

MINUTES -- DECEMBER 30, 1997

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 30th day of December 1997, the Commissioners' Court convened the Voting Session at 9:19 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 12:13 PM and reconvened the Voting Session at 1:49 PM.

The Commissioners' Court retired to Executive Session at 2:07 PM and reconvened the Voting Session at 3:29 PM.

The Commissioners' Court adjourned the Voting Session at 3:32 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the NWTCRD #3 Voting Session at 3:33 PM and adjourned at 3:33 PM.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 3:34 PM and adjourned at 3:34 PM.

RESOLUTIONS & HEARINGS

1. APPROVE RESOLUTION HONORING ELNORA JOHNSON AND ENA LIPPERT UPON THEIR RETIREMENT FROM TRAVIS COUNTY. (9:28 AM)

Members of the Court heard from: Michelle Brinkman, Chief Deputy, Travis County District Clerk's Office; Ena Lippert, Employee, District Clerk's Office; and Elnora Johnson, District Clerk's Office.

Motion by Judge Aleshire **and seconded by** Commissioner Gómez to approve Item 1.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

2. APPROVE A RESOLUTION CLARIFYING ARTICLE IV, SECTION 4.1 (a) (2) (c) OF THE INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE CITY OF AUSTIN, PERTAINING TO THE TAX INCREMENT FINANCING PLAN FOR THE BALCONES CANYONLANDS PLAN (BCP). (9:19 AM) (2:07 PM) (3:29 PM)

Judge Aleshire announced that Item 2 would be considered in Executive Session.

Item 2 postponed until January 6, 1998.

3. APPROVE A REQUEST TO INVOKE POLICE AUTHORITY TO ALLOW TRANSPORTATION & NATURAL RESOURCES DEPARTMENT (TNR) TO INSTALL ALL-WAY STOP CONTROL SIGNING ON APPLGATE DRIVE AT BOTH INTERSECTIONS OF SOMERSET AVENUE AND RAISED PAVEMENT MARKER TRAFFIC CALMING SYSTEMS (RPMTCS) AT FOUR (4) LOCATIONS ON APPLGATE DRIVE, BETWEEN MIDDLE FISKVILLE ROAD AND BLUFF BEND DRIVE, BETWEEN BLUFF BEND DRIVE AND WALNUT BEND DRIVE, BETWEEN THE EAST TERMINUS OF SOMERSET AVENUE AND NEWPORT AVENUE AND BETWEEN THE CITY LIMITS OF AUSTIN AND DESSAU ROAD, AS A PILOT PROJECT TO CALM AND DISCOURAGE THROUGH TRAFFIC FOR THE PURPOSE OF IMPROVING NEIGHBORHOOD SAFETY. (9:32 AM)

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

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, Transportation and Natural Resources (TNR); William Dobrowolski, Division Manager of Engineering Services, TNR; Catherine Govea, Resident on East Applegate; and John Hille, Assistant County Attorney.

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

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Item 3 is Consent Item C26. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

4. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 10' PUBLIC UTILITY EASEMENT ON LOT 1 BLOCK "A" AND A 10' PUBLIC UTILITY EASEMENT ON LOT 2 BLOCK "A" 71 WEST BUSINESS PARK, A SUBDIVISION IN PRECINCT THREE.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez that the Public Hearing be opened.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

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

Motion by Commissioner Moore and **seconded by** Commissioner Gómez that the Public Hearing be closed.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Item 4 is Consent Item C27. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

Members of the Court heard from: Gus Peña, President, East Austin Concerned Hispanics; and Patrick Ganne, Private Citizen. (9:54 AM)

Commissioner McKee addressed the Court in regard to Dorothy Turner, Community Activist, who suffered a heart attack last week. Commissioner McKee extended best wishes to Ms. Turner during her recuperation. (9:54 AM)

