MINUTES – AUGUST 4, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 4th day of August, 1998, the Commissioners' Court convened the Voting Session at 9:11 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 Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:50 PM and reconvened the Voting Session at 1:53 PM.

The Commissioners' Court retired to Executive Session at 3:54 PM and reconvened the Voting Session at 5:11 PM.

The Commissioners' Court adjourned the Voting Session at 5:15 PM.

RESOLUTIONS AND HEARINGS

1. APPROVE PROCLAMATION SUPPORTING THE GARDNER-BETTS PROJECT BRIDGE ART AUCTION SPONSORED BY THE REAL ESTATE COUNCIL OF AUSTIN. (9:15 AM)

Members of the Court heard from: Margaret Owens, Travis County Juvenile Court; and Helen Jobes, Real Estate Council of Austin.

Motion by Commissioner Gómez and seconded by Commissioner Moore to approve 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. DECLARE AUGUST 4, 1998 TRAVIS COUNTY EMPLOYEE RECOGNITION DAY AND TO PUBLICLY RECOGNIZE EMPLOYEES WHO CELEBRATED 20 AND 25 YEARS OF SERVICE AND ELECTED/APPOINTED OFFICIALS WHO CELEBRATED 5, 10, AND 15 YEARS OF SERVICE TO TRAVIS COUNTY IN 1997. (9:19 AM)

Members of the Court heard from: Marilyn Abbot Hancock, Employee Relations Manager, Human Resources Management Department (HRMD).

CITIZENS' COMMUNICATION

Members of the Court heard from: Gus Peña, President, East Austin Concerned Hispanics; Bob Barstow, Windy Point Developer; Jimmy Castro, Member, Hispanic Chamber of Commerce; John Schraeder, Resident on Lake Austin; Ira Caulkins, Director, Inter-Governmental Research Center; Mike Hansen, Private Citizen; Alex Jones, Private Citizen; Florence Charity, Private Citizen; John Foreman, TX Best Seminars, Producer, In Your Face Campaign; Robert Kurtz, Private Citizen. (9:33 AM)

CONSENT ITEMS

3. Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the following Consent Items: 26, A.1, A.2, A.3, and C.1-C.9, excluding Item C.4. (10:08 AM)

Motion carried: 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 SESSIONS OF JULY 16, JULY 21, AND JULY 22, 1998.

CONSENT ITEMS CONTINUED

C4. APPROVE EXERCISE OF OPTION AND AMENDMENT OF EMPLOYEE BENEFITS CONTRACT WITH BLUE CROSS BLUE SHIELD OF TEXAS.

Item C.4 postponed until August 11, 1998.

- **C5.** APPROVE PERSONNEL AMENDMENTS.
- C6. APPROVE CONTRACT AWARD FOR THE PROVISION OF PROFESSIONAL INMATE MEDICAL SERVICES TO REX E. MEDFORD, M.D. IN THE NOT-TO-EXCEED AMOUNTS OF \$7,000.00 FOR FY 98 AND \$42,000.00 FOR EACH FOLLOWING FISCAL YEAR. (THE CONTRACT AUTOMATICALLY RENEWS EACH YEAR).
- **C7. A.** APPROVE THE CONSTRUCTION AGREEMENT FOR CANTERBURY TRAILS SECTION III, A SUBDIVISION IN PRECINCT THREE.
 - **B.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: CANTERBURY TRAILS SECTION III (LONGFORM FISCAL POSTED WITH THE CITY OF AUSTIN AND TRAVIS COUNTY 86 LOTS 18.39 ACRES FM 2304 SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).
- **C8.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: BRATTON HILL SECTION II (FISCAL POSTED WITH THE CITY OF AUSTIN 53 LOTS 8.45 ACRES OPAL FIRE DRIVE WASTEWATER SERVICE TO BE PROVIDED FOR BY CITY OF AUSTIN.
- **C9.** APPROVE A PUBLIC HEARING DATE OF AUGUST 25, 1998, TO APPROVE A TEMPORARY ROAD CLOSURE OF OLD MANOR ROAD FOR THE PURPOSE OF STREET AND DRAINAGE IMPROVEMENTS IN PRECINCT ONE.

