

MINUTES—JULY 8, 1997
TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 8th day of July, 1997, the Commissioners' Court convened the Voting Session at 9:09 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 12:11 PM.

The Commissioners' Court, meeting as the Corporation Board of Directors, convened the Corporation Voting Session at 1:34 PM and adjourned at 1:40 PM.

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

The Commissioners' Court retired to Executive Session at 4:52 PM and reconvened the Voting Session at 6:32 PM.

The Commissioners' Court adjourned the Voting Session at 6:40 PM.

The Commissioners' Court, meeting as North Travis County Road District No. 3 (Golden Triangle), convened the NWTCRD #3 Voting Session at 6:40 PM and adjourned at 6:40 PM.

RESOLUTIONS & HEARINGS

1. APPROVE A RESOLUTION HONORING REPRESENTATIVE SHERRI GREENBERG FOR THE CREATION OF TRAVIS COUNTY COURT AT LAW NUMBER FOUR (FAMILY VIOLENCE COURT). (9:12 AM)

Members of the Court heard from: State Representative Sherri Greenberg, District 48; and her son.

Motion by Commissioner Biscoe 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

2. APPROVE A RESOLUTION HONORING SENATOR GONZALO BARRIENTOS FOR THE CREATION OF TRAVIS COUNTY COURT AT LAW NUMBER FOUR (FAMILY VIOLENCE COURT). (9:40 AM)

Members of the Court heard from: State Senator Gonzalo Barrientos, District 14.

Motion by Commissioner Bristol 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

3. APPROVE A PROCLAMATION RECOGNIZING NANCY RILEY FOR 16 YEARS OF SERVICE TO THE DEAF COMMUNITY AND TRAVIS COUNTY. (9:16 AM)

Members of the Court heard from: Nancy Riley, Manager of Deaf Services, Austin-Travis County Health and Human Services Department.

Motion by Commissioner Biscoe and **seconded by** Judge Aleshire 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. APPROVE THE VACATION OF A PORTION OF A 25' DRAINAGE EASEMENT ON LOTS 1 THROUGH 15, BLOCK H, AND 12 THROUGH 17, BLOCK I, WELLS BRANCH, PH E, SEC. 3, A SUBDIVISION IN PRECINCT TWO.

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).

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	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Item 4 is Consent Item C19. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

5. APPROVE THE CANCELLATION OF A PORTION OF DRAINAGE EASEMENT ON LOT 14, BLOCK B, CHIMNEY OAKS AT LAKE TRAVIS SECTION 1, A SUBDIVISION IN PRECINCT TWO. (9:20 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, 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	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Item 5 is Consent Item C20. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

There were no respondents who addressed the Court. (9:21 AM)

CONSENT ITEMS

- 6. Motion by** Commissioner Gómez and **seconded by** Commissioner Biscoe to approve the following Consent Items: 16.B (for Ron Shroer and Sean Moran), 17 (Frank Curcio with Brad Powell as alternate), 35; and C1 - C20, excluding Items C7 and C16. (9:22 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.** APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSION OF APRIL 22, 1997.
- C4.** APPOINT RAY GRASSHOFF TO TRAVIS COUNTY EMERGENCY SERVICES DISTRICT #5 FOR A TWO-YEAR TERM EXPIRING DECEMBER 31, 1999, REPLACING J.E. BRIDGES.
- C5.** APPROVE CONTRACT FOR CASH/INVESTMENT MANAGEMENT TO PERFORM ADMINISTRATIVE AND ACCOUNTING SERVICES FROM JULY 1, 1997 TO SEPTEMBER 30, 2000, AS SPECIFIED IN THE WORKPLAN FOR COUNTY CORPORATIONS.
- C6.** APPROVE DISTRIBUTION OF PAYROLL STUFFERS ON EMPLOYEE BENEFITS EDUCATION WITH PAYROLL CHECKS OF JULY 15 AND JULY 30, 1997.
- C7.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS960094-LH BETWEEN TRAVIS COUNTY AND THE OAKS PSYCHIATRIC HOSPITAL, INC.; MODIFICATION CHANGES THE DAILY RATE CHARGED FOR LEVEL OF CARE 5 FROM AMOUNT NOT-TO-EXCEED \$99.68 TO AN AMOUNT NOT-TO-EXCEED \$118.20, EFFECTIVE APRIL 1, 1997. (9:10 AM)

Item C7 pulled from the agenda.

