

## **MINUTES – MARCH 24, 1998**

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

On Tuesday, the 24<sup>th</sup> day of March 1998, the Commissioners' Court convened the Voting Session at 9:13 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 9:47 AM, pending conclusion of the Corporations meeting.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 9:47 AM and adjourned at 9:52 AM.

The Commissioners' Court reconvened the Voting Session at 9:52 AM.

The Commissioners' Court recessed the Voting Session at 12:23 PM and reconvened the Voting Session at 1:51 PM.

The Commissioners' Court retired to Executive Session at 4:06 PM and reconvened the Voting Session at 5:19 PM.

The Commissioners' Court adjourned the Voting Session at 5:22 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 5:24 PM and adjourned at 5:25 PM.

**RESOLUTIONS & HEARINGS**

- 1. APPROVE A RESOLUTION RECOGNIZING SHIRLEY WASHINGTON UPON HER RETIREMENT FOR HER TWENTY-SIX (26) YEARS OF SERVICE AND DEDICATION TO TRAVIS COUNTY. (9:15 AM)

**Members of the Court heard from:** Estela T. Medina, Chief Probation Officer, Juvenile Court; and Shirley Washington, Retiree.

**Motion by** Judge Aleshire and **seconded by** Commissioner Gómez to approve the Resolution posted under Item 1.

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

- 2. APPROVE A RESOLUTION RECOGNIZING AVA GENE BREED WEATHERS, R.N., UPON HER RETIREMENT FOR HER EIGHT (8) YEARS OF SERVICE AND DEDICATION TO TRAVIS COUNTY. (9:17 AM)

**Members of the Court heard from:** Estela T. Medina, Chief Probation Officer, Juvenile Court.

**Motion by** Judge Aleshire and **seconded by** Commissioner McKee to approve the Resolution posted under Item 2.

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

3. INTRODUCTION OF LISA BUTTS, EXTENSION AGENT-INTEGRATED PEST MANAGEMENT (FIRE ANT PROJECT) FOR TRAVIS AND WILLIAMSON COUNTIES. (9:19 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; and Lisa Butts, Extension Agent-Integrated Pest Management Program, Austin-Travis County Health and Human Services Department.

4. APPROVE THE VACATION OF A DRAINAGE EASEMENT ON LOT 8, PALEFACE PARK PHASE 1 SECTION B, A SUBDIVISION IN PRECINCT THREE. (9:21 AM)

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

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

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

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

**Clerk's Note:** The action item for Item 4 is Consent Item C11. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

### CITIZENS' COMMUNICATION

**Members of the Court heard from:** Wes Curtis, Texas Best Seminars; Greg Erikson, Representative, Texas Best Seminars; John Foreman, Host, Texas Best Seminars; Robert Kurtz, Private Citizen; Steve Lane, Private Citizen; R. C. Crawford, Private Citizen; and Alexander Emerick Jones, Private Citizen. (9:22 AM)

### CONSENT ITEMS

**5. Motion by** Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 17, 18.A, 21, 22, and C1 – C11. (9:52 AM)

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

**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 SESSIONS OF FEBRUARY 17, 1998 AND MARCH 10, 1998.

**C4.** APPROVE BOND FOR RESERVE DEPUTY CONSTABLE, PRECINCT FOUR OFFICE FOR: BRANDON ALBERT WADE.

**C5.** APPROVE RIGHT OF ENTRY REQUEST BY HICKS & COMPANY, REPRESENTING THE TEXAS DEPARTMENT OF TRANSPORTATION, TO ENTER SELECTED COUNTY PROPERTIES IN ORDER TO CONDUCT ENVIRONMENTAL SURVEYS ALONG PROPOSED ROUTES OF STATE HIGHWAY 130.