CONSENT ITEMS

- 5. Motion by** Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 13, 14 (excluding D1 and D2), 17 (appointee: Velva Price), 19, A.1 (appointee: Dan Roark) and C1 - C27, excluding C24. (9:28 AM)

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	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 AUGUST 5 , 1997.
- C4.** REAPPOINT MIKE HOWE TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #2 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C5.** REAPPOINT CARMEN MARTIN SEIM COMMISSIONER OF EMERGENCY SERVICES DISTRICT #11 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C6.** REAPPOINT MARCUS E. GILLER TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #1 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C7.** REAPPOINT DOYLE BRIDGEFARMER TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #2 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C8.** APPOINT RAY JOHNSON TO FILL UNEXPIRED TERM OF STEVE FAIN COMMISSIONER OF TRAVIS COUNTY RURAL FIRE PREVENTION DISTRICT #11 FOR A TERM EXPIRING DECEMBER 31, 1998.
- C9.** REAPPOINT KEVIN MACDONNELL TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #4 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C10.** REAPPOINT JAN YENAWINE TO COMMISSIONER OF TRAVIS COUNTY RURAL FIRE PREVENTION DISTRICT #11 FOR A TERM EXPIRING DECEMBER 31, 1999.

CONSENT ITEMS CONTINUED

- C11.** REAPPOINT KARL L. BEACH TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #1 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C12.** APPOINT JAMES ROBERTS TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #7, EFFECTIVE THROUGH DECEMBER 31, 1999.
- C13.** REAPPOINT THOMAS L. ATWOOD TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #7, EFFECTIVE THROUGH DECEMBER 31, 1999.
- C14.** REAPPOINT DEANE ARMSTRONG TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT #7, EFFECTIVE THROUGH DECEMBER 31, 1999.
- C15.** APPOINT ALLISON GADBOIS TO COMMISSIONER OF TRAVIS COUNTY RURAL FIRE PREVENTION DISTRICT #11 FOR A TERM EXPIRING DECEMBER 31, 1999.
- C16.** APPOINT MR. P. EDWARD SALISBURY TO THE AUSTIN/TRAVIS COUNTY FQHC BOARD FOR A TWO YEAR TERM.
- C17.** REAPPOINT DAVID KING TO THE TRAVIS COUNTY EMERGENCY SERVICE DISTRICT #8 (PEDERNALES) FOR A TWO-YEAR TERM EXPIRING DECEMBER 31, 1999.
- C18.** REAPPOINT PENNY POALSON TO THE TRAVIS COUNTY EMERGENCY SERVICE DISTRICT #8 (PEDERNALES) FOR A TWO YEAR TERM EXPIRING DECEMBER 31, 1999.
- C19.** REAPPOINT NORMAN SAKID TO THE TRAVIS COUNTY EMERGENCY SERVICE DISTRICT #8 (PEDERNALES) FOR A TWO YEAR TERM EXPIRING DECEMBER 31, 1999.
- C20.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: OVERLOOK AT LEWIS MOUNTAIN SECTION ONE - (LONGFORM - FISCAL POSTED WITH THE CITY OF AUSTIN - 30 LOTS - 48.443 ACRES).
- C21.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: CURIOSITY COVE - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - .873 ACRES - OUTSIDE ETJ).
- C22.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: BUELL-RUDE SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 1.83 ACRES).

CONSENT ITEMS CONTINUED

- C23.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN LAKE COUNTRY ESTATES, A SUBDIVISION IN PRECINCT THREE).
- C24.** APPROVE THE USE OF ALTERNATE FISCAL FOR STEINER RANCH PHASE 2 SECTION 3C, A SUBDIVISION IN PRECINCT 2. (9:20 AM)

Item C24 postponed until January 6, 1998.

