

MINUTES – SEPTEMBER 1, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 1st day of September, 1998, the Commissioners' Court convened the Voting Session at 9:09 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners' Court retired to Executive Session at 11:27 AM and reconvened the Voting Session at 12:05 PM.

The Commissioners' Court recessed the Voting Session at 12:05 PM and reconvened the Voting Session at 1:39 PM.

The Commissioners' Court retired to Executive Session at 3:45 PM and reconvened the Voting Session at 3:52 PM.

The Commissioners' Court retired to Executive Session at 3:52 PM and reconvened the Voting Session at 4:45 PM.

The Commissioners' Court adjourned the Voting Session at 4:50 PM.

CITIZENS' COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Resident of 4406 Northridge; Ira Caulkins, Director, Inter-Governmental Research Center; Gus Peña, President, East Austin Concerned Hispanics, Vice-President, Mexican-American Professional Association; Ramona Kellam, Interim Director, County Agricultural Extension Service; Lisa Lennon, Travis County Extension Services; Lillian Getters, County Extension Agent, 4H Capital Program; Shalon Pooh, County Extension Services; John Foreman, TX Best Seminars, Producer, In Your Face Campaign; Robert Kurtz, Private Citizen; Mike Hansen, Texans for Freedom; Mrs. Sary, Private Citizen. (9:12 AM)

CONSENT ITEMS

1. **Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the following Consent Items: C1-C22 (excluding Items C16, C17, C19, C20), 5, 6, 21.A-H, 26, 31, 33, 34, A.1 and A.2. (9:39 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 PROCLAMATION CONGRATULATING THE IMANI COMMUNITY CHURCH ON ITS 3RD ANNIVERSARY. (9:10 AM) (9:39 AM)
- C4. APPROVE PAYMENT OF CLAIM OF \$927.00 FROM LESSONS IN LEADERSHIP FOR CLASSES TAKEN AND NOT ENCUMBERED IN FY '97.
- C5. REVIEW AND APPROVE TUITION REFUNDS FOR EMPLOYEES WHO HAVE COMPLETED CLASSES IN ACCORDANCE WITH THE TUITION REIMBURSEMENT POLICY 10.021; APPROVE REQUISITION AND AUTHORIZE THE COUNTY AUDITOR AND TREASURER'S OFFICE TO REIMBURSE EMPLOYEES AS LISTED.

CONSENT ITEMS CONTINUED

- C6.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PROFESSIONAL TITLE SERVICES TO TRAVIS TITLE COMPANY, CONTRACT NO. PS-960162-JG.
- C7.** DECLARE THE ATTACHED LIST OF EQUIPMENT AS SURPLUS PROPERTY, (PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE).
- C8.** APPROVE MODIFICATION NO. 3 TO CONTRACT NO. PS-960258-JG, HBC ENGINEERING, INC., PROFESSIONAL CONSTRUCTION TESTING SERVICES; CONTRACT APPROVED ON 4/9/96; MODIFICATION EXTENDS THE CONTRACT TERM FOR AN ADDITIONAL 12-MONTH PERIOD; EXTENDING THE TERMINATION DATE FROM SEPTEMBER 30, 1998 TO SEPTEMBER 30, 1999.
- C9.** APPROVE MODIFICATION NO. 5 TO CONTRACT NO. PS-960275-JG, WILD BASIN WILDERNESS PRESERVE; CONTRACT APPROVED ON 12/22/92; MODIFICATION EXTENDS THE CONTRACT TERM FOR AN ADDITIONAL 12-MONTH PERIOD, EXTENDING THE TERMINATION DATE FROM SEPTEMBER 30, 1998 TO SEPTEMBER 30, 1999.
- C10.** APPROVE MODIFICATION NO. 1 TO CONTRACT NOS. PS-960176-JG, PATRICK MCCLUSKEY, MCCLUSKEY & ASSOCIATES, INC.; PS-970098-JG, RUDY ROBINSON; AND PS-960179-JG JOHN COLEMAN, THE AEGIS GROUP FOR THE PROVISION OF PROFESSIONAL APPRAISAL SERVICES; CONTRACTS APPROVED ON 11/27/96, 1/28/97, AND 12/10/96 RESPECTIVELY; MODIFICATIONS EXTEND THE TERM OF EACH CONTRACT FOR AN ADDITIONAL 12-MONTH PERIOD, EXTENDING THE TERMINATION DATE FROM SEPTEMBER 30, 1998 TO SEPTEMBER 30, 1999.
- C11.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS-960185-JG, JACK HOLFORD, THE HOLFORD GROUP, PROFESSIONAL LAND PLANNING USE SERVICES; CONTRACT APPROVED ON 12/23/96; MODIFICATION EXTENDS THE CONTRACT TERM FOR AN ADDITIONAL 12-MONTH PERIOD, EXTENDING THE TERMINATION DATE FROM SEPTEMBER 30, 1998 TO SEPTEMBER 30, 1999.
- C12.** APPROVE ASSIGNMENT OF CONTRACT FROM NORTH AMERICAN INTELECOM TO TALTON HOLDINGS, D/B/A SECURITY TELECOM FOR LONG DISTANCE AND PAY PHONE SERVICE, CONTRACT NO. 93-T0269-MG; CONTRACT APPROVED ON 9/28/93.
- C13.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98-T0002-RG, DIAMONDSCAPE, INC., GROUNDS MAINTENANCE; CONTRACT APPROVED ON 10/7/97; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.