ADMINISTRATIVE ITEMS

4. A. ADOPT AN ORDER AUTHORIZING PUBLICATION OF A NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATION. (10:09 AM) (10:37 AM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Glen Opal, Bond Counsel, Vinson and Elkins; David Escamilla, First Assistant County Attorney; and Alex Jones, Private Citizen.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to approve Item 4.A, with the authority for bond counsel to work with PBO and the Financial Advisor to finalize it, and to proceed with publication.

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

B. GIVE STAFF DIRECTION ON ROAD BONDS AND PERMANENT IMPROVEMENT BONDS ISSUANCE. (10:25 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO; Glen Opal, Bond Counsel, Vinson and Elkins; and David Escamilla, First Assistant County Attorney.

Motion by Commissioner McKee **and seconded by** Commissioner Sonleitner to give Staff direction to proceed with the scheduled bond sale subject to changes noted on the Lohmann's Crossing portion.

Motion carried: County Judge Bill Aleshire - yes

- 5. A. APPROVE CONTRACT(S) OR CONTRACT AMENDMENT(S) FOR PROFESSIONAL ENGINEERING AND ENVIRONMENTAL SERVICES FOR DUE DILIGENCE IN CONNECTION WITH RFP #P-980062-SG, CENTRAL WAREHOUSE, STARFLIGHT HANGAR, AND SHERIFF'S OFFICE COMMAND CENTER EAST SITES. (9:11 AM) (10:46 AM) (10:50 AM) (3:14 PM) (3:54 PM)
 - **B.** APPROVE REAL ESTATE PURCHASE AND RELATED DOCUMENTS CONCERNING STARFLIGHT HANGAR, WAREHOUSE, AND SHERIFF'S EAST COMMAND CENTER PROJECTS.

Items 5.A and B are associated with one another and were discussed concurrently.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Belinda Poppa, Project Manager, Facilities Planning in Facilities Management.

Judge Aleshire announced that Items 5.A and B would be discussed in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 5.A.

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

Item 5.B to be reposted on August 11, 1998.

6. APPROVE REORGANIZATION OF TRAVIS COUNTY EMERGENCY SERVICES TO RECOGNIZE THE MEDICAL DIRECTOR AS THE HEAD OF THAT ORGANIZATION. (10:50 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Chris Callsen, Director of Emergency Services, JPS.

Motion by Judge Aleshire **and seconded by** Commissioner Moore to give Staff direction to return in a couple of weeks with a proposed reorganization of the Medical Director position in the Justice and Public Safety area.

Motion carried: County Judge Bill Aleshire - yes

7. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING AUTHORIZATION TO COMMENCE NEGOTIATIONS WITH PROPOSER FOR THE COUNTY INDIGENT HEALTH CARE – PROPOSAL FOR COMPREHENSIVE MANAGED CARE, RFP #P-980073-TS. (10:55 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (HHSD) and Veterans' Services; Alan Miller, Budget Analyst, PBO; Cyd Grimes, Travis County Purchasing Agent; and Gus Peña, President, East Austin Concerned Hispanics.

Motion by Commissioner Moore **and seconded by** Commissioner McKee to proceed according to Staff recommendations.

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

8. AUTHORIZE RECEIPT AND BUDGET FOR DISASTER RELIEF FUNDS AND GIVE STAFF DIRECTION. (10:55 AM) (11:07 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; Wayne Cook, Austin-Travis County HHSD; and Cora Wright, Director, Neighborhood Services, Austin-Travis County HHSD.

Motion by Commissioner Gómez **and seconded by** Commissioner McKee that the Court approve receipt of the grant and authorize PBO to place the money on certification by the Auditor in the appropriate line items.

Motion carried: County Judge Bill Aleshire - yes

9. APPROVE REORGANIZATION OF TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT. (10:55 AM) (11:17 AM)

Members of the Court heard from: Jesse Colunga, President, AFSCME Local 24.

Item 9 postponed until August 18, 1998.

10. A. CONSIDER REQUESTS TO CONSTRUCT ROADWAY CONNECTION BETWEEN GLENLAKE SUBDIVISION AND RIVER PLACE SUBDIVISION, AND (9:13 AM) (11:32 AM) (12:02 PM)

Members of the Court heard from: Kevin McDonnell, President, Emergency Services District #4; James Baker, Advisory Committee, River Place; Margo Frasier, Travis County Sheriff; Chief Don Smith, Travis County Fire Control.