- C25.** APPROVE A PUBLIC HEARING DATE OF JANUARY 20, 1998 TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON LOT 819 AND A 5' PUBLIC UTILITY EASEMENT ON LOT 820 APACHE SHORES SECTION 2, A SUBDIVISION IN PRECINCT THREE.
- C26.** APPROVE A REQUEST TO INVOKE POLICE AUTHORITY TO ALLOW TRANSPORTATION & NATURAL RESOURCES DEPARTMENT (TNR) TO INSTALL ALL-WAY STOP CONTROL SIGNING ON APPLGATE DRIVE AT BOTH INTERSECTIONS OF SOMERSET AVENUE AND RAISED PAVEMENT MARKER TRAFFIC CALMING SYSTEMS (RPMTCS) AT FOUR (4) LOCATIONS ON APPLGATE DRIVE, BETWEEN MIDDLE FISKVILLE ROAD AND BLUFF BEND DRIVE, BETWEEN BLUFF BEND DRIVE AND WALNUT BEND DRIVE, BETWEEN THE EAST TERMINUS OF SOMERSET AVENUE AND NEWPORT AVENUE AND BETWEEN THE CITY LIMITS OF AUSTIN AND DESSAU ROAD, AS A PILOT PROJECT TO CALM AND DISCOURAGE THROUGH TRAFFIC FOR THE PURPOSE OF IMPROVING NEIGHBORHOOD SAFETY. (9:51 AM)

Clerk's Note: Judge Aleshire called up Item C26 after the Public Hearing. The following Motion and Vote is for this Item only, the earlier Consent Motion and Vote was not reconsidered.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve Item C26 (the action item for the Public Hearing posted under Agenda Item 3).

Motion carried:	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

CONSENT ITEMS CONTINUED

C27. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 10' PUBLIC UTILITY EASEMENT ON LOT 1 BLOCK "A" AND A 10' PUBLIC UTILITY EASEMENT ON LOT 2 BLOCK "A" 71 WEST BUSINESS PARK, A SUBDIVISION IN PRECINCT THREE. (9:53 AM)

Clerk's Note: Judge Aleshire called up Item C27 after the Public Hearing. The following Motion and Vote is for this Item only, the earlier Consent Motion and Vote was not reconsidered.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to approve Item C27 (the action item for the Public Hearing posted under Agenda Item 4).

Motion carried:	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

ADMINISTRATIVE ITEMS

- 6.** CONSIDER AND TAKE ACTION ON 1998 COMMUNITY ACTION NETWORK (C.A.N.) CONTRACTS FOR HUMAN SERVICES WITH THE SPECIFIED AGENCIES: (10:06 AM)
 - A.** AUSTIN TRAVIS COUNTY REFUGEE SERVICES
 - B.** ACC CONNECTIONS RESOURCES CENTER
 - C.** AIDS SERVICES OF AUSTIN
 - D.** ALLGO, INC.
 - E.** ANY BABY CAN
 - F.** ARC OF THE CAPITAL AREA
 - G.** AUSTIN ACADEMY
 - H.** AUSTIN AREA MENTAL HEALTH ASSOCIATION
 - I.** AUSTIN URBAN LEAGUE
 - J.** AUSTIN CHILD GUIDANCE
 - K.** AUSTIN COMMUNITY NURSERY SCHOOLS
 - L.** AUSTIN FAMILIES, INC.
 - M.** AUSTIN FAMILY HOUSE
 - N.** AUSTIN PROJECT
 - O.** AUSTIN RAPE CRISIS CENTER
 - P.** AUSTIN RECOVERY CENTER
 - Q.** AUSTIN TENANTS COUNCIL
 - R.** BIG BROTHERS/BIG SISTERS
 - S.** BLACKLAND COMMUNITY DEVELOPMENT