CONSENT ITEMS CONTINUED

- C14.** APPROVE CANCELLATION OF CONTRACT NO. 98-C0152-RG, PNEUMATIC LOADER, RIVER CITY RENTALS; CONTRACT APPROVED ON 5/5/98.
- C15.** APPROVE ASSIGNMENT OF CONTRACT 97-T0097, TRANSPORT OF CADAVERS, FROM FALCON MORTUARY SERVICE TO PERCHES-FALCON GROUP, INC., D/B/A ALL FAITHS FUNERAL SERVICE; CONTRACT APPROVED ON 12/31/96.
- C16.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: STERLING ACRES – (LONGFORM – FISCAL POSTED WITH THE CITY OF AUSTIN – 24 LOTS – 26.42 ACRES – LISA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY). (9:10 AM) (9:39 AM) (2:30 PM)

Clerk’s Note: Item 16 was pulled from Consent for discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Steve Manilla, Director of Engineering and Planning, TNR; Susan Moray, President, Britton Canyon Land Neighborhood Association; and Danny Martin, Espey Huston.

Motion by Commissioner Moore and seconded by Commissioner McKee to approve Item 16.

Motion carried:

County Judge Bill Aleshire	-	absent
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

- C17.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAKE POINTE SECTION 9 (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 60 LOTS – 39.0050 ACRES – RESACA BOULEVARD – WASTEWATER SERVICE TO BE PROVIDED BY WEST TRAVIS COUNTY MUD NO. 5. (9:09 AM) (9:39 AM)

Item C.17 postponed until September 8, 1998.

- C18.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: SHADY HOLLOW WEST – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 112 LOTS – 59.52 ACRES – LOST OASIS HOLLOW – SEWAGE SERVICE TO BE PROVIDED BY SHADY HOLLOW MUNICIPAL UTILITY DISTRICT).

CONSENT ITEMS CONTINUED

- C19.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: BARTON CREEK SECTION E, BLOCK A – (SHORTFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 1 LOT – 4.096 ACRES – WIMBERLY LANE – SEWER SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD NUMBERS 3 AND 4. (9:10 AM) (9:39 AM)

Item C.19 pulled from the Agenda.

- C20.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: BARTON CREEK SECTION E, BLOCK B – (SHORTFORM – FISCAL POSTED WITH THE CITY OF AUSTIN – 2 LOTS – 31.836 ACRES – CHALK KNOLL DRIVE – SEWER SERVICE PROVIDED BY TRAVIS COUNTY MUD NUMBERS 3 AND 4). (9:10 AM) (9:39 AM)

Item C.20 pulled from the Agenda.

- C21.** APPROVE A PUBLIC HEARING DATE OF SEPTEMBER 22, 1998 TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 10' PUBLIC UTILITY EASEMENT ON LOT 1, MOUNT LARSON SOUTH PHASE 11-A, A SUBDIVISION IN PRECINCT THREE.
- C22.** APPROVE A PUBLIC HEARING DATE OF SEPTEMBER 15, 1998 TO APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR 3500' OF UNNAMED EASEMENT FROM PACE BEND ROAD WEST TO ITS END TO BE KNOWN AS "OLD TATUM TRAIL", IN PRECINCT THREE.

ADMINISTRATIVE ITEMS

2. RECEIVE BRIEFING FROM TRAVIS COUNTY ELECTED OFFICIALS SALARY ADVISORY COMMITTEE, AND DETERMINE PROPOSED FY 1999 SALARIES AND ALLOWANCES FOR ELECTED OFFICIALS. (9:44 AM)

Members of the Court heard from: Mr. Sandberg, Committee Member, Travis County Elected Officials Salary Advisory Committee; Barbara Wilson, Assistant County Attorney; Christian Smith, Executive Manager, Planning and Budget Office (PBO); Ken Oden, Travis County Attorney; and John Hille, Assistant County Attorney.

Motion by Commissioner McKee **and seconded by** Commissioner Gómez to approve Staff recommendations, and, as it relates to the District Judges, the maximum supplement and the stairstep down from those, for other offices that the Court maintains their policy, both for the County Attorney and the Associate Judges.

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. DISCUSS STATUS OF EMS NEGOTIATIONS WITH THE CITY OF AUSTIN AND OTHER INCORPORATED CITIES AND TAKE APPROPRIATE ACTION. (10:34 AM)

Clerk’s Note: Items 3 and 27 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Dr. Ed Racht, Medical Director, City of Austin-Travis County.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve the revised organizational chart including the position of the Medical Director and the creation of the Medical Advisory Board.

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

4. APPROVE ORDER ESTABLISHING REGULAR POLLING PLACES FOR TRAVIS COUNTY FOR THE ONE-YEAR TERM BEGINNING SEPTEMBER 1, 1998 THROUGH AUGUST 31, 1999. (11:02 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk.

Motion by Commissioner McKee **and seconded by** Commissioner Gómez to approve the revised list of polling places.

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

5. CONSIDER RENEWING CONTRACT WITH NORTH AMERICA'S SUPERHIGHWAY COALITION AND TAKE APPROPRIATE ACTION. (9:10 AM) (9:39 AM) (1:39 AM)

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

Motion by Commissioner McKee **and seconded by** Commissioner Moore to reconsider the Court's previous action on Item 5.

Motion carried:

County Judge Bill Aleshire	-	absent
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 Moore to postpone Item 5 until September 8, 1998.

Motion carried:

County Judge Bill Aleshire	-	absent
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

- 6. APPROVE RESOLUTION AMENDING THE BALCONES CANYONLAND CONSERVATION PLAN (BCCP)-SHARED VISION AGREEMENT; APPROVE A RESOLUTION AMENDING BALCONES CANYONLAND CONSERVATION PLAN (BCCP) INTERLOCAL AGREEMENT. (9:10 AM) (9:39 AM)**

Item 6 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 7. A. DISCUSS, APPROVE AND/OR TAKE APPROPRIATE ACTION REGARDING RECOMMENDED CONVERSION STRATEGIES FOR THE INTEGRATED COMPUTER SYSTEM FOR CIVIL AND CRIMINAL JUSTICE (IJS) AND THE IMPACT TO THE IJS PROJECT BUDGET. (9:09 AM)**

B. DISCUSS, AND/OR APPROVE AND/OR TAKE APPROPRIATE ACTON REGARDING CONTRACT AMENDMENTS TO THE IBM AGREEMENT FOR THE INTEGRATED COMPUTER SYSTEM FOR CIVIL AND CRIMINAL JUSTICE (IJS) TO PROVIDE REQUIRED MODIFICATIONS TO THE COMPUTER SYSTEM RELATED TO CONVERSION.

Items 7.A and B postponed until September 8, 1998.