**CONSENT ITEMS CONTINUED**

- C6.** APPROVE CONTRACT AWARD FOR THE PROVISION OF ARMORED CAR SERVICE, IFB# B980051-JP, TO THE LOW, QUALIFIED BIDDER, ARMORED TRANSPORT TEXAS, INC., IN THE AMOUNT OF \$54,002.56.
- C7.** APPROVE SUBDIVISION PLAT FOR RECORDING IN PRECINCT THREE: RESUBDIVISION OF LOTS 27, 28, AND 29 BARTON CREEK LAKESIDE PHASE ONE - (SHORTFORM - NO PUBLIC IMPROVEMENTS - 3 LOTS - WATERFALL HILL PARKWAY).
- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: AMENDED PLAT OF LOTS 32 AND 33, COMANCHE TRAIL NO. 3 - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 1.074 ACRES - PANORAMA DRIVE).
- C9.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: AMENDED PLAT OF LOTS 57 & 60 BLOCK A, WELLS BRANCH PHASE R, SECTION THREE - (AMENDED PLAT - NO FISCAL - 2 LOTS - 9.350 ACRES - WELLS BRANCH PARKWAY).
- C10.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR - ONION CREEK ADDITION SECTION 1-A - (SHORTFORM - NO FISCAL - 54 LOTS - 9.742 ACRES - COUNTY DOWN DRIVE).
- C11.** APPROVE THE VACATION OF A DRAINAGE EASEMENT ON LOT 8, PALEFACE PARK PHASE 1 SECTION B, A SUBDIVISION IN PRECINCT THREE.

## ADMINISTRATIVE ITEMS

6. REVIEW THE ABSENT STUDENT ASSISTANCE PROGRAM OPERATIONS AND TAKE APPROPRIATE ACTION. (9:53 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP); Jim Connolly, Assistant County Attorney; Mel Coleman, Austin Independent School District; Dr. Edward A. Neal, Superintendent, Del Valle Independent School District; Kevin Miskell, Constable, Precinct Three; Bruce Elfant, Constable, Precinct Five; Roger Martinez, ASAP Central Coordinator, CJP; Alexander Emerick Jones, Private Citizen; Jeff Davis, Private Citizen; Rick Hybecker, Legal Assistant; David Escamilla, First Assistant County Attorney; Russell Benson, Private Citizen; Iris Benson, Student attending an Austin Independent School; James Benson, Student attending an Austin Independent School; Mike Hanson, Private Citizen; Robert Kurtz, Private Citizen; R. C. Crawford, Private Citizen; Wes Curtis, Texas Best Seminars; Don Bennett, Private Citizen; Steve Lane, Private Citizen; Gus Peña, President, East Austin Concerned Hispanics; John Foreman, Host, Texas Best Seminars; Dessie Andrews, Private Citizen; Dennis Wiginton, Private Citizen; Lance Cook, Private Citizen; and Jeff Contreras, Private Citizen.

**Clerk's Note:** Judge Aleshire requested that Jim Connolly, with the permission of the Court, publicly give the Court his analysis of the legal standing of the ASAP program and the way it is being administered.

**Motion by** Commissioner McKee and **seconded by** Commissioner Sonleitner that the County begin a pilot where there is a telephone call initiated, as best as possible, on the first absence and that Staff continue to look at ways that technology may help to improve this program.

**Clerk's Note:** Judge Aleshire asked that the form that will be used, whichever way the County will monitor the pilot project, be shared with Staff in advance of the implementation of the pilot. This will allow room for input by Travis County.

**Clerk's Note:** A Vote was not taken on the Standing Motion. Testimony and public input on the Item continued.

**ITEM 6 CONTINUED**

**Clerk's Note:** The Standing Motion was restated by Commissioner McKee.

**Motion by** Commissioner McKee and **seconded by** Commissioner Sonleitner that the Court take the recommendations that have been presented to them by staff. Particularly as they relate to the Constables' attempts to contact parents by phone on the first ASAP referral and to continue in the effort with the two school districts to improve the available technology in order to move the contact earlier into the day.

**A Clarification was made of the previous Motion by** Judge Aleshire that this is to start the pilot program with telephone calling and keeping tabs of the results.

