Director, Neighborhood Services, Austin-Travis County Health and Human Services Department; and Frank Curcio, Director, Information and Telecommunications Systems (ITS).

Motion by Judge Aleshire **and seconded by** Commissioner Bristol to approve Item A.2.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

- A.3** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS70187SG, ANTIQUITIES PLANNING & CONSULTING FOR ADDITIONAL ARCHAEOLOGICAL SERVICES; CONTRACT APPROVED ON APRIL 15, 1997. (3:55 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Jim Barr, Contract Administrator, Facilities Management; Kevin Bailey, Director of Facilities Management; Mike Barrow, Project Manager, Fluor Daniel; and John Hille, Assistant County Attorney.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez that the Commissioners' Court approve the contract modification in Item A.3.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Valarie Scott Bristol	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

Clerk's Note: Judge Aleshire requested that the Commissioners' Court Minutes' record make note that the motion by the Court was to approve the contract's interpretation of "required to be processed" which is already in the contract and the interpretation of that is required by State law.

ADJOURNMENT

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to adjourn the Voting Session. (5:35 PM)

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Valarie Scott Bristol	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge