

**MINUTES -- AUGUST 19, 1997
AND
(RECONVENED) -- AUGUST 20, 1997**

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of August 1997, the Commissioners' Court convened the Voting Session at 9:10 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 11:56 AM and reconvened the Voting Session at 1:43 PM.

The Commissioners' Court retired to Executive Session at 3:17 PM and reconvened the Voting Session at 4:50 PM.

The Commissioners' Court retired to Executive Session at 5:54 PM and reconvened the Voting Session at 6:05 PM.

The Commissioners' Court recessed the Voting Session at 6:08 PM and reconvened on Wednesday, the 20th day of August 1997, at 10:40 AM.

The Commissioners' Court retired to Executive Session at 10:40 AM and reconvened the Voting Session at 12:34 PM.

The Commissioners' Court adjourned the Voting Session at 12:34 PM.

RESOLUTIONS AND HEARINGS

1. APPROVE RESOLUTIONS OF APPRECIATION FOR PERSONS WHO WORKED ON LEGISLATIVE ISSUES. (9:14 AM)

Members of the Court heard from: Heather Cox, Aide to Commissioners Bristol, Precinct Three; Lindy Raesz, Senior Business Consultant, Information and Telecommunications Systems (ITS); Donna Warndorf, Constable Supervisor, Precinct Five; David Rotthoff, Business Consultant, ITS; and John Posey, Research Analyst, Criminal Justice Planning (CJP).

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

CITIZENS' COMMUNICATION

Members of the Court heard from: Commissioner Gómez introduced her new Commissioners' Assistant Marco Martinez. (9:23 AM)

CONSENT ITEMS

2. **Motion by** Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the following Consent Items: 24, 25, 30, 32; and C1 - C8. (9:25 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 VOTING SESSION MINUTES FOR JULY 1, 1997.
- C4. REJECT BID RECEIVED FOR AVIATION HARDWARE AND GENERAL MAINTENANCE ITEMS, IFB B970131-OJ, AND AUTHORIZE THE PURCHASING OFFICE TO RESOLICIT BIDS.
- C5. APPROVE A PUBLIC HEARING DATE OF SEPTEMBER 2, 1997 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT FOR A 1664' EASEMENT LOCATED WEST OF PEDERNALES CANYON TRAIL APPROXIMATELY 5000' NORTH OF CANYON RANCH TRAIL TO "MILESTONE ROAD", PRECINCT THREE.
- C6. APPROVE A PUBLIC HEARING DATE OF SEPTEMBER 2, 1997 FOR APPROVAL OF PROPOSED STREET NAME CHANGES FROM MAJESTIC HILLS BOULEVARD TO "WATERFALL HILL PARKWAY" AND FROM STRATUM SKYWAY TO "MAJESTIC HILLS BOULEVARD" IN PRECINCT THREE.
- C7. APPROVE AMENDMENT NO. 1 TO CONTRACT NO. 96T0002-OJ, FALCON INSURANCE AGENCY, AVIATION INSURANCE COVERAGE; CONTRACT APPROVED ON 9/26/95; THE AMENDMENT CHANGES THE PREMIUM FOR THE THIRD YEAR OF THE POLICY FROM \$257,316.00 TO \$198,727.00.

CONSENT ITEMS CONTINUED

- C8. APPROVE A SUBDIVISION FOR RECORDING IN PRECINCT THREE: SENNA HILLS SECTION 5-A (SHORTFORM - FISCAL POSTED WITH THE CITY OF AUSTIN - 1 LOT - .922 ACRES - SENNA HILLS DRIVE).

COUNTY POLICIES AND PROCEDURES

3. A. AMEND THE FLOOD PLAIN MANAGEMENT GUIDELINES AND PROCEDURES FOR DEVELOPMENT PERMITS, CHAPTER 64 OF THE TRAVIS COUNTY POLICIES AND PROCEDURES MANUAL. (9:27 AM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, Transportation and Natural Resources (TNR); Patricia Goodman, Assistant County Attorney; Darwin McKee, Assistant County Attorney; and John Hille, Assistant County Attorney.

Discussion Only.