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

- 7. A. APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR COST PARTICIPATION IN THE IMPLEMENTATION OF THE HOWARD LANE CIP PROJECT BETWEEN IH 35 AND DESSAU NORTH ROAD. (9:13 AM)  
(12:13 PM)

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

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee to approve the Item with the note that given certain contingencies happening, both the City of Austin and Travis County agree that parts of the project will be bid out by the Texas Department of Transportation (TXDOT).

**A Clarification was made of the previous Motion by** Judge Aleshire that this referred specifically to Sections Three and Four.

**Motion carried:**

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

**Clerk’s Note:** Commissioner Sonleitner noted that the previous Motion and Vote was taken with the understanding that the additional language, relating to TXDOT and Sections Three and Four, will be added by the County Attorney’s Office.

- B. APPROVE MODIFICATION OF THE PROFESSIONAL SERVICES AGREEMENT WITH CARTER BURGESS, INC., FOR THE ENGINEERING DESIGN AND PROJECT MANAGEMENT OF HOWARD LANE CIP PROJECT.  
(12:13 PM)

Item 7.B postponed until March 31, 1998.



- 8. A. APPROVE AGREEMENT WITH E.E. REED FOR DEDICATION OF RIGHT-OF-WAY FOR THE REALIGNMENT OF LOHMANS CROSSING ROAD. (9:13 AM)

Item 8.A postponed until March 31, 1998.

- B. APPROVE MODIFICATION OF PROFESSIONAL SERVICES AGREEMENT WITH CARTER BURGESS, INC., FOR ENGINEERING DESIGN OF LOHMANS CROSSING ROAD. (9:13 AM)

Item 8.B postponed until March 31, 1998.

- 9. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97TO259-JP, AFS ENVIRONMENTAL, INC., FOR EROSION CONTROL SERVICES; CONTRACT APPROVED ON 6/17/97; MODIFICATION WILL INCREASE QUANTITIES ON SEVERAL CONTRACT ITEMS AND INCREASE TOTAL ESTIMATED PRICE TO \$88,743.75. (1:52 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Chuck Belisle, Assistant Purchasing Agent, Purchasing; and David Fowler, Environmental Project Manager, TNR.

No action necessary on Item 9.

Item 9 pulled from the agenda.

- 10. DISCUSS AND APPROVE SCOPE OF THE ANNUAL INSPECTION SUMMARY (AIS) PROJECT INITIATED BY FACILITIES MANAGEMENT; AUTHORIZE RELEASE OF RFS BASED ON PROPOSED SCOPE WITH FUNDING IN ALLOCATED RESERVES. (2:02 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Kevin Bailey, Director, Facilities Management.

**Motion by** Commissioner McKee **and seconded by** Commissioner Gómez to approve Item 10 as stated.

**Motion carried:**

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes

Precinct 4, Commissioner Margaret J. Gómez - yes

- 11. DISCUSS AND GIVE STAFF DIRECTION ON RECRUITMENT AND FUNDING FOR ASSISTANT DIRECTOR, PUBLIC HEALTH AND COUNTY HEALTH AUTHORITY. (2:08 PM)

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

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to authorize the posting of the position. The Court requests that their intent is that the position, if it is a physician, be on the Travis County payroll.

**Maker and Second accept the Friendly Amendment by** Judge Aleshire that the Court authorizes the position to be posted in both the City of Austin and the Travis County Human Resources Management Departments. The position should be advertised with the job description submitted to the Court in this item’s back up, which allows (under the posting) to seek for either a physician or a non-physician administrator.

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

**Motion carried:**

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

**Clerk’s Note:** Judge Aleshire asked staff (Stephen Williams and Mary Etta Gerhardt) to work together in drafting a letter to the Mayors of the all the cities within Travis County and ask them if they have appointed a Health Authority. If they have, please notify the Court as to who it is. And if they have not, would they be interested in signing a contract with Travis County so the Health Authority services can be provided.

12. DISCUSS AND/OR APPROVE THE AMENDMENT TO THE LEASE AGREEMENT FOR BURNET ROAD PROPERTY BETWEEN W/M INVESTMENTS #6 AND TRAVIS COUNTY, TEXAS, DEPARTMENT OF COMMUNITY SUPERVISION AND CORRECTIONS. (9:13 AM) (2:33 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; Gordon Bowman, Assistant County Attorney; and Belinda Poppa, Planner, Facilities Management.

Discussion Only.

Item 12 to be reposted on March 31, 1998.

13. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:44 PM)

**Members of the Court heard from:** Karen Shafer Castro, Senior Budget Analyst, Planning and Budget Office (PBO); Shoshanna Lansberg, Budget Analyst, PBO; Chris Callsen, Director of Emergency Services, Criminal Justice Planning (CJP); Mark McCray, Budget Analyst, PBO; and Kevin Miskell, Constable, Precinct Three.

**Clerk's Note:** Items 13 and 14 are associated with one another and were called for concurrent discussion. (The discussion on Item 13 began at 2:44 PM. Item 14 was called up at 2:54 PM. Discussion on Item 14 ceased at 3:03 PM and resumed on Item 13. The Motions and Votes were not taken until 3:31 PM). Please refer to Item 14 for the Court's action on this Item.

- 14. APPROVE BUDGET AMENDMENT AND MODIFY IBM CONTRACT FOR \$21,000 TO ALLOW FOR TEMPORARY CONTRACTING OF A PART-TIME DATABASE ADMINISTRATOR TO ASSIST IN THE DESIGN AND LAYOUT OF VARIOUS COMPONENTS OF THE TIBURON INTEGRATED DATA BASE AND THE AMA DATA BASE. (2:54 PM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Criminal Justice Planning (CJP); Karen Shafer Castro, Senior Budget Analyst, Planning and Budget Office (PBO); and Frank Curcio, Director, Information and Telecommunications Systems (ITS).

**Clerk’s Note:** Items 13 and 14 are associated with one another and were called for concurrent discussion. (The discussion on Item 13: “APPROVE BUDGET AMENDMENTS AND TRANSFERS” began at 2:44 PM. Item 14, as stated above, was called up at 2:54 PM. Discussion on Item 14 ceased at 3:03 PM and resumed on Item 13. The Motions and Votes were not taken until 3:31 PM).

**Motion by** Commissioner McKee and **seconded by** Commissioner Moore to approve the budget amendments with A9 being \$6,000.00 instead of \$21,000.00. This Motion is for Item 13.

**Motion carried:**

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

**Motion by** Commissioner McKee and **seconded by** Commissioner Moore to approve the contract under Item 14 with a not to exceed amount of \$21,000.00.

**Motion carried:**

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

- 15. APPROVE STATE CATALOGUE CONTRACT AWARD FOR THE PURCHASE AND INSTALLATION OF AN ESTIMATED SEVENTEEN COMPAQ PROLIANT FILE SERVERS FOR VARIOUS LOCATIONS THROUGHOUT THE COUNTY FROM ANALYTICAL COMPUTER SERVICES IN THE AMOUNT OF \$273,703.00. (3:32 PM)

**Members of the Court heard from:** Chuck Belisle, Assistant Purchasing Agent, Purchasing; Brad Powell, Assistant Director, ITS; and Frank Curcio, Director, ITS.

**Motion by** Judge Aleshire and **seconded by** Commissioner McKee to approve the contract award.

**Motion carried:**

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

- 16. 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 CONTRACT BETWEEN TRAVIS COUNTY AND THE AUSTIN-TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION CENTER (MHMR) FOR SERVICES OF THE COMMUNITY ACTION NETWORK (CAN) EXECUTIVE DIRECTOR AND EXECUTIVE ASSISTANT; TAKE ACTION AS NECESSARY. (3:45 PM)

Discussion Only.

No action taken on Item 16 today.

Item 16 to be reposted on March 31, 1998.