ITEM 6 CONTINUED

- T.** CAPITAL AREA EASTER SEAL SOCIETY
- U.** CAPITAL AREA FOOD BANK OF TEXAS, INC.
- V.** CAPITAL AREA MENTAL HEALTH CENTER
- W.** CAPITAL AREA TRAINING FOUNDATION
- X.** CARITAS
- Y.** CASA OF TRAVIS COUNTY
- Z.** CEDEN FAMILY RESOURCE CENTER
- AA.** CENTER FOR BATTERED WOMEN
- BB.** CENTRAL EAST AUSTIN COMMUNITY
- CC.** CHILD AND FAMILY SERVICES INC.
- DD.** CHILD, INC.
- EE.** CHILDREN'S SHELTER AND ASSESSMENT CENTER
- FF.** COMMUNITIES IN SCHOOLS
- GG.** COMMUNITY ADVOCATES FOR TEENS AND PARENTS
- HH.** COMMUNITY PARTNERSHIP FOR THE HOMELESS
- II.** CRIME PREVENTION INSTITUTE, INC.
- JJ.** DISMAS
- KK.** EBENEZER CHILD DEVELOPMENT CENTER
- LL.** EXTEND-A-CARE
- MM.** FAMILY ELDERCARE
- NN.** FOUNDATION FOR THE HOMELESS
- OO.** GREATER CALVARY RITES OF PASSAGES

ITEM 6 CONTINUED

- PP.** HIV WELLNESS CENTER
- QQ.** LITERACY AUSTIN
- RR.** MEALS ON WHEELS
- SS.** PROJECT NORMALIZATION
- TT.** OUT YOUTH AUSTIN
- UU.** PARENTS ANONYMOUS OF TEXAS
- VV.** PATHWAYS COMMUNITY COUNSELING
- WW.** PEOPLE'S COMMUNITY CLINIC
- XX.** PLANNED PARENTHOOD OF AUSTIN
- YY.** PROJECT TRANSITIONS
- ZZ.** PUSH-UP FOUNDATIONS, INC.
- AAA.** READING IS FUNDAMENTAL OF AUSTIN
- BBB.** RIVER CITY YOUTH & FAMILY BUILDERS
- CCC.** SERVICES FOR THE ELDERLY, INC.
- DDD.** ST. EDWARDS UNIVERSITY COMM. MENTOR PROGRAM
- EEE.** TEENAGE PARENT COUNCIL
- FFF.** TRAVIS COUNTY CHILDREN'S ADVOCACY CENTER
- GGG.** UNITED CEREBRAL PALSY
- HHH.** UNIVERSITY YWCA
- III.** YOUTH ADVOCACY, INC.
- JJJ.** YOUTH OPTIONS
- KKK.** LEGAL AID OF CENTRAL AUSTIN

ITEM 6 CONTINUED

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; Val Shepperd, Manager, Planning Assessment and Evaluation, Austin-Travis County Health and Human Services Department; Diane Harrison, Manager, Planning Assessment and Evaluation, Austin-Travis County Health and Human Services Department; Ron Hubbard, Early Education and Care, Austin-Travis County Health and Human Services Department; Linda Welsh, Austin-Travis County Health and Human Services Department; Kati Broderick, Manager, Criminal Justice Planning (CJP); James D. Williams, Warden, Community Justice Center; Mary Etta Gerhardt, Assistant County Attorney; and Vince Cobalis, Grants Coordinator, Austin-Travis County Health and Human Services Department.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to approve Items 6.A - KKK as stated. The Court is putting the agencies, CAN partners, City of Austin and staff on notice that there will be a mandatory six-month review of these 12-month contracts. If these reviews disclose that performance measures are not being met there will be the potential for adjustments to be made no later than July 1, 1998. Staff will need to appropriately back-time the process so the Court may make their decisions no later than July 1, 1998. Any additional contracts that are not listed in 6.A - KKK should be on next week's agenda for action by the Court.

A Clarification was made of the previous Motion by Commissioner Sonleitner that the six-month review will be related to performance measures and/or the results of the CAN reassessment which will be conducted in Spring 1998, in terms of the Court having to re-evaluate where the dollars are being spent.

Motion carried: Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Items 6 and 7 are associated with one another and were called for concurrent discussion.