- B. RECEIVE UPDATE AND GIVE DIRECTION CONCERNING FLOOD DAMAGE AND RESPONSE EFFORTS AND STATUS OF APPLICATIONS FOR REBUILDING IN THE FLOODPLAIN. (10:06 AM).

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR.

Discussion Only.

4. A. RECEIVE BRIEFING ON REVISIONS TO TRAVIS COUNTY STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS AND TAKE APPROPRIATE ACTION (CHAPTER 82 OF POLICY AND PROCEDURES AND REGULATIONS MANUAL). (10:09 AM) (5:54 PM) (6:05 PM) (10:40 AM - August 20, 1997) (12:34 PM - August 20, 1997)

Members of the Court heard from: Gordon Bowman, Assistant County Attorney; Steve Manilla, Director of Engineering and Planning, TNR; Ken Blaker, Member, Citizens' Committee; Cindy Nettles, Member, Citizens' Committee; and Alan Haywood, Member, Citizens' Committee.

Discussion Only.

Judge Aleshire announced that Item 4.A would be considered in Executive Session.

Item 4.A recessed until August 20, 1997.

Judge Aleshire announced that Item 4.A would be considered in Executive Session.

Item 4.A to be reposted on August 26, 1997.

5. DISCUSS AND APPROVE COMPENSATION POLICY AS IT RELATES TO MARKET ADJUSTMENTS. (9:10 AM) (10:19 AM)

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

Item 5 postponed until August 26, 1997.

6. A. APPROVE AMENDMENT OF TITLE VI, “HUMAN SERVICES”, CHAPTER 74, “POLICIES FOR TRAVIS COUNTY MEDICAL ASSISTANCE PROGRAM”, TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL RELEVANT TO CHANGES IN THE MEDICAL ASSISTANCE PROGRAM.
(9:10 AM) (10:19 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; and Elaine Carroll, Manager, Medical Assistance Program, Austin-Travis County Health and Human Services Department.

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 6.A as submitted with the change to Section 74.003, paragraph B.4, to strike the word “limited”, strike the word “may”, and substitute for “may” the word “will”.

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

- B. APPROVE AMENDMENT OF TITLE VI, “HUMAN SERVICES”, CHAPTER 74, “POLICIES FOR TRAVIS COUNTY MEDICAL ASSISTANCE PROGRAM”, TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL RELEVANT TO CHANGES IN THE DENTAL ASSISTANCE PROGRAM.
(10:28 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; and Elaine Carroll, Manager, Medical Assistance Program, Austin-Travis County Health and Human Services Department.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Biscoe to approve Item 6.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

ITEM 6 CONTINUED

C. APPROVE AMENDMENT OF TITLE VI, “HUMAN SERVICES”, CHAPTER 72, “EMERGENCY ASSISTANCE POLICIES AND PROCEDURES, TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL RELEVANT TO RENTAL ASSISTANCE AND OTHER RELATED PROGRAMS. (10:32 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; Kathleen Rodriguez, District Manager; Austin-Travis County Health and Human Services Department; Darwin McKee, Assistant County Attorney; and Alan Miller, Senior Budget Analyst, Planning and Budget Office (PBO).

Motion by Commissioner Biscoe and **seconded by** Commissioner Sonleitner to approve Item 6.C with the recommended changes.

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

D. APPROVE AMENDMENT OF TITLE VI, “HUMAN SERVICES, TRAVIS COUNTY POLICIES, PROCEDURES, AND REGULATIONS MANUAL BY ADDING CHAPTER 79, “HOUSING SERVICES POLICIES AND PROCEDURES”. (11:01 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; Darwin McKee, Assistant County Attorney; and Alfredo Carrasco, Manager, Housing Services, Austin-Travis County Health and Human Services Department.

Motion by Commissioner Gómez and **seconded by** Commissioner Biscoe to approve Item 6.D.

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

7. CONSIDER PROPOSALS FOR A COUNTY BOND ELECTION, RESTRICTIONS AND COMMITMENTS ON SUCH FUNDING, CHANGES NECESSARY TO IMPLEMENT APPROVED PROJECTS ON TIME AND IN BUDGET AND IN ACCORDANCE WITH PROMISES MADE TO THE VOTERS, AND TO INSURE FISCAL PRUDENCE IN THE FUTURE. (9:10 AM) (11:38 AM) (2:32 PM) (3:17 PM) (4:50 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Karen Shafer Castro, Senior Budget Analyst, PBO; Joe Gieselman, Executive Manager, TNR; and Jim Collins, Executive Assistant County Attorney.