- 17. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF FEBRUARY 1998. (9:52 AM)

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

**18. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:14 AM) (9:52 AM) (3:47 PM)**

**A. APPROVE GRANT APPLICATION FOR DRUG COURT GRANT PROGRAM: IMPROVEMENT & ENHANCEMENT GRANT FOR COUNTY COURTS AT LAW. (9:52 AM)**

Item 18.A added to Consent. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

**B. APPROVE GRANT APPLICATION FOR COMMUNITY JUSTICE PLANNING GRANT FOR DISTRICT ATTORNEY'S OFFICE. (3:47 PM)**

**Members of the Court heard from:** Alan Miller, Budget Analyst, PBO; Vicky Skinner, Director of Administration, District Attorney's Office; Chris Weatherington, Community Justice Resource and Policy Planner, District Attorney's Office.

**Motion by** Commissioner Gómez and **seconded by** Commissioner McKee to approve Item 18.B as stated.

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

**C. APPROVE GRANT CONTRACT FOR CAPCO SOURCE REDUCTION AND RECYCLING FOR TNR DEPARTMENT. (9:14 AM)**

Item 18.C pulled from the agenda.

**D. APPROVE GRANT CONTRACT FOR CAPCO SOLID WASTE LOCAL ENFORCEMENT. (9:14 AM)**

Item 18.C pulled from the agenda.

19. APPOINT MEMBERS OF THE ON-SITE SEWAGE FACILITY RULES ADVISORY COMMITTEE. (9:53 AM)

No action taken on Item 19.

Item 19 to be reposted on March 31, 1998.

20. APPROVE PERSONNEL AMENDMENTS. (3:54 PM) (5:21 PM)

**Members of the Court heard from:** Carlotta Valdez, Compensation Manager, Human Resources Management Department (HRMD); and Joe Gieselman, Executive Manager, TNR.

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

**Clerk’s Note:** Judge Aleshire requested a Division of the Vote.

**Motion by** Commissioner McKee and **seconded by** Commissioner Moore to approve all the personnel amendments with the exception of the TNR position for the Recreational Education Coordinator.

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

**Motion by** Commissioner McKee and **seconded by** Commissioner Moore to approve the new position job description and banding sheet for TNR’s Recreational Education Coordinator.

<b>Motion failed:</b>	County Judge Bill Aleshire	-	no
	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	absent
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	no



**ITEM 20 CONTINUED**

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner McKee to reconsider the action taken earlier today on Item 20.

**Motion carried:** County Judge Bill Aleshire - yes  
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

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

**Clerk's Note:** Judge Aleshire requested a Division of the Vote.

**Motion by** Commissioner McKee and **seconded by** Commissioner Sonleitner to approve all the personnel amendments as recommended by Staff with the exception of the TNR position for the Recreational Education Coordinator.

**Motion carried:** County Judge Bill Aleshire - yes  
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

**Motion by** Commissioner McKee and **seconded by** Commissioner Sonleitner to approve the new position job description and banding sheet for TNR's Recreational Education Coordinator.

**Motion carried:** County Judge Bill Aleshire - no  
Precinct 1, Commissioner Darwin McKee - yes  
Precinct 2, Commissioner Karen Sonleitner - yes  
Precinct 3, Commissioner Margaret Moore - yes  
Precinct 4, Commissioner Margaret J. Gómez - no

- 21.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:52 AM)

Item 21 added to Consent. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 22.** APPROVE ISSUANCE OF \$4,900,000 MULTIFAMILY HOUSING REVENUE BONDS (CHURCHILL CROSSING APARTMENTS PROJECT) SERIES 1998 BY TRAVIS COUNTY HOUSING FINANCE CORPORATION. (9:14 AM) (9:46 AM) (9:52 AM)

Item 22 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

- 23. APPROVE OR REJECT OR TAKE OTHER APPROPRIATE ACTION IN REFERENCE TO CLAIM FROM THE INTERNAL REVENUE SERVICE FOR THE TRAVIS COUNTY COUNSELING CENTER. <sup>1</sup> (4:06 PM) (5:19 PM)

Judge Aleshire announced that Item 23 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35.