CONSENT ITEMS CONTINUED

- C8.** APPROVE CONTRACT AWARD FOR PROVISION OF RESIDENTIAL TREATMENT SERVICES FOR JUVENILES TO HEALTH CARE SAN ANTONIO, INC., D/B/A LAUREL RIDGE.
- C9.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97T0160-JP, N AND R CONSTRUCTION, FOR HOME REHABILITATION, REPAIR AND IMPROVEMENT SERVICES; CONTRACT APPROVED BY COMMISSIONERS' COURT ON MARCH 18, 1997; MODIFICATION WILL ALLOW FOR A SIXTY (60) DAY EXTENSION.
- C10.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 96T0372-JP, IRON AGE SAFETY SHOES, FOR WORK AND SAFETY SHOES AND BOOTS; CONTRACT APPROVED ON AUGUST 13, 1996; MODIFICATION WILL ALLOW FOR A 12-MONTH EXTENSION.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACTS NO. 96T0393-JP, AND 96T0394-JP, K-B CONTRACT CLEANING, INC.; AND HERRERA & SONS JANITORIAL SERVICE, RESPECTIVELY, FOR JANITORIAL SERVICES AT TNR SATELLITE OFFICES; CONTRACTS APPROVED ON AUGUST 27, 1996; MODIFICATION WILL ALLOW FOR A 12-MONTH EXTENSION.
- C12.** APPROVE CONTRACT AWARD FOR AUCTIONEER SERVICES, RFS #S970085-JP, TO THE BEST QUALIFIED RESPONDENT, GASTON AND SHEEHAN AUCTIONEERS, INC.
- C13.** APPROVE ASSIGNMENT OF CONTRACT NO. 96T0111-OJ, PHARMACEUTICALS AND PHARMACEUTICAL SUPPLIES, FROM FOX MEYER DRUG COMPANY TO McKESON CORPORATION; CONTRACT APPROVED ON JANUARY 23, 1996.
- C14.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: DAVENPORT WEST P.U.D., SECTION 5, PHASE 4, (TRACT F) - (SHORTFORM SUBDIVISION - FISCAL WITH CITY OF AUSTIN - 1 LOT - 7.833 ACRES - ROYAL APPROACH DRIVE).
- C15.** APPROVE PLAT FOR RECORDING IN PRECINCT ONE: WEBBERWOOD RIDGE SECTION TWO - (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 28 LOTS - 108.48 ACRES - WEBBERWOOD WAY).

CONSENT ITEMS CONTINUED

- C16.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: TROWBRIDGE ESTATES - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 4.117 ACRES - GATE DANCER LANE).

Item C16 postponed until July 15, 1997.

- C17.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: AMENDED PLAT OF LOTS 3, 4 AND 5 BLOCK C WELLS POINT COMMERCIAL SECTION TWO - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 13.95 ACRES - WELLS BRANCH PARKWAY).
- C18.** APPROVE A PUBLIC HEARING DATE OF JULY 29, 1997 TO APPROVE CANCELING LOTS 14, 15, 16, 17 AND A PORTION OF TERRELL STREET ROW, LAKE TRAVIS SUBDIVISION NO. 2, A SUBDIVISION IN PRECINCT TWO.
- C19.** APPROVE THE VACATION OF A PORTION OF A 25' DRAINAGE EASEMENT ON LOTS 1 THROUGH 15, BLOCK H, AND 12 THROUGH 17, BLOCK I, WELLS BRANCH, PH E, SEC 3, A SUBDIVISION IN PRECINCT TWO.
- C20.** APPROVE THE CANCELLATION OF A PORTION OF DRAINAGE EASEMENT ON LOT 14, BLOCK B, CHIMNEY OAKS AT LAKE TRAVIS SECTION 1, A SUBDIVISION IN PRECINCT TWO.

COUNTY POLICIES AND PROCEDURES

7. APPROVE ORDER AMENDING SECTION 10.041 OF THE TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL REGARDING MILITARY LEAVE TO COMPLY WITH THE PROVISIONS OF SECTION 431.005 OF THE TEXAS GOVERNMENT CODE. (9:24 AM)

Members of the Court heard from: Dan T. Richards, Deputy Chief, Travis County Sheriff's Office (TCSO); Debbie Rich, Personnel Coordinator, TCSO; and Gordon Bowman, Assistant County Attorney.