Judge Aleshire announced that Item 7 would be considered in Executive Session.

Motion by Commissioner Bristol to include SH 45, Proposition 2 in with all the Roads and Bridges projects, which is Proposition 1. This is moving Proposition 2 into and to be included with Proposition 1 (not including SH 130 - Proposition 3). This would be removing one Proposition.

Clerk's Note: The motion was not seconded so a formal vote was not taken.

Motion by Commissioner Biscoe **and seconded** by Commissioner Sonleitner to refer to the trail project as "MKT (Mokan Trail), commonly known as MoKan".

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 7 CONTINUED

Motion by Commissioner Biscoe **and seconded** by Commissioner Sonleitner that on the draft order pertaining to the language on the ballot for Propositions 1 and 2, it should read “interest will be deposited in an interest-seeking fund unless a majority vote of the Commissioners' Court allocates the money equally to each precinct”.

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 7 to be reposted on August 26, 1997.

8. AMEND CIP BUDGETS AND GIVE DIRECTION NECESSARY TO INSURE THAT THE 1984 CIP PROGRAM IS COMPLETED WITHIN THE AUTHORIZED BUDGET AND IN ACCORDANCE WITH COMMITMENTS MADE TO THE VOTERS WHEN THEY APPROVED THE BONDS. (9:10 AM) (5:31 PM)

Clerk's Note: Items 8, 9, 10, 11 and 12.A are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney.

Members of the agreed to consider one motion for Items 8, 9, 10, 11, and 12.A.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve the following Items as summarized below:

8. The Travis County Commissioners' Court instructs TNR staff to update the most likely and worst case scenario data which was presented to the Court to show the impact of the memo concerning Dessau Road North, dated August 19, 1997. The Court wants TNR to show Build Greater Austin Program (BGAP) money coming in to help with that project so there will be a place in the column to show that addition. The affected interest must also be shown. All bottom lines will be affected and should be clearly illustrated. It is basically reflecting that there will be \$77,000.00 more off of the 1984 CIP (and then all the things as laid out in the memo related to the BGAP sources). The Court further instructs TNR to update the CIP budget scenarios, authorize all of these monies and the transfer payment from Pflugerville and any other Interlocals.
9. The Court supports the ongoing negotiating efforts with the Texas Department of Transportation (TXDOT) to drop the \$77,877.00. Item 9 to be reposted on August 26, 1997.
10. The Court supports the staff recommendation to add the complete WINDERMERE with a change over which reflects that \$67,000.00 of that is from a one year old previously approved BGAP fund source and the remaining part will be counted against what has been laid out as each precinct getting \$112,000.00 worth of additional hot mix overlay allotments and it would be applied against that.

A Clarification was made of the previous Motion by Judge Aleshire that the amount was left over from 1996 and 1997 Certificates of Obligation (C.O.'s).

ITEM 8 CONTINUED

11. The Court approves all the Budget Amendments and Transfers with the exception that on Item A.7 in the Budget Amendments, the amount shown should change from \$352,000.00 and increase the decrease columns to \$77,877.00.
12. A. Regarding the BGAP grant, the Court indicates to Capital Metro the Court's intention of applying \$178,096.00 of the remaining unencumbered funds in BGAP to Dessau and that \$27,000.00 in FY '98 be applied for in lieu of Double File Trail and that \$59,000.00 of the interest in BGAP, from 1991 to 1996, will be directed toward Dessau as well.

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

9. 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) (5:31 PM)

Clerk's Note: Items 8, 9, 10, 11 and 12.A are associated with one another and were called for concurrent discussion.

Members of the agreed to consider one motion for Items 8, 9, 10, 11, and 12.A. Please refer to Item 8 for a summary of the Court's action on these Items.

10. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 97T0179-JJ, AUSTIN BRIDGE AND ROAD, 1997 HOT MIX OVERLAY PROGRAM; CONTRACT APPROVED ON 4/15/97; MODIFICATION ALLOWS ADDITIONAL STREETS TO BE ADDED TO THE PROGRAM. (9:10 AM) (5:31 PM)

Clerk's Note: Items 8, 9, 10, 11 and 12.A are associated with one another and were called for concurrent discussion.

Members of the agreed to consider one motion for Items 8, 9, 10, 11, and 12.A. Please refer to Item 8 for a summary of the Court's action on these Items.

11. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:10 AM) (5:31 PM)

Clerk's note: Items 8, 9, 10, 11 and 12.A are associated with one another and were called for concurrent discussion.

Members of the agreed to consider one motion for Items 8, 9, 10, 11, and 12.A. Please refer to Item 8 for a summary of the Court's action on these Items.

12. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (11:39 AM) (5:31 PM)

A. APPROVE GRANT APPLICATION FOR BUILD GREATER AUSTIN PROGRAM FOR TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT (TNR).

Clerk's note: Items 8, 9, 10, 11 and 12.A are associated with one another and were called for concurrent discussion.

Members of the agreed to consider one motion for Items 8, 9, 10, 11, and 12.A. Please refer to Item 8 for a summary of the Court's action on these Items.

B. REQUEST PERMISSION TO CONTINUE GRANT (TEXAS JUVENILE PROBATION COMMISSION AND CHILDREN'S MENTAL HEALTH GRANT) FOR JUVENILE DEPARTMENT. (11:39 AM)

Members of the Court agreed to consider one motion for Items 12.B and C, 18.A and B, 23, and 26.

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

12. B. Approve Item 12.B.

C. Approve Item 12.C.

18. A. Approve Item 18.A.

B. Approve Item 18.B, making clear that this is simply staff direction giving them authority to proceed with research and negotiation for potential lease space for the 911 Coordinator and that the Court expects them to try to coordinate that with other potential lease requirements for the County. The intent being that there not be one little office at this address and two little offices at that address but that they remain as consolidated as possible.

23. Approve Item 23.

26. 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

ITEM 12 CONTINUED

C. REQUEST PERMISSION TO CONTINUE GRANT (ALCOHOL/DRUG TREATMENT PROGRAM GRANT) FOR TRAVIS COUNTY COUNSELING AND EDUCATION SERVICES DEPARTMENT.

Members of the Court agreed to consider one motion for Items 12.B and C, 18.A and B, 23, and 26. Please refer to Item 12.B for a summary of the Court's action on this motion.

13. A. APPROVE MEMORANDUM OF UNDERSTANDING OF THE JUVENILE JUSTICE ALTERNATIVE EDUCATION COOPERATIVE OF TRAVIS COUNTY WITH TRAVIS COUNTY JUVENILE BOARD, REGION XIII EDUCATION SERVICE CENTER, AUSTIN INDEPENDENT SCHOOL DISTRICT, DEL VALLE I.S.D., EANES I.S.D., LAKE TRAVIS I.S.D., LAGO VISTA I.S.D., MANOR I.S.D., PFLUGERVILLE I.S.D., AND ROUND ROCK I.S.D. (9:10 AM) (11:02 AM)

Members of the Court heard from: Barbara Swift, Deputy Chief, Travis County Juvenile Court; Dr. Mel Coleman, Student Services Accountability, Austin Independent School District (AISD); Bill Perry, Student Support, AISD; and Gordon Bowman, Assistant County Attorney.

- B. APPROVE INTERLOCAL AGREEMENT WITH AUSTIN INDEPENDENT SCHOOL DISTRICT TO PROVIDE FUNDING FOR THE JUVENILE JUSTICE ALTERNATIVE EDUCATION COOPERATIVE OF TRAVIS COUNTY. (9:10 AM) (11:02 AM)

Members of the Court heard from: Barbara Swift, Deputy Chief, Travis County Juvenile Court; Dr. Mel Coleman, Student Services Accountability, Austin Independent School District (AISD); Bill Perry, Student Support, AISD; and Gordon Bowman, Assistant County Attorney.