- 8. APPROVE CONTRACT WITH KPMG IN THE AMOUNT OF \$375,000.00 TO RESEARCH AND CREATE FINE AND FEE TABLE FOR INTEGRATED JUSTICE SYSTEM (IJS). (9:09 AM)**

Item 8 postponed until September 8, 1998.

9. DISCUSS TIMETABLE FOR ADOPTING COUNTY RULES AND APPROVE OR DISAPPROVE A REQUEST FOR VARIANCE FROM THE TRAVIS COUNTY RULES FOR ON-SITE PRIVATE SEWAGE FACILITIES FOR THE FOLLOWING: (11:13 AM)
- A. DONALD DEMPSEY, TO LOCATE LOW PRESSURE DOSED TRENCHES FORTY (40) FEET FROM A GRADE BREAK AT 13905 RECTOR LOOP, TRACT X, PART OF THE SUMMER BACON SURVEY NO. 62.
 - B. RALPH KOSTER, TO LOCATE LOW PRESSURE LEACHING CHAMBER DRAINFIELD FORTY (40) FEET FROM A GRADE BREAK AT 14217 RED FEATHER TRAIL, LOTS 856 AND 857, APACHE SHORES, SECTION 2.
 - C. MICHAEL ROONEY, TO LOCATE LOW PRESSURE DOSED DRIP IRRIGATION TYPE DRAINFIELD WITH TWELVE (12) INCHES OF SOIL SEPARATION BEFORE FRACTURED ROCK IS ENCOUNTERED; TO LOCATE A LOW PRESSURE DOSED DRIP IRRIGATION TYPE DRAINFIELD WITH NO SEPARATION TO THE HOUSE FOUNDATION; AND TO LOCATE A LOW PRESSURE DOSED DRIP IRRIGATION TYPE DRAINFIELD TEN (10) FEET FROM A GRADE BREAK AT 3311 FAR VIEW, LOT 8 RIVER POINT SUBDIVISION.
 - D. EARL W. HALL, TO ALLOW DISCHARGE FROM A LOW PRESSURE DOSE SYSTEM INTO 20 TO 24 INCHES OF CLASS III SOIL BELOW THE TRENCH BOTTOMS. THE CONDITION OF THIS VARIANCE WILL INCLUDE CONSTRUCTION IN COMPLIANCE WITH THE APPROVED DESIGN AT 8307 APPALOOSA RUN, LOT 9, APPALOOSA RUN SUBDIVISION.

Clerk's Note: Items 9.A-D are associated with one another and were called for concurrent discussion.

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

Discussion only.

Items 9.A, B, C, and D to be reposted on October 15, 1998.

- 10.** **A.** DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION CONCERNING A WATER LINE EASEMENT WITH THE CITY OF AUSTIN IN CONNECTION WITH THE JUVENILE COURT EXPANSION PROJECT AT GARDNER-BETTS. (2:43 PM)
- B.** DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING PERMISSION FOR THE TEXAS DEPARTMENT OF TRANSPORTATION TO ACCESS THE DRIVEWAY CONNECTING GARDNER-BETTS JUVENILE JUSTICE CENTER TO SOUTH CONGRESS FOR COLLECTING SURVEY DATA AND NECESSARY CONSTRUCTION OPERATIONS.

Clerk’s Note: Items 10.A and B are associated with one another and were called for concurrent discussion.

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

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Items 10.A and B.

Motion carried:

County Judge Bill Aleshire	-	absent
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

- 11.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 97-AE602-MB, CROSLIN AND ASSOCIATES, PROFESSIONAL ARCHITECTURAL ENGINEERING SERVICES FOR THE DESIGN OF PHASE 1 AND 2 OF THE TRAVIS COUNTY JUVENILE COURT MASTER PLAN; CONTRACT APPROVED ON 4/29/97; MODIFICATION ALLOWS FOR ADDITIONAL REIMBURSABLE EXPENSES AT A COST OF \$16,500.00. (2:45 PM)

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

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve Item 11.