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to give direction to the County Attorney to amend the Order.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to add the words "as defined by law" following State Military Forces (in Section A).

Acceptance of the friendly Amendment was made by Commissioner Biscoe and **seconded by** Commissioner Gómez.

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

ADMINISTRATIVE ITEMS

8. REVIEW, DISCUSS AND GIVE DIRECTION ON THE FOLLOWING FOR THE CRIMINAL JUSTICE CENTER CONSTRUCTION PROJECT: (9:33 AM) (9:44 AM) (1:40 PM)

A. REVIEW BUDGET; (9:33 AM) (9:44 AM) (1:40 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director of Facilities Management; Mike Barrow, Project Manager, Fluor Daniel; Donald Olson, Hennison, Durham & Richardson, Inc.; Trenton Wann, Graeber, Simmons & Cowan; The Honorable Jon Wisser, Judge, 299th District; The Honorable Mike Lynch, Judge, 167th District; and Cyd Grimes, Travis County Purchasing Agent

Discussion Only.

Item 8.A to be reposted on July 15, 1997.

B. AUTHORIZE AWARD OF RELEASE 2/3 CONSTRUCTION CONTRACT;
(9:33 AM) (9:44 AM) (1:40 PM)

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to do the following: Item 8.A – anticipate reviewing and updating the project budget on 07-15-97; and today, regarding 8.B -- that the Court authorize award of release 2/3 construction contract to the low bidder, M. W. Builders, with the beginning assumption that they would use the traditional insurance method requesting that the Court not be foreclosed from the opportunity lender to cancel that policy and convert to an OCIP. Regarding Item 8.C, that the Court continue to monitor the concerns of the Regency Apartment residents and to ensure that the vehicles are exiting the salley port turn as far away from them as is feasibly possible. And in 8.D, that the Court approve the cost reduction options listed in Level One through Level Four, except that in Level Two, item six and item fourteen (the carpet tile and the courtroom divider rail) and all the asterisked items which were indicated as staff recommendations not to take as cost reductions. And then on Item 9, the Court indicates (9.C) that Marsh McLennan, at this time appears to be the proposer to proceed with negotiation and would request that they participate between now and next Tuesday in analyzing the information that staff has provided and attempt to come up with a consensus, if possible, or report where the differences are about the viability in an OCIP arrangement for Travis County under these circumstances. This report should be presented to the Court next Tuesday. An additional agenda item is needed for 07-15-97 to take care of the Builder's Risk Insurance.

ITEM 8 CONTINUED

Maker and Second accept the Friendly Amendment by Commissioner Biscoe to consider reducing the lighting and noise and take whatever steps which can be taken to do as much as possible.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to give direction for the potential for alternates to be brought back on Release 4, starting with the Level Four reductions that are there other than number seven which is asterisked and is back in, and to give the Court reasons why any or all of those should be. Also, continue working with the users, particularly the District Judges, to see if there are any others on Levels Two and Three that they would want to add in as alternates.

Acceptance of both Friendly Amendments was made by Judge Aleshire.

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. ADDRESS CONCERNS OF REGENCY APARTMENT RESIDENTS. (9:33 AM)
(9:44 AM) (1:40 PM)

Members of the Court heard from: Ms. Madeline Aubrey, Regency Apartments; Bruce Guthridge, Regency Apartments; and Paul Martin, Resident of Regency Apartments.

ADDED ITEM:

D. AUTHORIZE THE RELEASE OF BID DOCUMENTS FOR RELEASE #4 ON THE CRIMINAL JUSTICE CENTER CONSTRUCTION PROJECT. (9:33 AM) (9:44 AM) (1:40 PM)

Clerk's Note: Items 8.A,B, C and D are associated with Items 9.A, B and C and were called for concurrent discussion.

9. A. AUTHORIZE STAFF TO PROCEED WITH DEVELOPMENT AND IMPLEMENTATION OF AN OWNER CONTROLLED INSURANCE PROGRAM (OCIP) (9:33 AM) (9:44 AM) (1:40 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Kevin Bailey, Director of Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; Mike Barrow, Project Manager, Fluor Daniel; and Daniel Mansour, Risk Manager, HRMD.