7. RECEIVE UPDATE ON FUNDING OPTIONS FOR COMMUNITY JUSTICE CENTER TRANSITION STRATEGIES AND TAKE APPROPRIATE ACTION. (10:08 AM)

Members of the Court heard from: Kati Broderick, Manager, CJP; James D. Williams, Warden, Community Justice Center; Mary Etta Gerhardt, Assistant County Attorney; and Dinah Dinwiddie, Executive Manager, CJP.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to authorize the release of the RFP, anticipating a budget transfer for the sources decided.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Items 6 and 7 are associated with one another and were called for concurrent discussion.

8. CONSIDER AND TAKE ACTION ON INTERLOCAL COOPERATION AGREEMENT FOR HUMAN SERVICES PROGRAM BETWEEN THE CITY OF AUSTIN AND TRAVIS COUNTY. (1:50 PM)

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve Item 8 as stated.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

9. A. CONSIDER THE PROPOSED WAIVER OF SECTION 32.004 OF THE TRAVIS COUNTY ETHICS POLICY AND WAIVER OF A PORTION OF THE STANDARD INDEMNIFICATION LANGUAGE REGARDING THE PROPOSED RENEWAL AND AMENDMENT OF 1997 INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER. (9:20 AM)

Item 9.A pulled from the agenda. (Took Item A.5 in its place).

- B. CONSIDER AND TAKE ACTION ON RENEWAL AND AMENDMENT OF 1997 INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN-TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION CENTER. (9:20 AM)

Item 9.B postponed until January 6, 1998.

10. REQUEST PUBLIC DISCLOSURE OF ORDER WAIVING THE REQUIREMENTS OF DISCRETIONARY CONTRACTS PURSUANT TO SECTION 32.004(F) OF THE TRAVIS COUNTY ETHICS POLICY FOR THE PURPOSE OF ENTERING INTO A LEASE AGREEMENT WITH ROBERT TIEMANN FOR THE LEASE OF AN ANIMAL IMPOUND FACILITY. (1:55 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Margo Frasier, Travis County Sheriff.

Discussion Only.

Item 10 to be reposted on January 6, 1998.

11. RECEIVE STATUS UPDATE ON COMPUTER-AIDED DISPATCH (CAD) OPTIONS AND TAKE APPROPRIATE ACTION. (9:20 AM)

Item 11 postponed until January 6, 1998.

12. APPROVE AMENDMENTS TO PROVIDER PARTICIPATION AGREEMENT BETWEEN CITY OF AUSTIN, TRAVIS COUNTY AND: (9:20 AM) (1:57 PM)

A. FOUNDATION HEALTH CORP. AFF. (2ND AMENDMENT)

B. VISTA HEALTH PLAN, INC. (2ND AMENDMENT)

C. PCA HEALTH PLANS OF TEXAS, INC. (6TH AMENDMENT)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; Jane Nelson, Manager, Medical Assistance Program, Austin-Travis County Health and Human Services Department; and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Items 12.A, B and C. The Court authorizes Judge Aleshire to sign the originals for Items 12.A and B when they arrive.

Motion carried:	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

13. REVIEW AND APPROVE PRELIMINARY OFFICIAL STATEMENT DATED 1/2/98 FOR ISSUANCE OF UNLIMITED TAX ROAD BONDS, PERMANENT IMPROVEMENT BONDS AND CERTIFICATES OF OBLIGATION. (9:28 AM)

Item 13 added to Consent. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

14. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:28 AM)

Item 14 added to Consent. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

15. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:20 AM)

Item 15 pulled from the agenda.

16. APPROVE WACKENHUT RECOMMENDATION OF DIANE FREEMAN FOR THE POSITION OF COMMUNITY RESOURCE SPECIALIST. (11:37 AM)

Members of the Court heard from: Diane Freeman, Community Resource Specialist, Community Justice Center; and James D. Williams, Warden, Community Justice Center.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to approve Item 16 as recommended by staff.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

17. APPOINT COMMISSIONER COURT REPRESENTATIVE TO THE SHERIFF'S CIVIL SERVICE COMMISSION. (9:28 AM)

Item 17 added to Consent. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: Appointee - Velva Price.