Motion by Commissioner Sonleitner and seconded by Commissioner McKee that the Court instruct TNR to work with the Emergency Service District on a connection that shall be no more permissive than a limited, controlled access gate with the idea that it would only be used for emergency purposes for the emergency responders and fire trucks, and for "routine" purposes for the Travis County Sheriff's Office for purposes of patrolling both subdivisions. TNR and ESD will return if any further action is required from the Court, and to make it clear to the neighborhood that if there are to be any connections between the subdivisions, they must come back through the Commissioners' Court for an affirmative action from the Court.

A Clarification was made of the previous Motion by Commissioner Sonleitner that the width of the roadway must be sufficient for emergency vehicles to pass each other in both directions.

A Clarification was made of the previous Motion by Commissioner Sonleitner that Emergency Services District #4 would be responsible for the maintenance of the road.

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

B. CALL DOWN FISCAL POSTED FOR THE ROAD CONNECTION BY THE DEVELOPERS OF PANTHER HOLLOW EAST (\$13,095.50) AND RIVER PLACE (\$5,553.00) IF IT IS DECIDED TO CONSTRUCT THE CONNECTION.

Discussion Only.

11. APPROVE OR DISAPPROVE A REQUEST FOR VARIANCE FROM TRAVIS COUNTY RULES FOR ON-SITE PRIVATE SEWAGE FACILITIES FOR THE FOLLOWING: (1:54 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

A. KEN NEELY/RIVERBEND HOMES, ALLOWING LOCATION OF A PRIVATE WATER WELL SEVENTY-FIVE (75) FEET FROM AN ON-SITE WASTEWATER DISPOSAL DRAINFIELD, LOCATING LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF TWELVE (12) INCHES OF SOIL BELOW THE PROPOSED DRAINFIELD BEFORE FRACTURED ROCK, AND REDUCE THE SETBACK TO A ROCK OUTCROPPING FROM SIXTY (60) FEET TO TWENTY-FIVE (25) FEET AT 4904 HIGH CANYON PASS, LOT 11, BLOCK B, THE HOMESTEAD. (2:09 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Clerk's Note: Judge Aleshire requested a division of the vote regarding Item 11.P.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to approve Staff recommendations regarding Items 11.A-P, excluding Item 11.C, which will be postponed until August 11, 1998 with rewording, pulling Item 11.F from the Agenda, adding to Item K the additional requirement of 1 (one) foot of Type B soil replacement, adding to Item L the additional requirement of 1 (one) foot of sand in the trenches, and adding to Item 11.N the addition of 1 (one) foot of sand in the trenches.

Clerk's Note: Commissioner Sonleitner requested a division of the vote regarding Items 11.J, K, L, N, O, and P.

Clerk's Note: Judge Aleshire withdrew the request for a division of the vote regarding Item 11.P.

Clerk's Note: Commissioner Sonleitner withdrew the request for a division of the vote regarding Items 11.J, K, L, N, O, and P.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to approve Staff recommendations regarding for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P.

Motion carried: County Judge Bill Aleshire - abstain

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

B. KEN NEELY, ALLOWING LOCATION OF LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF EIGHTEEN (18) INCHES OF SOIL BELOW THE DRAIN FIELD BEFORE FRACTURED ROCK IS ENCOUNTERED, 135102 OVERLAND PASS, LOT 1, BLOCK H, THE HOMESTEAD. (2:09 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

C. JOHN DAVIS, ALLOWING LOCATION OF LOW PRESSURE DOSED MOUNDED DRAIN FIELD WITH A MINIMUM SEPARATION OF TWO (2) FEET OF SOIL BEFORE FRACTURED ROCK AT 9206 PRINCE WILLIAM, WESTMINSTER GLEN SUBDIVISION. (1:58 PM) (2:14 PM)

Members of the Court heard from: Jim Fulton, Associate Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Item 11.C to be reposted on August 11, 1998.