- C. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH SOUTHWEST KEY PROGRAM, INC., TO PROVIDE PROFESSIONAL, EDUCATIONAL AND SUPPORT SERVICES FOR THE JUVENILE JUSTICE ALTERNATIVE EDUCATION COOPERATIVE OF TRAVIS COUNTY. (9:10 AM) (11:02 AM)

Members of the Court heard from: Barbara Swift, Deputy Chief, Travis County Juvenile Court; Dr. Mel Coleman, Student Services Accountability, Austin Independent School District (AISD); Bill Perry, Student Support, AISD; and Gordon Bowman, Assistant County Attorney.

Motion by Commissioner Biscoe **and seconded by** Commissioner Gómez to approve Items 13.A., B, and 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

ITEM 13 CONTINUED

D. APPROVE LEASE WITH AUSTIN INDEPENDENT SCHOOL DISTRICT FOR THE JUVENILE JUSTICE ALTERNATIVE EDUCATION COOPERATIVE OF TRAVIS COUNTY. (9:10 AM) (11:02 AM)

Motion by Commissioner Bristol and **seconded by** Commissioner Gómez to approve Item 13.D.

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

14. APPROVE REPRESENTATIVE OF THE TRAVIS COUNTY COMMISSIONERS' COURT TO THE CAPITAL METRO BOARD OF DIRECTORS. (11:40 AM)

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to appoint Precinct Four Commissioner Margaret Gómez as the Court's representative to the Capital Metro Board of Directors.

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

15. GIVE DIRECTION CONCERNING COMPLIANCE WITH NEW LAWS THAT APPLY TO COUNTY OPERATIONS. (11:41 AM)

Discussion Only.

Item 15 to be reposted on August 26, 1997.

16. AUTHORIZE COUNTY JUDGE TO SIGN LETTER CANCELING INTERLOCAL AGREEMENT WITH AUSTIN COMMUNITY COLLEGE FOR VOCATIONAL INMATE TRAINING. (11:44 AM) (1:43 PM)

Item 15 postponed until August 26, 1997.

17. RECEIVE STATUS REPORT ON COMMUNITY JUSTICE CENTER, INCLUDING IMPLEMENTATION OF TRANSITION COMMITTEE RECOMMENDATIONS, AND TAKE APPROPRIATE ACTION. (5:47 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP).

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to allow the Criminal Justice Planning (CJP) Executive Manager to go forward with the projects that she has described to the Court, previously and today.

A Clarification was made of the previous Motion by Judge Aleshire that the Court is in advance authorizing the Human Resources Management Department to advertise the vacancy and for the Planning and Budget Office to set up, effective October 1, 1997, the slot for the Victim Services Coordinator in the District Attorney's Office, who will be housed at the Community Justice Center, and for the RFPs to go out for services for Clients and to start that advertising process.

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

18. A. APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND CITY OF LAGO VISTA 911 ADDRESSING PROGRAM WITH CAPITAL AREA PLANNING COUNCIL (CAPCO) FUNDS. (9:10 AM) (11:39 AM)

Members of the Court agreed to consider one motion for Items 12.B and C, 18.A and B, 23, and 26. Please refer to Item 12.B for a summary of the Court's action on this motion.

B. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION CONCERNING THE NEED TO SECURE TEMPORARY LEASE SPACE FOR THE 911 COORDINATOR TO FULFILL THE TERMS OF THE CAPCO INTERLOCAL FOR 911 COORDINATION AND ADDRESSING. (9:10 AM) (11:39 AM)

Members of the Court agreed to consider one motion for Items 12.B and C, 18.A and B, 23, and 26. Please refer to Item 12.B for a summary of the Court's action on this motion.

19. UPDATE AND APPROVE METHODOLOGY FOR COUNTY EMPLOYEE SALARY SURVEY AND GIVE STAFF DIRECTION. (11:44 AM) (5:20 PM)

Item 19 postponed until August 26, 1997.

20. A. HEARING ON APPEAL, IF ANY, FROM THE PURCHASING AGENT'S DECISION PCA HEALTH PLANS OF TEXAS, INC.; FORMAL PROTEST OF TRAVIS COUNTY GROUP BENEFITS PROGRAM, REQUEST FOR PROPOSAL R9701014-OJ. (11:38 AM) (11:44 AM) (1:43 PM)

Discussion Only.