Motion carried:

County Judge Bill Aleshire	-	absent
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

12. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION FOR CONTRACT AMENDMENT NO. 4 TO INCREASE THE GRAEBER, SIMMONS AND COWAN CONTRACT BY AN AMOUNT NOT TO EXCEED \$20,280.00 FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING SERVICES ON THE CRIMINAL JUSTICE CENTER. (2:47 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Jim Barr, Contract Administrator, Facilities Management.

Motion by Commissioner Gómez **and seconded by** Commissioner McKee to direct Staff to prepare the appropriate change orders with directions that the not to exceed \$20,280.00 should be executed, with that coming out of the contingency line items.

Motion carried:

County Judge Bill Aleshire	-	absent
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

13. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION REGARDING APPROVAL OF CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98-K0708A, RGM CONSTRUCTORS, INC., TRAVIS COUNTY CORRECTIONAL COMPLEX (TCCC) PHASE 1, RELEASE 1 CAPITAL IMPROVEMENTS, SITE GRADING PACKAGE, IN THE AMOUNT OF A NEGATIVE \$102,500.00. (2:50 PM)

Members of the Court heard from: Mike Barrow, Project Manager, Flour Daniel.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 13.

Motion carried:

County Judge Bill Aleshire	-	absent
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

14. DISCUSS, APPROVE, AND/OR GIVE STAFF DIRECTION ON CONTRACT AWARD (LINE ITEM 1 ONLY) TO THE LOW BIDDER, ELECTRONIC BASED MONITORING IN THE AMOUNT OF \$28,500.00 FOR THE EXPANSION OF THE CAMPUS SECURITY NETWORK CCTV/AND ACCESS CONTROL SYSTEM (IFB B-980108-JP). (2:51 PM)

Members of the Court heard from: John Carr, Division Manager, Facilities Management.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 14.

Motion carried:

County Judge Bill Aleshire	-	absent
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

15. APPROVE STATE CATALOG PURCHASE OF IJS SCANNING EQUIPMENT FOR THE SHERIFF'S OFFICE FROM DATA RECOGNITION, INC., IN THE AMOUNT OF \$154,273.00 (2:52 PM)

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

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 15.

Motion carried:

County Judge Bill Aleshire	-	absent
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. A. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 97-T0116-OJ AWARDED TO (FORMERLY) ALEXANDER & ALEXANDER, NOW AON. THE CONTRACT PROVIDES FOR EXCESS WORKERS COMPENSATION INSURANCE FOR TRAVIS COUNTY AND IS UNDERWRITTEN BY GENESIS INSURANCE COMPANY. (2:54 PM)

- B. APPROVE ASSIGNMENT OF CONTRACT FROM BROKER ALEXANDER & ALEXANDER TO AON RISK MANAGEMENT SERVICES. THE INSURANCE CARRIER REMAINS GENESIS. (9:10 AM) (2:54 PM)

Items 16.A and B are associated with one another and were called for concurrent discussion.

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

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Items 16.A and B.

Motion carried:

County Judge Bill Aleshire	-	absent
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. A. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION ON AWARD OF CAFETERIA/VENDING MACHINE CONCESSION CONTRACT TO THE TOP RANKED PROPOSER, SAWYER’S VENDING AND FOOD SERVICE. (RFP P-980106-MG) (2:55 PM)

- B. APPROVE PROPOSED VERSUS ALTERNATIVE REVENUE SCHEDULE WITH GUARANTEED REVENUES OF \$35,000.00 FOR FY 1999; \$36,000.00 FOR FY 2000; \$37,000.00 FOR FY 2001; AND \$38,000.00 FOR FY 2002.

Items 17.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: John Carr, Division Manager, Facilities Management; Cyd Grimes, Travis County Purchasing Agent; and Alicia Perez, Executive Manager, Administrative Operations.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 17.A and the Proposed Revenue Schedule in Item 17.B.

Motion carried:

County Judge Bill Aleshire	-	absent
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

18. APPROVE CONTRACT AWARD FOR THE PROVISION OF OPTICAL SCAN BALLOTS, IFB #B-980122-JP, TO THE SOLE QUALIFIED BIDDER, HART INFORMATION SERVICES, IN THE ESTIMATED AMOUNT OF \$105,952.04. (11:07 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 18.