- B. AUTHORIZE HIRING ONE DEDICATED OCIP CLAIM/SAFETY SPECIALIST FTE, GRADE 21. (9:33 AM) (9:44 AM) (1:40 PM)

- C. AWARD THE OCIP CONSULTANT CONTRACT. (9:33 AM) (9:44 AM) (1:40 PM)

Items 8.A, B, and C and Items 9.A, B, and C to be reposted on July 15, 1997 with the addition of Item 8.E.

Clerk's Note: Items 8.A,B, C and D are associated with Items 9.A, B and C and were called for concurrent discussion.

10. RECEIVE IJS NEGOTIATION UPDATE AND TAKE APPROPRIATE ACTION, IF NECESSARY, RFP R960072-OJ. (9:10 AM)

Item 10 postponed until July 15, 1997.

11. DISCUSS, APPROVE AND AUTHORIZE THE EVALUATION COMMITTEE TO ACT AS NEGOTIATION TEAM AND TO ENTER INTO NEGOTIATIONS WITH MULTIPLE PROPOSERS FOR THE GROUP BENEFITS PROGRAM, RFP R970104-OJ. (2:07 PM) (3:05 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor, Chris Callsen, Director of Emergency Services;CJP; (Check for name), TCSO; Oralia Jones, Buyer, Purchasing; Barbara Wilson, Assistant County Attorney; Daniel Mansour, Risk Manager, HRMD; Patricia O'Reilly, KPMG Peat Marwick; Judy Cheatham, Marketing Manager, PCA; _____ Evanston, PCA Legal Counsel; and Joe Dougherty, Sales Manager, PCA.

Motion by Commissioner Gómez and **seconded by** Commissioner Sonleitner to accept the committee's recommendations.

A Clarification was made of the previous Motion by Judge Aleshire

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 11 to be reposted on July 15, 1997.

12. APPROVE INTERLOCAL AGREEMENT WITH THE VILLAGE BRIARCLIFF FOR THE ENFORCEMENT BY THE SHERIFF'S OFFICE OF MUNICIPAL ORDINANCES. (3:09 PM)

Members of the Court heard from: Dan T. Richards, Deputy Chief, TCSO; and Lieutenant. George Meek, TCSO.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 12.

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

- 13.** CONSIDER AND TAKE ACTION ON AMENDMENT NO. 4 TO THE INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY FOR PUBLIC ANIMAL SHELTER SERVICES TO EXTEND THAT AGREEMENT. (3:10 AM)

Item 13 postponed until July 15, 1997.

- 14. INSTRUCT STAFF CONCERNING WHETHER TO CONTINUE TO COLLECT FEES FOR SUBDIVISION PLAT REVIEWS AND TAKE APPROPRIATE ACTION. (3:10 PM) (4:52 PM) (6:32 PM)**

Judge Aleshire announced that Item 14 could be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to instruct staff to cease collecting fees for subdivision plat reviews.

Motion failed:

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

Motion by Commissioner Sonleitner and **seconded by** Judge Aleshire to reconsider the Court's Vote on the previous Motion.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	absent
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

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to instruct staff to cease collecting fees for subdivision plat reviews.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	absent
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

- 15. RECEIVE REPORT ON STATUS OF CIP RESERVE FROM VOTER APPROVED 1984 BOND REFERENDUM, INCLUDING A BREAK DOWN OF EXPENDITURES BY PRECINCT, AND TAKE APPROPRIATE ACTION. (3:10 PM)**

Item 15 postponed until July 15, 1997.

- 16. A. APPROVE AND/OR RATIFY APPOINTMENTS TO CAPCO COMMITTEES.**
(9:22 AM)

Item 16.A pulled from the agenda.

- B. APPROVE TWO APPOINTMENTS TO THE CAPCO REGIONAL GEOGRAPHIC
INFORMATION SYSTEMS PLANNING COUNCIL. (9:22 AM)**

Item 16.B added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: The Court approved the appointment of Ron Shroer and Sean Moran.