D. AARON AND SUSAN HUDSON, ALLOWING LOCATION OF LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF AT LEAST ONE (1) FOOT TO FRACTURED ROCK AT 19019 HWY 71, WEST. (2:09 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

E. K. ZAMAN, ALLOWING LOCATION OF LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF AT LEAST ONE (1) FOOT TO FRACTURED ROCK AT 18118 COMPASS CIRCLE, WEST CAVE SUBDIVISION. (2:09 PM) (2:14 PM)

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

F. CHARTER BUILDERS, ALLOWING THE REDUCTION OF THE THICKNESS OF SOIL BELOW THE PIPE AND GRAVEL LAYER FROM 4.0 TO 2.0 FEET OF WASHED SAND AT 13503 LOIS LANE, LOT 12, BLOCK A, ACRES WEST SUBDIVISION. (2:01 PM) (2:03 PM) (2:09 PM) (2:14 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Item 11.F pulled from the Agenda.

G. RICHARD COON, JR., ALLOWING LPD TRENCHES TO BE INSTALLED IN 18.0 INCHES OF SUITABLE SOIL, SETBACK TO A ROCK OUTCROPPING STRATA OF 25.0 FEET, AND INSTALLATION OF THE SYSTEM WITH A 100-FOOT SETBACK TO A PRIVATE WATER WELL LOCATED ON THE SAME PROPERTY AT 4220 SERENE HILLS DRIVE, LOT 1, FLINT ROCK HILLS. (2:09 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

H. JIM SELF, ALLOWING LOCATION OF DRIP IRRIGATION EMITTERS WITH A MINIMUM OF ONE (1) FOOT OF SOIL BETWEEN THE EMITTERS AND FRACTURED ROCK. A SEPARATION OF AT LEAST FOUR (4) FEET IS MAINTAINED TO GROUND WATER AT 2213 RANCH ROAD 620 NORTH, LOTS 45 & 46, CARDINAL HILLS SUBDIVISION. (2:09 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

I. LISA BROWN, ALLOWING DRAIN FIELD TO BE INSTALLED UP TO BUT NOT CLOSER THAN TWO (2) FEET (VERTICAL SEPARATION) TO A ROCK LAYER AT 2104 WHITEBEAD TRAIL, APACHE SHORES, SEC. 3. (2:09 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

J. RANDY ROLLO HOMES, ALLOWING DISCHARGE OF TREATED EFFLUENT INTO FRACTURED ROCK WITH SECONDARY TREATMENT AND DISINFECTION AT 9509 PRINCE WILLIAM, WESTMINSTER GLEN PHASE I SUBDIVISION. (2:09 PM) (2:10 PM) (2:11 PM) (2:12 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County Health and Human Services Department (HHSD); Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; and Steve Ellison, Design Engineer.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

K. TODD LIND, ALLOWING DISCHARGE OF TREATED EFFLUENT INTO FRACTURED ROCK WITH LITTLE OR NO SUITABLE SOIL BELOW THE TRENCH BOTTOMS AT 15304 HONEYCOMB HOLLOW, HONEYCOMB HILLS SUBDIVISION. (2:08 PM) (2:09 PM) (2:10 PM) (2:12 PM) (2:14 PM)

Members of the Court heard from: Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

L. SAMIR SARKIS, TO LOCATE LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF LESS THAN ONE (1) FOOT TO THE FRACTURED ROCK; TO ALLOW THE INSTALLATION OF THE PROPOSED DRAIN FIELD WITHIN FIVE (5) FEET OF THE BACK PROPERTY LINE; AND TO ALLOW THE INSTALLATION OF THE PROPOSED WASTEWATER DRAIN FIELD TWENTY-FIVE (25) FEET FROM A GRADE BREAK AT 9001 SOUTH IH-35, LOT 1, BLOCK A, U-HAUL CENTER OF SLAUGHTER SUBDIVISION. (2:00 PM) (2:03 PM) (2:09 PM) (2:10 PM) (2:12 PM) (2:14 PM)

Members of the Court heard from: Jim Fulton, Associate Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

M. MEREDITH MASON, ALLOWING THE INSTALLATION OF THE SEPTIC SYSTEM LPD WITHIN THE 4.0 FEET SEPARATION FROM ROCK AND FRACTURED ROCK WITH SECONDARY TREATMENT AND DISINFECTION AND AN APPLICATION RATE OF 0.2 GPD/FT 2 AT 4308 RAVINE RIDGE, LOT 12, THE RAVINE SUBDIVISION. (2:09 PM) (2:14 PM)