Motion carried:

County Judge Bill Aleshire	-	absent
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

19. APPROVE ORDER EXEMPTING ROTARY FILING SYSTEM FOR THE SHERIFF'S OFFICE FROM COMPETITIVE BIDDING PURSUANT TO LOCAL GOVERNMENT CODE 262.024(a)(7). (2:58 PM)

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

Motion by Commissioner McKee **and seconded by** Commissioner Gómez to approve Item 19.

Motion carried:

County Judge Bill Aleshire	-	absent
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 WORK AND SAFETY SHOES AND BOOTS, IFB #B-980119-JP, IN THE ESTIMATED AMOUNT OF \$32,827.20. (3:00 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 20, the contract award to Safe Environment.

Motion carried:

County Judge Bill Aleshire	-	absent
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

21. APPROVE THE RELEASE OF FISCAL FOR THOSE LICENSE AGREEMENTS WITH THE FOLLOWING, IN AREAS ANNEXED BY THE CITY OF AUSTIN: (9:39 AM)
- A. NORTHWEST TRAVIS COUNTY MUD NO. 1 (WESTERKIRK DRIVE, CALLANISH PARK DRIVE).
 - B. PARKE OWNERS ASSOCIATION, INC., (WILSON PARKE AVENUE 0+00 – 31+00)
 - C. TOMEN-PARKE ASSOCIATES, LTD (WILSON PARKE AVENUE 31+00 – 49+50)
 - D. PARKE HOMEOWNERS ASSOCIATION, INC. (WILSON PARKE AVENUE, FOREST PARKE DRIVE)
 - E. SOUTH AUSTIN GROWTH CORRIDOR (SLAUGHTER LANE)
 - F. TANGLEWOOD FOREST MUD AMEND. TO SAGC (SLAUGHTER LANE)
 - G. NEW VILLAGE WESTERN OAKS HOME OWNERS ASSOCIATION (ESCARPMENT BOULEVARD)
 - H. NEW VILLAGE AT WESTERN OAKS HOMEOWNERS ASSOCIATION (ESCARPMENT BOULEVARD, DAVIS LANE)

Items 21.A-H added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court’s Motion and Vote.

22. APPROVE AGREEMENT FOR ASSESSMENT AND COLLECTION SERVICES BETWEEN TRAVIS COUNTY AND TANGLEWOOD FOREST LIMITED DISTRICT. (3:03 PM)

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Commissioner McKee **and seconded by** Commissioner Moore to approve Item 22.

Motion carried:

County Judge Bill Aleshire	-	absent
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

23. A. APPROVE PRELIMINARY PLAN IN PRECINCT TWO: REVISED PRELIMINARY PLAN OF SARAH'S CREEK (FISCAL POSTING REQUIRED PRIOR TO FINAL PLAT APPROVAL – 99.554 ACRES – 525 LOTS – FM 1825 – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN. (9:09 AM)

Item 23.A postponed until September 8, 1998.

- B. APPROVE PHASING AGREEMENT WITH CONTINENTAL HOMES OF AUSTIN, L.P. & THURMAN BLACKBURN III REGARDING PHASED DEVELOPMENT OF THE REVISED PRELIMINARY PLAN OF SARAH'S CREEK. (9:10 AM)

Item 23.B postponed until September 8, 1998.

- C. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: SARAH'S CREEK SECTION ONE (FISCAL POSTED WITH THE CITY OF AUSTIN – 1.539 ACRES – 5 LOTS – FM 1825 – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN). (9:10 AM)

Item 23.C postponed until September 8, 1998.

24. A. APPROVE A JOINT USE ACCESS EASEMENT SERVING MORE THAN THREE SINGLE FAMILY RESIDENTIAL LOTS IN THE ENCLAVE AT OAK PARKE SECTION 1, A PROPOSED SUBDIVISION IN PRECINCT THREE. (9:09 AM)
- B. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: THE ENCLAVE AT OAK PARKE SECTION 1 – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 5 LOTS – 2.536 ACRES – SALMON DRIVE – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN).
- C. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: THE ENCLAVE AT OAK PARKE SECTION 2 – (SHORTFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 1 LOT – 10.287 ACRES – SALMON DRIVE – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN).