18. APPROVE PERSONNEL AMENDMENTS.

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve the personnel amendments.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

19. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:28 AM)

Item 19 added to Consent. Please refer to Agenda Item 5 (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

- 20.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD.; (LAURELWOOD; GIESELMAN; CONDEMNATION).¹ (9:20 AM)

Item 20 postponed until January 6, 1998.

- 21.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: ROSIE CAROTHERS V. MONTGOMERY ELEVATOR AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY).¹ (9:20 AM)

Item 21 postponed until January 6, 1998.

- 22.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: CURTIS S. CANTWELL AND TAMMY CANTWELL V. TRAVIS COUNTY AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY).¹ (9:20 AM)

Item 22 postponed until January 6, 1998.

- 23.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: BRENT CULLISON V. VIVIAN INDUSTRIAL PLASTICS, INC., ET AL; (CULLISON; RICH; TEXAS TORT CLAIMS ACT, PERSONAL INJURY).¹ (9:20 AM)

Item 23 postponed until January 6, 1998.

24. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT OR REJECT SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN CUMMINS, TWC# 97-048648. ¹ (9:20 AM)

Item 24 postponed until January 6, 1998.

25. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND IN (REGINALD SWISHER V. KEEL, ET AL; CAUSE NO. A-97-CA-462-SS). ¹ (9:20 AM)

Item 25 postponed until January 6, 1998.

26. RECEIVE ADVICE FROM COUNTY ATTORNEY CONCERNING CLAIM BY THE TRAVIS COUNTY SHERIFF'S OFFICERS ASSOCIATION CONCERNING COMPENSATORY PAY ADMINISTRATION AND TAKE APPROPRIATE ACTION. ¹

(2:07 PM) (3:29 PM)

Judge Aleshire announced that Item 26 would be considered in Executive Session.

Motion by Judge Aleshire **and seconded by** Commissioner Gómez that: First, the County Commissioners' Court makes clear that since September 1996, the Court's policy has been the same for the Sheriff's Office employees as it has been for all other employees concerning overtime and compensatory time pursuant to Section 10.004 of the County's policies and procedures. Secondly, the opportunity for employees to work extra time is 1) only upon the assignment and authorization of their supervisor and 2) whether they (non-exempt employees) are compensated for that extra time by the payment of overtime or by comp time, which is a decision authorized by the supervisor. That is the policy, and the supervisor, in coordination with the employee, may make that decision when the extra time is about to be worked and when it is assigned.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Clerk's Note: Judge Aleshire stated that the Court has discovered that there are associated issues concerning pay periods and other things that might be appropriately handled by being brought back to the Commissioners' Court through the Justice and Public Safety Subcommittee and that the Court encourages those discussions to proceed.

THE FOLLOWING ITEMS WERE ADDED:

- 27.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: BAMBI TEANEY V. TRAVIS COUNTY, TEXAS; (TEANEY; WILLIAMS; TEXAS TORT CLAIMS ACT, PERSONAL INJURY). ¹ (2:07 PM) (3:29 PM)

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

Motion by Judge Aleshire **and seconded by** Commissioner Moore to authorize Judge Aleshire to sign the necessary settlement papers in this case, concerning Bambi Teaney.

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 28.** RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING STATUS OF PURCHASE OF RIGHT-OF-WAY FOR TRAVIS OAKS DRIVE AND TAKE APPROPRIATE ACTION. ¹ (2:07 PM) (3:29 PM)

Judge Aleshire announced that Item 28 would be considered in Executive Session.

Item 28 pulled from the agenda. Will be reposted at a later date (with the appropriate language).