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

N. DEL SMITH, ALLOWING THE DISCHARGE OF THE TREATED EFFLUENT INTO FRACTURED ROCK AT 7503 LOASA COVE, LOT 36, BLOCK E, BARTON CREEK FOOT HILLS SUBDIVISION. (2:04 PM) (2:07 PM) (2:09 PM) (2:10 PM) (2:11 PM) (2:12 PM) (2:14 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; and Steve Ellison, Design Engineer.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

O. DOUGLAS AND DIANE WEBB, ALLOWING THE DISCHARGE OF THE TREATED EFFLUENT INTO FRACTURED ROCK AT 4008 PAWNEE PASS, C. WALDREN SURVEY #78; AND (2:09 PM) (2:10 PM) (2:11 PM) (2:12 PM) (2:14 PM)

Members of the Court heard from: Steve Ellison, Design Engineer.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

P. HILMA KATHRYNE ELLISON, TO LOCATE LOW PRESSURE DOSED TRENCHES WITH A SEPARATION OF LESS THAN ONE FOOT TO FRACTURED ROCK, AT 4820 R.O. DRIVE, LOT 7, MAJESTIC HILLS RANCHETTES. (2:01 PM) (2:07 PM) (2:09 PM) (2:10 PM) (2:11 PM) (2:12 PM) (2:14 PM)

Members of the Court heard from: Steve Ellison, Design Engineer; Jim Fulton, Associate Private Sewage Facilities Engineer, Austin-Travis County HHSD; and Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD.

Members of the Court agreed to consider one Motion for Items 11.A, B, D, E, G, H, I, J, K, L, M, N, O, and P. Please refer to Item 11.A for the Court's action on this Motion.

12. APPROVE CONTRACT AWARD FOR SEPTIC SYSTEM INSTALLATIONS, IFB #B-980105-JP, TO THE LOW, QUALIFIED BIDDERS, DALE COOK BACKHOE SERVICE AND VINCENT SULLIVAN IN THE ESTIMATED AMOUNT OF \$31,601.00. (2:14 PM)

Members of the Court heard from: Alfredo Carrasco, Housing Manager, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services.

Item 12 to be reposted on August 11, 1998.

13. A. APPROVE OPTION TO REROUTE THE PROPOSED OUTFALL PIPE INTO THE TXDOT RIGHT-OF-WAY ALONG FM 973 AND OBTAIN THE NECESSARY PERMIT FROM TXDOT ON THE DEL VALLE WATER QUALITY PROJECT. (EXECUTIVE SESSION PURSUANT TO 551.072) (12:09 PM) (2:49 PM) (3:54 PM) (5:13 PM)

Clerk's Note: Items 13.A, B, C, and D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Mark Weegar, Project Manager, TNRCC; Rafael Vazquez, Base Environmental Coordinator, Air Force Base Conversion Agency; Tom Holmes, Principal Geologist, Law Engineering and Environmental Services; Alicia Perez, Executive Manager, Administrative Operations; Carol Bowman, Water Quality Project Manager; and John Moody, Project Manager, Espey Huston.

Judge Aleshire announced that Item 13.A would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 13.A, B, C, and D.

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

- **13.A** Approve.
- **13.B** No Action Taken.
- 13.C Direct Staff to negotiate a contract modification with Espey Huston to allow for upgrades in mitigating environmental concerns as briefed by and discussed with Staff, as well as to bring forth a proposal for the actual redesign of the pipeline route to go into the TXDOT right-of-way.
- **13.D** Postpone Item 13.D until August 11, 1998.

Motion carried: County Judge Bill Aleshire - yes

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

B. APPROVE PROPOSED DESIGN UPGRADES TO INCORPORATE SAFEGUARDS FOR THE DEL VALLE WATER QUALITY PROJECT TO AID IN THE PREVENTION OF POSSIBLE LONG TERM ENVIRONMENTAL CONCERNS. 072 (12:09 PM) (2:49 PM) (3:54 PM) (5:13 PM)

Judge Aleshire announced that Item 13.B would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 13.A, B, C, and D. Please refer to Item 13.A for a summary of the Court's action on this Motion.