- B. CONSIDER APPEAL AND MAKE DETERMINATION ON MERITS OF APPEAL. (11:38 AM) (11:44 AM) (1:43 PM)

Members of the Court heard from: Jeff Kloster, Vice President of Legal Affairs, PCA Health Plans of Texas, Inc.; Dr. George Smith, Executive Director, PCA Health Plans of Texas, Inc.; Judy Cheatham, Director of Marketing, PCA Health Plans of Texas, Inc.; Cyd Grimes, Travis County Purchasing Agent; Rick Gruetzner, Captain, Travis County Sheriff's Office (TCSO); Chris Callsen, Director of Emergency Services, CJP; and Susan Spataro, Travis County Auditor.

Motion by Judge Aleshire and **seconded by** Commissioner Bristol that the Court respond to the appeal from PCA by indicating the Court's determination that there were insufficient merits of the appeal and the Court chooses to stand by the decision made earlier.

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

21. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH VINSON & ELKINS L.L.P. FOR BOND COUNSEL SERVICES. (9:10 AM) (5:19 PM)

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

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	-	absent
County Judge Bill Aleshire	-	yes

22. REQUEST DIRECTION ON TYPE OF SOLICITATION, REQUEST FOR OFFER OR REQUEST FOR PROPOSAL, TO PROCURE THE COUNTY CLERK'S DEED INDEXING PROJECT; IF REQUEST FOR PROPOSAL PROCESS IS RECOMMENDED, PURCHASING DEPARTMENT REQUESTS AUTHORIZATION TO ADVERTISE SINCE THE PROJECT IS CURRENTLY UNFUNDED. (5:20 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Dana DeBeauvoir, Travis County Clerk; Dr. Sam Castleberry, Computer Manager, County Clerk's Office; Frank Curcio, Director, ITS; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Bristol and **seconded by** Commissioner Sonleitner to instruct the Purchasing Agent to place the request for Deed Indexing in an RFO format.

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

23. APPROVE CONTRACT MODIFICATION NO. 3 TO CONTRACT #PS970319SG, FIRST SOUTHWEST COMPANY, ARBITRAGE CALCULATION SERVICES; CONTRACT APPROVED ON 6/20/93; MODIFICATION IS FOR A FOUR (4) MONTH EXTENSION IN ORDER TO ALLOW THE PROVIDER TO COMPLETE YEAR END CALCULATIONS. (11:39 AM)

Members of the Court agreed to consider one motion for Items 12.B and C, 18.A and B, 23, and 26. Please refer to Item 12.B for a summary of the Court's action on this motion.

24. APPROVE MODIFICATION NO. 1 TO CONTRACT #PS970219SG, INTERPRETER SERVICES FOR DEAF CITIZENS, HANWAVE, INC., NOT-TO-EXCEED \$10,000.00. (9:25 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

25. APPROVE MODIFICATION NO. 1 TO CONTRACT #PS970063SG, ATTORNEY AD LITEM ON TAX CASES, KEITH LAUERMAN, NOT-TO-EXCEED \$15,000.00. (9:25 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

26. CONSIDER ALTERNATIVE PROVISIONS AND APPROVE SECOND AMENDMENT TO PARK LEASE WITH THE LCRA. (11:39 AM)

Members of the Court agreed to consider one motion for Items 12.B and C, 18.A and B, 23, and 26. Please refer to Item 12.B for a summary of the Court's action on this motion.

Clerk's Note: Judge Aleshire announced that Item 26 would be reposted on August 26, 1997 for action (if needed) after today's approval.

27. APPROVE CONTRACTUAL AGREEMENT AND FIRST SUPPLEMENTAL CONTRACTUAL AGREEMENT WITH TXDOT FOR RIGHT-OF-WAY PROCUREMENT FOR TXDOT FM 973 PROJECT FROM WILLIAMSON COUNTY LINE TO NEW SWEDEN GIN ROAD AND WAIVE RIGHT TO PROVIDE PROPERTY VALUES AND REQUEST TXDOT TO FURNISH PROPERTY VALUES AT ITS EXPENSE AND AUTHORIZE PAYMENT OF \$1,300.00 TO TXDOT FOR CURRENTLY ESTIMATED OBLIGATION UNDER AGREEMENT. (5:30 PM)

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to approve Item 27.