THE FOLLOWING ITEMS WERE ADDED:

A.1 APPOINT MEMBERS OF THE ON-SITE SEWAGE FACILITY RULES ADVISORY COMMITTEE. (9:28 AM)

Item A.1 added to Consent. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: Appointee - Dan Roark.

Item A.1 to be reposted on January 6, 1998.

A.2 APPROVE APPOINTMENTS OF COMMISSIONERS COURT MEMBERS TO VARIOUS BOARDS AND COMMITTEES TO EXPIRE JANUARY, 1999. (2:04 PM)

Item A.2 to be reposted on January 6, 1998.

A.3 A. APPOINT MEMBERS OF THE CITIZENS BOND PROJECT ACCOUNTABILITY COMMITTEE AND ADOPT CHARTER FOR THE COMMITTEE. (2:04 PM)

Item A.3.A to be reposted on January 6, 1998.

B. DETERMINE ORGANIZATION, LOCATION, INSTRUCTIONS, AND BUDGET FOR COUNTY STAFF TO MANAGE BOND PROJECTS AND TO SUPPORT THE OPERATION OF THE CITIZENS BOND PROJECT ACCOUNTABILITY COMMITTEE. (2:04 PM)

Item A.3.B to be reposted on January 6, 1998.

C. APPROVE STAKEHOLDER APPOINTMENTS FOR PARK BOND PROJECTS FOR SOUTHEAST METRO PARK, WEBBERVILLE PARK, NORTHEAST METRO PARK, AND MANSFIELD DAM PARK PROJECTS. (2:04 PM)

Item A.3.C to be reposted on January 6, 1998.

**A.4 GIVE STAFF DIRECTION ON EVALUATION CRITERIA FOR A/E SERVICES
RFQ'S. (11:38 AM)**

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Steve Manilla, Director of Engineering and Planning, TNR; Ruth Parshall, Member, Austin Minority and Women's Alliance; Roberto Martinez, Member Austin Minority Alliance; and Carol B. Joseph, Assistant Director, TNR.

Motion by Commissioner Sonleitner and **seconded by** Commissioner McKee to indicate the Court's agreement with the draft of Professional Engineering Services Items which would be amended in the RFQ. The Court asks that the draft be distributed as soon as possible, subject to editing changes which the Purchasing Agent may need to make for the Announcement, including the Announcement of a Pre-proposal Conference on January 7, 1998, and that the Proposal deadline date be moved from January 12 to January 16, 1998.

Maker and Second accept the Friendly Amendment by Judge Aleshire that the Court be provided an overall bond funded project schedule from the Purchasing standpoint as to when these projects are going to come out.

Acceptance of the Friendly Amendment was made by Commissioner Sonleitner and **seconded by** Commissioner McKee.

Motion carried:	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

Item A.4 to be reposted on January 13, 1998.

- A.5** CONSIDER THE PROPOSED WAIVER OF SECTION 32.004 OF THE TRAVIS COUNTY ETHICS POLICY AND WAIVER OF A PORTION OF THE STANDARD INDEMNIFICATION LANGUAGE REGARDING: THE PROPOSED RENEWAL AND AMENDMENT OF 1997 INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER; THE CAN CONTRACT WITH MHMR ROVING LEADER PROGRAM; THE MHMR C.A.R.E. PROGRAM; AND THE MHMR HOMELESS/RESOURCE PROGRAM. (1:51 PM)

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney.

Discussion Only.

Item A.5 to be reposted on January 6, 1998.

- A.6** APPROVE THE USE OF ALTERNATE FISCAL FOR COSTA BELLA SUBDIVISION, A SUBDIVISION LOCATED IN PRECINCT 3. (2:04 PM)

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

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to approve Item A.6.

Motion carried:	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	absent

ADJOURNMENT

Motion by Commissioner Sonleitner and **seconded by** Commissioner McKee to adjourn the Voting Session. (3:32 PM)

Motion carried:

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	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