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

- 23. Item 23 postponed until March 31, 1998.
- 25. Authorize Transportation and Natural Resources (TNR) to pursue an appraisal and get a proper legal description of the property that the County owns.
- 27. Reject their Settlement Offer.
- 28. Appoint Joe Gieselman to participate in mediation in this case on behalf of the Court.
- 29. Accept the settlement in the amount of \$1,994.01 for 1997 back wages.
- 30. Reject their offer and counter in the amount of \$5,000.00.
- 32. Congratulations to the County Attorney's Office on being non-suited on this Item. No action taken on Item 32.
- 34. Item 34 to be reposted on March 31, 1998 and authorize the County Attorney's Office to hire additional experts in this case.
- 35. No action taken on Item 35.

**Motion carried:**

County Judge Bill Aleshire	-	yes
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

24. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY RE: ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER ON TAX SALE OF PROPERTY LOCATED AT ON U.S. HWY. 183, BEING ABS 24, DEL VALLE S. ACR. 16.490 AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:06 PM) (5:19 PM)

Item 24 to be reposted on March 31, 1998.

25. RECEIVE BRIEFING REGARDING OLD PFENNING LANE RIGHT-OF-WAY AND TAKE APPROPRIATE ACTION. <sup>2</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

26. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE CONDEMNATION REGARDING CIP PROJECT NO. 4-005, PARCEL #1; DEE GABRIEL COLLINS ROAD (FORMERLY SCENIC LOOP); (SHANNON L MADISON; GIESELMAN; CONDEMNATION). <sup>1</sup> & <sup>2</sup> (9:14 AM)

Item 26 pulled from the agenda. (Will be resubmitted at a later date).

27. RECEIVE BRIEFING FROM COUNTY ATTORNEY; 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). <sup>1</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING MEDIATION IN RICK T. VAN EVERY V. LLOYD RENDON AND TRAVIS COUNTY, (VAN EVERY; GIESELMAN; TEXAS TORT CLAIMS ACT, AND PERSONAL INJURY). <sup>1</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION REGARDING THE CLAIM OF GREG MARTINEZ FOR BACK WAGES. <sup>1</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION (WORMSTADT: TX COMMISSION ON HUMAN RIGHTS NO. 31C960940). (DINWIDDIE). <sup>1</sup> AND <sup>3</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

31. 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). <sup>1</sup> (4:06 PM)

Item 31 to be reposted on March 31, 1998.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN; RAYMOND ZAWLOCKI V. TRAVIS COUNTY SHERIFF'S POSSE, INC., TERRY KEEL; SHERIFF OF TRAVIS COUNTY AND CLYDE RUSSELL, (ZAWLOCKI; FRASIER; TEXAS TORT CLAIMS ACT); PREMISES, AND PERSONAL INJURY). <sup>1</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AND/OR TAKE APPROPRIATE ACTION IN; JAMES WALTON V. TRAVIS COUNTY, AND ALLEN EVANS, P.A., (FRASIER; TEXAS TORT CLAIMS ACT; PREMISES, AND PERSONAL INJURY). <sup>1</sup> (4:06 PM)

Item 33 to be reposted on March 31, 1998.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN ROY JOHNSON AND MARY JOHNSON VS. ALFONSO ROEL GORENA AND TRAVIS COUNTY, (JOHNSON; SMITH, J. TEXAS TORT CLAIMS ACT, AND PERSONAL INJURY). <sup>1</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.

**THE FOLLOWING ITEM WAS ADDED:**

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING THE SUBLEASE WITH THE TRAVIS COUNTY LIVESTOCK SHOW & RODEO IN RELATION TO B & B CARNIVAL AND/OR TAKE APPROPRIATE ACTION. <sup>1</sup> (4:06 PM) (5:19 PM)

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

**Members of the Court agreed** to consider one Motion for Items 23, 25, 27, 28, 29, 30, 32, 34, and 35. Please refer to Item 23 for a summary of the Court's action on this Motion.



**ADJOURNMENT**

**Motion by** Commissioner McKee and **seconded by** Commissioner Sonleitner adjourn the Voting Session. (5:22 PM)

**Motion carried:** County Judge Bill Aleshire - yes  
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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**