- 17. APPROVE RECOMMENDATIONS FOR APPOINTMENT TO GREATER AUSTIN
AREA TELECOMMUNICATIONS NETWORK (GAATN). (9:22 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: The Court approved the appointment of Frank Curcio and Brad Powell (alternate).

18. APPROVE BUDGET AMENDMENTS AND TRANSFERS (3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34.

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to approve the following Items as summarized below:

- 18.** Approve Item 18.
- 19.** Approve Items 19.A and 19.B.
- 24.** Approve Item 24.
- 29.** Approve Item 29.
- 31.** Approve Item 31.
- 33.** Judge Aleshire announced that Item 33 would be considered in Executive Session.
- 34.** Item 34 pulled from the Agenda.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Biscoe to reconsider Item 18's portion of the Court's Vote on the previous Motion. (4:44 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

Motion by Commissioner Sonleitner and **seconded by** Commissioner Biscoe to approve the Purchasing Review Item A.1 in regard to ITS equipment.

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. RECEIVE BRIEFING FROM PLANNING AND BUDGET OFFICE STAFF ON
FY '98 BUDGET PARAMETERS AND PROVIDE GUIDANCE. (3:15 PM)**

Members of the Court heard from: Christian Smith, Executive Manager, PBO.

Discussion Only.

19. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (3:13 PM)

A. APPROVE GRANT APPLICATION FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FOR TRAFFIC SAFETY/SAFE COMMUNITY PROJECT FOR HEALTH AND HUMAN SERVICES DEPARTMENT FOR THE FIRST PHASE OF THE WORK OF THE TRAVIS COUNTY SAFE COMMUNITIES TASK FORCE. (3:13 PM)

B. APPROVE GRANT RENEWAL APPLICATION FROM THE CHILDREN'S TRUST FUND OF TEXAS FOR SHAKEN BABY SYNDROME PUBLIC AWARENESS CAMPAIGN FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34. Please refer to Item 18 for a summary of the Court's action on this Motion.

C. APPROVE GRANT APPLICATION FOR BUILD GREATER AUSTIN PROGRAM FOR TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT (TNR). (3:23 PM) (6:34 PM)

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

Judge Aleshire announced that Item 19.C would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Bristol to approve Item 19.C.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	absent
	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 19.C to be reposted on July 15, 1997.

20. APPROVE USE OF CAPITAL ACQUISITION RESERVE (CAR) FUNDS TO COVER DIFFERENCE BETWEEN RISK FUND PAYMENT AND REPLACEMENT COST OF TOTAL LOSS VEHICLES. (3:23 PM)

Item 20 postponed until July 15, 1997.

21. APPROVE PERSONNEL AMENDMENTS. (3:54 PM)

Members of the Court heard from: Carlotta Valdez, Compensation Manager, HRMD; and Marilyn Abbett Hancock, Interim Director, HRMD.

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 21.

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. UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION. (3:56 PM)

Members of the Court heard from: Carlotta Valdez, Compensation Manager, HRMD; Marilyn Abbett Hancock, Interim Director, HRMD; Frank Wagner, Compensation Specialist, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Joe Gieselman, Executive Manager, TNR; and Kevin Bailey, Director of Facilities Management.

Discussion Only.

Item 22 to be reposted on July 15, 1997.

23. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL PUBLIC HEALTH CONSULTING, EVALUATION, AND EDUCATION SERVICES FROM THE REQUIREMENTS OF COMPETITIVE PROPOSAL PURSUANT TO THE COUNTY PURCHASING ACT, LOC. GOVERNMENT CODE ANN., SECTION 262.024 (a) (4). (9:10 AM)

Item 23 pulled from the agenda.

24. APPROVE CONTRACT AWARD FOR THE PROVISION OF VOTING BOOTHS, IFB #970110-JP, TO THE SECOND LOW, QUALIFIED BIDDER, UNITED AMERICAN ELECTION SUPPLY, IN THE ESTIMATED AMOUNT OF \$198,746.00. (3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34. Please refer to Item 18 for a summary of the Court's action on this Motion.

25. APPROVE TERMINATION FOR DEFAULT, CONTRACT WITH ADVANCED DRUG DETECTION SERVICES, INC.; DRUG/ALCOHOL ABUSE TESTING SERVICES. (4:35 PM)

Item 25 postponed until July 15, 1997.