Items 24.A, B, and C postponed until September 8, 1998.

25. A. APPROVE A VARIANCE TO CHAPTER 82 OF THE TRAVIS COUNTY CODE (STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISION) FOR WERKENTHIN SUBDIVISION, SECTIONS 1-6, AND ALLOW THE FILING OF A SUBDIVISION PLAT WITHOUT SUBMISSION OF CONSTRUCTION PLANS FOR STREET AND DRAINAGE IMPROVEMENTS. (9:10 AM) (1:40 PM)

Clerk's Note: Items 25.A, B, C, and D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; John Zapp, Resident at 2908 Oestrick Lane; Danny Martin, Espey Huston & Assoc., representing Werkenthins; Susan Moray, President, Britton Springs Canyon Land Neighborhood Association; and Gordon Bowman, Assistant County Attorney.

- B. APPROVE WAIVER TO THE REQUIREMENTS OF CHAPTER 82.202(d) STANDARDS FOR STREETS AND DRAINAGE IN SUBDIVISIONS, ACCESS AND LOT FRONTAGE, AND USE OF A TRUST DEED IN LIEU OF POSTING FISCAL FOR WERKENTHIN SECTION ONE SUBDIVISION IN PRECINCT THREE. (1:40 PM)
- C. APPROVE THE FOLLOWING PLATS FOR RECORDING IN PRECINCT THREE: (1:40 PM)
1. WERKENTHIN SECTION 1 – (LONGFORM PLAT – TRUST DEED WITH TRAVIS COUNTY – 12 LOTS – 20.39 ACRES – CORTO LANE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
 2. WERKENTHIN SECTION 2 – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 17 LOTS – 20.60 ACRES – CUERNAVACA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
 3. WERKENTHIN SECTION 3 – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 28 LOTS – 35.70 ACRES – CUERNAVACA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
 4. WERKENTHIN SECTION 4 – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 12 LOTS – 16.73 ACRES – DEMONA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).

ITEM 25.C.5 CONTINUED

- 5. WERKENTHIN SECTION 5 – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 22 LOTS – 27.89 ACRES – CUERNAVACA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).

D. APPROVE A JOINT USE ACCESS EASEMENT SERVING MORE THAN THREE (3) SINGLE FAMILY RESIDENTIAL LOTS IN WERKENTHIN SECTION 6, A PROPOSED SUBDIVISION IN PRECINCT THREE. (9:10 AM) (1:40 PM)

- 1. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: WERKENTHIN SECTION 6 – (LONGFORM PLAT – FISCAL POSTED WITH THE CITY OF AUSTIN – 13 LOTS – 19.42 ACRES – PADINA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- 2. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: WERKENTHIN LOT 5, BLOCK C, SECTION 2 – (SHORTFORM PLAT – NO FISCAL REQUIRED – 1 LOT – 1.21 ACRES – CUERNAVACA DRIVE – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).

Motion by Commissioner Moore **and seconded by** Commissioner McKee to approve the waiver on Subsection 1 and accept the deed of trust, and that the Court does approve the waiver on Subsection 6, and approve the recording of the plats under Item C, C1, C2, C3, C4, C5, and 25.D, D1, and D2.

A Clarification was made of the previous Motion by Commissioner Sonleitner that the Court would be approving Items 25.B, C, C1, C2, C3, C4, C5, and 25.D, D1, and D2 and to make it really clear that the Court did not act on Item 25.A because the developer chose to go under the Blue Book which means that this particular Item is not necessary because it strictly relates to rules under the Green Book.

Motion carried:

County Judge Bill Aleshire	-	absent
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

26. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER BEND (FISCAL POSTED WITH CITY OF AUSTIN – 38 LOTS – 210.93 ACRES – QUINLAN PARK ROAD – WASTEWATER SERVICE TO BE PROVIDED BY ON-SITE SEWAGE SERVICE). (9:39 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court’s Motion and Vote.