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

28. CONSIDER AND TAKE ACTION ON AMENDMENT TO THE CONTRACT WITH AMERICAN INSTITUTE FOR LEARNING. (11:45 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services.

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to approve amendment to the contract on the condition of availability of funds from the CAN allocation.

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

29. CONSIDER AND TAKE ACTION ON AMENDMENT TO THE CONTRACT WITH SER JOBS FOR PROGRESS EXTENDING THE CONTRACT THROUGH SEPTEMBER 30, 1997. (11:53 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services.

Motion by Judge Aleshire and **seconded by** Commissioner Biscoe to Approve Item 29.

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

30. APPROVE PERSONNEL AMENDMENTS. (9:25 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31. REVIEW AND APPROVE TUITION REFUNDS FOR EMPLOYEES COMPLETING THE SPRING 1997 SEMESTER. (9:25 AM)**

Item 31 pulled from the agenda.

- 32. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:25 AM)**

Item 32 added to Consent Items. Please refer to Agenda Item 2 (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

- 33.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; CASE NUMBER 96-50100 AND USDC NUMBER A-94-CA-561-SC, AND TAKE APPROPRIATE ACTION. ¹ (5:54 PM) (6:05 PM)

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

Members of the Court agreed to consider one Motion for Items 33, 34, and 37.

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

- 33.** The Court authorizes the County Attorney's Office to make necessary payments to experts in the Travis County V. Rylander Investment Company case \$3,322.50, and to pay Court costs up to \$2,423.00.
- 34.** The Court approves the contract for the acquisition of the property.
- 37.** The Court indicates that Commissioner Bristol will participate in the mediation.

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.** 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. (DINWIDDIE) ² (5:54 PM) (6:05 PM)

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

Members of the Court agreed to consider one Motion for Items 33, 34, and 37. Please refer to Item 33 for a summary of the Court's action on this motion.

35. RECEIVE BRIEFING AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN LORENZO LEWIS V. LAURA DAVENPORT, ET AL; (FRASIER; § 1983; EXCESSIVE FORCE).¹ (5:57 PM)

Item 35 pulled from the agenda.

36. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER; RECEIVE BRIEFING, AND/OR TAKE APPROPRIATE ACTION IN CAUSE NO. 93-06143; KATHLEEN URIBE V. TRAVIS COUNTY, TEXAS (TNR; JOE GIESELMAN; PERSONAL INJURY).¹ (1:43 PM)

Item 36 postponed until August 26, 1997.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN CHARLOTTE WEAVER, AND TRAVIS COUNTY, TEXAS; (GIESELMAN; CONDEMNATION)¹ (5:54 PM) (6:05 PM)

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

Members of the Court agreed to consider one Motion for Items 33, 34, and 37. Please refer to Item 33 for a summary of the Court's action on this motion.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE STAFF DIRECTION AND/OR TAKE APPROPRIATE ACTION; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN JOE BOGGAN AND JOANN BOGGAN, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF JOSEPH SCOTT BOGGAN, DECEASED VS. COUNTY OF TRAVIS, CAUSE NO. 97-01926 (BOGGAN; GIESELMAN; WRONGFUL DEATH).¹ (1:43 PM)

Item 38 postponed until August 26, 1997.

- 39.** AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN RICHARD CONNER V. TRAVIS COUNTY, ET AL. (CONNER; KEEL; CIVIL RIGHTS) ¹ (5:57 PM)

Item 39 postponed until August 26, 1997.

- 40.** AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION RE: RICHARD CUMMINS (EMPLOYMENT; WILLIAMS). ¹ (5:57 PM)

Item 40 postponed until August 26, 1997.

RECESS

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to recess the Voting Session until 10:30 AM on Wednesday, August 20, 1997. (6:08 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

ADJOURNMENT

Motion by Commissioner Biscoe and **seconded by** Commissioner Gómez to adjourn the Voting Session. (12:34 PM - August 20, 1997)

Motion carried:

Precinct 1, Commissioner Samuel T. Biscoe	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
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