26. DISCUSS AND APPROVE THE ISSUANCE OF THE RFP FOR THE PURCHASE AND/OR LEASE OF HELICOPTERS FOR EMERGENCY SERVICES (RFP #970118-JP). (4:36 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Chris Callsen, Director of Emergency Services; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 26.

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 by Judge Aleshire (check wording—typos, \$, etc.)

27. CONSIDER ALTERNATIVE PROVISIONS AND APPROVE SECOND AMENDMENT TO PARK LEASE WITH THE LCRA. (9:10 AM)

Discussion Only.

Item 27 postponed until July 15, 1997.

28. APPROVE ADVANCE FUNDING AGREEMENT WITH TXDOT FOR SURFACE TRANSPORTATION PROGRAM (STP) 4C PROJECT IN CONNECTION WITH THE DEVELOPMENT OF DESSAU ROAD NORTH, CIP PROJECT NO. 2-019. (9:10 AM)

Item 28 postponed until July 15, 1997.

29. APPROVE AGREEMENT WITH WINDERMERE UTILITY COMPANY, INC., FOR WASTEWATER SERVICE AT SPRINGBROOK SOCCER COMPLEX. (3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34. Please refer to Item 18 for a summary of the Court's action on this Motion.

30. A. APPROVE LETTERS OF CREDIT TO COME OUT OF ALTERNATE FISCAL AND RECORD PLAT OF STEINER RANCH PHASE ONE SECTION 4C, A SUBDIVISION IN PRECINCT TWO. (4:45 PM)

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

- B. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: STEINER RANCH PHASE ONE SECTION 4-C - (LONGFORM - FISCAL POSTED WITH TRAVIS COUNTY - 55 LOTS - 15.99 ACRES - STEINER RANCH BLVD).

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Biscoe to approve Items 30.A and 30.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

31. APPROVE REDUCTION OF LETTER OF CREDIT TO ZERO PERCENT OF ORIGINAL CONSTRUCTION ESTIMATE AND ACCEPTANCE OF ADDITIONAL PERFORMANCE PERIOD BOND IN ORDER TO PROVIDE ADEQUATE PERFORMANCE PERIOD SECURITY PER CONSTRUCTION CONTRACT FOR BARTON CREEK SEC. G PHASE 2, A SUBDIVISION IN PRECINCT THREE.
(3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34. Please refer to Item 18 for a summary of the Court's action on this Motion.

32. A. APPROVE PHASING AGREEMENT WITH HILLCREST SUBDIVISION, LTD., FOR DEVELOPMENT OF HILLCREST, SECTION 1, A DEVELOPMENT NEAR MANCHACA ROAD. (4:48 PM)

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

- B. APPROVE AGREEMENT FOR CEMETERY ACCESS DURING CONSTRUCTION OF HILLCREST, SECTION 1 SUBDIVISION.

ADDED ITEM:

- C. APPROVE REQUEST TO USE ALTERNATE FISCAL POSTING FOR HILLCREST SECTION ONE.

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve Items 32.A, 32.B, and 32.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	-	yes

33. APPROVE RESUMPTION OF COUNTY MAINTENANCE OF BOCK ROAD AND MARGO DRIVE, IN PRECINCT FOUR. (3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34. Please refer to Item 18 for a summary of the Court's action on this Motion.

Motion by Commissioner Gómez and **seconded by** Commissioner Bristol to approve Item 33.

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	absent
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

34. DISCUSS LEGAL STATUS OF GILBERT ROAD AND TAKE APPROPRIATE ACTION. (3:13 PM)

Members of the Court agreed to consider one Motion for Items 18, 19.A and 19.B, 24, 29, 31, 33, and 34. Please refer to Item 18 for a summary of the Court's action on this Motion.

35. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:22 AM)

Item 35 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

- 36.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY, AUTHORIZE HIRING OF EXPERT WITNESS, AND TAKE APPROPRIATE ACTION IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; CASE NUMBER A-94-CA-561-SC.¹ (4:52 PM) (6:38 PM)

Judge Aleshire announced that Item 36 would be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to authorize the County Attorney to hire an expert witness; authorize the County Attorney to see to paying the Rylander's experts for the deposition that the County takes; the County rejects their offer settlement; and the Court indicates that to the best of his ability, Judge Aleshire will attend, as a member of the Court, that Court Hearing next week.