C. DIRECT STAFF TO NEGOTIATE A CONTRACT MODIFICATION TO ALLOW ESPEY HUSTON TO PERFORM DESIGN AND ENGINEERING SERVICES FOR THE PROPOSED REROUTE OPTION AND DESIGN UPGRADES OF THE OUTFALL PIPE AT THE DEL VALLE WATER QUALITY PROJECT. (12:09 PM) (2:49 PM) (3:54 PM) (5:13 PM)

Judge Aleshire announced that Item 13.C would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 13.A, B, C, and D. Please refer to Item 13.A for a summary of the Court's action on this Motion.

D. APPROVE A PROJECT BUDGET INCREASE FOR DESIGN CHANGES AND ASSOCIATED CONSTRUCTION INCREASES IN THE AMOUNT OF \$487,930.00 FOR THE DEL VALLE WATER QUALITY PROJECT. (12:09 PM) (2:49 PM) (3:54 PM) (5:13 PM)

Judge Aleshire announced that Item 13.D would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 13.A, B, C, and D. Please refer to Item 13.A for a summary of the Court's action on this Motion.

14. APPROVE STATE CATALOGUE PURCHASE OF PEP GATE SOFTWARE, LICENSE AND MAINTENANCE FROM ATTACHMATE CORPORATION IN THE AMOUNT OF \$38,135.00. (2:49 AM)

Members of the Court heard from: Brad Powell, Acting Director, Information and Telecommunications Services (ITS).

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 14.

Motion carried: County Judge Bill Aleshire - yes
Precinct 1, Commissioner Darwin McKee - yes

- **15. A.** DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING AWARD OF CONTRACT #98-K-716-MB TO CABLE COM, INC., IN THE AMOUNT OF \$467,685.99 FOR TELECOMMUNICATIONS IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX. (9:11 AM) (2:54 PM)
 - **B.** DISCUSS, APPROVE, AND/OR GIVE DIRECTION TO DEFER INSTALLATION AND FUNDING OF CATV CABLING FOR THE TRAVIS COUNTY CORRECTIONAL COMPLEX CAMPUS UNTIL A LATER DATE TO REDUCE THE SCOPE OF THE RELEASE 2T WORK AND FUNDING REQUIREMENT.
 - C. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION TO INCREASE THE RELEASE 2T TELECOMMUNICATIONS BUDGET BY AN AMOUNT OF \$127,836 WITH FUNDING PROVIDED FROM SURPLUS PROJECT REGULATORY FEES AND OTHER INFORMATION & TELECOMMUNICATIONS SYSTEMS (ITS) DEPARTMENT ACCOUNTS FUNDS.

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Mike Barrow, Project Coordinator, Fluor Daniel; David Balagia, Major, Travis County Sheriff's Office (TCSO); Alicia Perez, Executive Manager, Administrative Operations; and Brad Powell, Acting Director, ITS.

Motion by Commissioner McKee **and seconded by** Commissioner Sonleitner to approve Items 15.A, B, and C as recommended by Staff.

A Clarification was made of the previous Motion by Commissioner Sonleitner that, in regards to Item 15.B, the Court's direction is to defer installation of CATV.

Members of the Court agreed to consider one Motion for Items 15 and 22.

Clerk's Note: Judge Aleshire further stated that Commissioner McKee would include in his previous Motion and Commissioner Sonleitner would include in her second of the previous Motion that the Court also approve the Budget Amendments and Transfers in Item 22, not including Item A.1 in the add-ons, but including all of the other add-ons.

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

16. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE HOWARD LANE RECONSTRUCTION PROJECT, IFB #980723-JJ, TO THE LOW QUALIFIED BIDDER. (9:11 AM) (2:21 PM) (3:05 PM)

Members of the Court heard from: Peter Reick, Director of Public Works and Transportation, City of Austin; Cyd Grimes, Travis County Purchasing Agent; Joe Gieselman, Executive Manager, TNR; and Ted Stewart, Owner, Key Enterprises.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to approve the base bid to the low qualified bidder, Capitol Excavation Co., in the amount of \$5,790,736.76, as recommended by the City of Austin.

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

17. APPROVE SALE BY COMMISSIONER OF SALE KAREN SONLEITNER FOR A PORTION OF OLD PFENNING LANE RIGHT-OF-WAY IN PRECINCT TWO. (9:11 AM)

Item 17 postponed until August 11, 1998.

18. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: THE RESUBDIVISION OF LOT 10, LAKE TRAVIS SUBDIVISION NO. 7 – (SHORTFORM – BOUNDARY STREET FISCAL POSTED WITH TRAVIS COUNTY – 2 LOTS – 4.12 ACRES – LIME CREEK ROAD – WASTEWATER SERVICE TO BE PROVIDED FOR BY ON-SITE SEWAGE SERVICE. (9:11 AM)

Item 18 postponed until August 11, 1998.

- **19. A.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FOR TWO ROADS, CEDAR STREET IN PRECINCT 2 AND JOUSTING PLACE IN PRECINCT 3.
 - **B.** AUTHORIZE THE COUNTY ATTORNEY TO INITIATE AND MAINTAIN A COURT ACTION TO OBTAIN AN ORDER TO REMOVE THE PORTABLE BUILDING CURRENTLY LOCATED WITHIN THE PUBLIC RIGHT-OF-WAY IN RELATION TO CEDAR STREET.

Item 19.B pulled from the Agenda.

C. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 97-K0709-JJ, SMITH CONTRACTING CO., 1996 SUBSTANDARD ROAD PROGRAM IN THE ESTIMATED AMOUNT OF \$73,087.50. CONTRACT APPROVED BY COMMISSIONERS' COURT ON NOVEMBER 4, 1997.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Items 19.A and C.

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

20. APPROVE CONTRACT AWARD FOR THE PROVISION OF HOME REPAIR MATERIALS, IFB #B-980112-JP, TO THE LOW, QUALIFIED BIDDERS, AUSTIN BUILDING PRODUCTS AND CAMERON ASHELY BUILDING PRODUCTS IN ESTIMATED AMOUNT OF \$135,573.25. (3:17 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item 20.

Motion carried: County Judge Bill Aleshire - yes

21. REVIEW THE THIRD REVENUE ESTIMATE FOR THE FY 1999 BUDGET PROCESS. (9:11 AM)

Item 21 postponed until August 11, 1998.

22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:05 PM)

Members of the Court heard from: Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Members of the Court agreed to consider one Motion for Items 15 and 22. Please refer to Item 15 for the Court's action on this Motion.

- **23.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (3:18 PM)
 - **A.** APPROVE GRANT APPLICATION FOR CAPCO SOURCE REDUCTION AND RECYCLING FOR TNR DEPARTMENT.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 23.

Motion carried: County Judge Bill Aleshire - yes

- **24.** APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (3:18 PM)
 - A. CRIMINAL JUSTICE PLANNING SETTLE (3:18 PM) (5:13 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD).

Judge Aleshire announced that Item 24.A would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 24.A, C, E, F, and G.

Motion by Judge Aleshire **and seconded by** Commissioner Sonleitner to approve Staff recommendation on Items 24.A, C, E, F, and G.

Motion carried: County Judge Bill Aleshire - yes

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

B. FACILITIES MANAGEMENT - SETTLE (3:20 PM) (5:13 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD; and Kevin Bailey, Director of Facilities Management.

No Action Taken.

Item 24.B postponed until August 11, 1998.

C. CONSTABLE, PRECINCT 5 - SETTLE (3:21 PM) (5:13 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD).

Judge Aleshire announced that Item 24.C would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 24.A, C, E, F, and G. Please refer to Item 24.A for a summary of the Court's action on this Motion.

ITEM 24 CONTINUED

D. HEALTH & HUMAN SERVICES - SETTLE (3:24 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD; Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; and David Escamilla, First Assistant County Attorney.

Motion by Judge Aleshire and seconded by Commissioner Sonleitner that Risk Management, with the advice of the County Attorney's Office, first: make a referral for law enforcement if full recovery is not made; secondly: that Risk Management draw down on the Risk Management fund for the cost of any stop-payment fees, the \$135 in lost cash, and any amounts, after consultation with the County Attorney's Office, that cannot be otherwise be recovered, and that Risk Management is authorized to contact the people who wrote the checks to request that they submit substitute payment, as well as to inquire as to whether their original checks have cleared.

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

E. GILLMAN ENTERPRISES - SETTLE (3:36 PM) (5:13 PM)

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

Judge Aleshire announced that Item 24.E would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 24.A, C, E, F, and G. Please refer to Item 24.A for a summary of the Court's action on this Motion.