Motion carried:	Precinct 1, Commissioner Samuel T. Biscoe	-	absent
	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

- 37.** APPROVE PURCHASE CONTRACT WITH JIMMY SPILLAR FOR ACQUISITION OF APPROXIMATELY 650 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 (4:52 PM) (6:32 PM)

Judge Aleshire announced that Item 37 would be considered in Executive Session.

Item 37 postponed until July 15, 1997.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD., (LAURELWOOD-MANCHACA; GIESELMAN; CONDEMNATION CASE).¹ (4:52 PM) (6:39 PM)

Judge Aleshire announced that Item 38 would be considered in Executive Session.

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to instruct the County Attorney to draft a letter stating that the case is not related (**check wording**) and to authorize the Attorney to engage in settlement

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	absent
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

39. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, PARCEL #6, 6E (OWNER - JOHN WUTHRICH, JR., ANGELYN SMITH, EILEEN GANT, AND JULIA REEVES. (GIESELMAN; CONDEMNATION)).² (9:10 AM)

Item 39 postponed until July 15, 1997.

40. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, PARCEL #8, 8E (OWNER - JOHN WUTHRICH, JR., ANGELYN SMITH, EILEEN GANT, AND JULIA REEVES. (GIESELMAN; CONDEMNATION)).² (9:10 AM)

Item 40 postponed until July 15, 1997.

41. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, DESSAU ROAD NORTH, PARCEL #14, 14E (OWNER - JOHN C. AND DANA H. FISH. (GIESELMAN; CONDEMNATION)).² (9:10 AM)

Item 41 postponed until July 15, 1997.

- 42. CONSIDER AGREEMENT WITH THE SMITH FAMILY TRUST FOR AN OPTION ON 207 ACRES FOR USE BY TNR. (GIESELMAN).² (4:52 PM) (6:32 PM)**

Judge Aleshire announced that Item 42 would be considered in Executive Session.

Item 42 to be reposted on July 15, 1997.

- 43. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. JERRY OERTLI AND META OERTLI PRIEM. (GIESELMAN; CONDEMNATION).¹ (4:52 PM) (6:32 PM)**

Judge Aleshire announced that Item 43 would be considered in Executive Session.

Item 43 postponed until July 15, 1997.

- 44. APPROVE AGREEMENT WITH CLAUDINE SCHOEN FOR RELOCATION OF FENCING AND WATERLINE FROM RIGHT-OF-WAY OF PARCEL 11 ON DESSAU ROAD NORTH, CIP PROJECT NO. 2-019. (GIESELMAN)¹ (9:20 AM)**

Item 44 pulled from the agenda.

- 45. APPROVE, REJECT, OR COUNTER OFFER FROM WELLS BRANCH JOINT VENTURE AND TANDEM COMPUTERS WITH REGARD TO IMPROVEMENT OF DOUBLE FILE TRAIL TO COUNTY STANDARDS.¹ (4:52 PM) (6:32 PM)**

Judge Aleshire announced that Item 45 would be considered in Executive Session.

Item 45 postponed until July 15, 1997.

- 46. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN RE: CURTIS L. AND MARIAN L. DELANCEY D/B/A FLASH WRECKER SERVICES, CAUSE NUMBER 94-11138, DELANCEY; WELLS-SPEARS; BANKRUPTCY.¹ (3:14 PM)**

Item 46 postponed until July 15, 1997.

- 47.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TEXAS EEI, LTD. V. TRAVIS COUNTY, TEXAS (TEXAS EEI, LTD. ODEN; LAND USE REGULATIONS).²
(4:52 PM) (6:32 PM)

Judge Aleshire announced that Item 47 would be considered in Executive Session.

Item 47 postponed until July 15, 1997.

- 48.** RECEIVE BRIEFING FROM COUNTY ATTORNEY CONCERNING LEGAL ISSUES INVOLVED IN APPOINTING A MEMBER OF THE COMMISSIONERS' COURT TO THE BOARD OF CAPITAL METRO AND TAKE APPROPRIATE ACTION.¹ (4:52 PM) (6:32 PM)

Item 48 postponed until July 15, 1997.

ADJOURNMENT

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to adjourn the Voting Session. (6:40 PM)

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	absent
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