F. AMICA MUTUAL – DENY (3:38 PM) (3:49 PM) (5:13 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD; Julia DiChiaro, Claimant; David Escamilla, First Assistant County Attorney; Sherine Thomas, Assistant County Attorney; and Shannon Shea, Crawford & Co., Insurance Representative for Claimant.

Judge Aleshire announced that Item 24.F would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 24.A, C, E, F, and G. Please refer to Item 24.A for a summary of the Court's action on this Motion.

ITEM 24 CONTINUED

G. GARFIELD WATER SUPPLY – DENY (3:49 PM) (3:54 PM) (5:13 PM)

Members of the Court heard from: Daniel Mansour, Risk Manager, HRMD; David Escamilla, First Assistant County Attorney; and Sherine Thomas, Assistant County Attorney.

Judge Aleshire announced that Item 24.G would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 24.A, C, E, F, and G. Please refer to Item 24.A for a summary of the Court's action on this Motion.

H. CAROL KOHLER – DENY (3:53 PM)

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

Item 24.H pulled from the Agenda.

25. DISCUSS CLAIM FROM THE INTERNAL REVENUE SERVICE FOR PAYMENT OF DELINQUENT PAYROLL TAXES, AND TAKE APPROPRIATE ACTION. (3:54 PM)

Item 25 pulled from the Agenda.

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:08 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 3 (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
- 27. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING PROPOSED RESPONSE TO AMERICAN EUROCOPTER CONCERNING CONTRACT MODIFICATION. ¹ (3:54 PM) (5:14 PM)

No Action Taken.

28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN; GARY CUTLER V. TRAVIS COUNTY CIVIL SERVICE COMMISSION FOR SHERIFF'S OFFICE EMPLOYEES, CHAIRPERSON ALLISON B. WETZEL, COMMISSIONER VELVA PRICE AND COMMISSIONER COLON E. JORDAN, IN THEIR OFFICIAL CAPACITIES AS COMMISSIONERS OF THE TRAVIS COUNTY CIVIL SERVICE COMMISSION, AND SHERIFF MARGO L. FRASIER; (CUTLER; FRASIER; CIVIL SERVICE EMPLOYMENT ISSUES). ¹ (3:54 PM) (5:14 PM)

Item 28 postponed until August 11, 1998.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN; CAUSE NO. 060249; ERIC PATRICK KNOX V. TRAVIS COUNTY SHERIFF KEEL AND COY TURNER; (KNOX; FRASIER; § 1983 CLAIM). (3:54 PM) (5:14 PM)

Item 29 postponed until August 11, 1998.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: JACK LESLIE WENDT V. TRAVIS COUNTY, TEXAS, ET AL; (WENDT; RUST; TEXAS WHISTLEBLOWER'S ACT) 1 (3:54 PM) (5:14 PM)

Item 30 postponed until August 11, 1998.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT OR APPEAL SPECIAL COMMISSIONERS' AWARD ON PARCEL NO. 1 AND 1A, DAVID K. GIBBS (PROPOSED CHIMNEY OAKS SUBDIVISION), AND TRAVIS COUNTY, TEXAS (GIESELMAN; CONDEMNATION). 1 (3:54 PM) (5:14 PM)

Item 31 postponed until August 11, 1998.

32. ADDED ITEM: RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CONSTRUCTION ENCROACHMENT INTO MARY QUINLAN PARK AND TAKE APPROPRIATE ACTION. ¹ (3:54 PM) (5:15 PM)

No Action Taken.

THE FOLLOWING ITEMS ARE ADDENDA:

A.1 APPROVE EXTENSION OF DISASTER DECLARATION BANNING OUTDOOR BURNING IN UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:08 AM)

Item A.1 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

A.2 APPROVE CORRECTION INSTRUMENT TO CORRECT A PREVIOUS QUITCLAIM DEED WHICH INCLUDED ERRONEOUS FIELD NOTES. (10:08 AM)

Item A.2 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

A.3 APPROVE GRANT APPLICATION TO THE CAPITAL AREA PLANNING COUNCIL (CAPCO) FOR LITTER ABATEMENT AND ENFORCEMENT. (10:08 AM)

Item A.3 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to adjourn the Voting. (5:15 PM)

Motion carried: County Judge Bill Aleshire - yes

Precinct 1, Commissioner Darwin McKee - absent
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

Date of Approval	