27. APPROVE REORGANIZATION OF MEDICAL DIRECTOR FUNCTION FOR EMERGENCY SERVICES. (10:34 AM) (10:53 AM)

Clerk’s Note: Items 3 and 27 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Dr. Ed Racht, Medical Director, City of Austin-Travis County.

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

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

28. APPROVE REAL ESTATE PURCHASE AND RELATED DOCUMENTS CONCERNING STARFLIGHT HANGAR, WAREHOUSE, AND SHERIFF’S EAST COMMAND CENTER PROJECTS. (3:05 PM) (3:45 PM) (4:45 PM)

Commissioner Sonleitner announced that Item 28 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5. Please refer to Item 35 for a summary of the Court’s action on this Motion.

Item 28 to be reposted at a later date.

- 29. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON LEASE FOR CES AT 1609 SHOAL CREEK AND TAKE APPROPRIATE ACTION. (11:27 AM) (12:05 PM) (3:06 PM) (3:52 PM) (4:45 PM)

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

Motion by Judge Aleshire and seconded by Commissioner Sonleitner that the Court authorize the County Attorney’s Office and the Executive Manager for Administrative Operations to take all actions necessary for the settlement and resolution of claims by the landlord of the property at 1609 Shoal Creek, and authorize the County Attorney’s Office to take any legal actions they deem necessary for the protection of the County’s interests, and give specific instructions to Staff to take any and all actions necessary for the County to vacate the premises at 1609 Shoal Creek on or before September 15, 1998.

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

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

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5. Please refer to Item 35 for a summary of the Court’s action on this Motion.

Members of the Court heard from: Belinda Poppa, Project Manager, Facilities Planning in Facilities Management.

Item 29 to be reposted on September 8, 1998.

- 30. DISCUSS CLAIM FROM THE INTERNAL REVENUE SERVICE FOR PAYMENT OF DELINQUENT PAYROLL TAXES, AND TAKE APPROPRIATE ACTION. (3:06 PM)

Item 30 to be reposted on September 8, 1998.

- 31. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JULY, 1998. (9:39 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court’s Motion and Vote.

32. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:07 PM) (4:49 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item 32, postponing Budget Item A.21 until September 8, 1998 and Budget Item T.2 until September 15, 1998.

Motion carried:

County Judge Bill Aleshire	-	absent
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 Judge Aleshire **and seconded by** Commissioner Sonleitner to approve the add on amendment Item A.22 to transfer \$2,500.00 from the Allocated Reserve to the TCCES line item for Rent, Land, and Buildings.

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

33. APPROVE PERSONNEL AMENDMENTS. (9:39 AM)

Item 33 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

34. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:39 AM)

Item 34 added to Consent Items. Please refer to Agenda Item 1 (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

- 35. RECEIVE BRIEFING REGARDING APPARENT WORK STOPPAGE AT THE GARDNER BETTS JUVENILE JUSTICE CENTER PARKING GARAGE PROJECT AND TAKE APPROPRIATE ACTION. ¹ (3:45 PM) (4:45 PM)

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5.

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

- 28. Indicate to the owners of the Gore property that the County would accept their offer of \$2.1 million provided they show proof that they have renewed the TNRCC permit for the on-site waste treatment plant, and the other conditions that the Court has discussed with them. The Court will formalize the agreement after it sees if they are agreeable.
- 29. That Judge Aleshire be authorized to agree to the letter that was faxed at 3:32 PM on September 1, 1998 from the law offices of Kevin Madison, representing the owner (the letter is dated September 1, 1998), and authorize a budget transfer from Allocated Reserves to Line Item 00140205866102, in the amount of \$2,500.00, and that the Court authorize payment of that additional \$2,500.00 to the property owner at 1609 Shoal Creek, and request that payment of that amount be expedited by the County Auditor's Office and be paid within the next five days.
- 35. No Action Taken.
- 36. Approve the resale of the property and that Judge Aleshire be authorized to sign the necessary documents.
- 37. Appoint Dan Mansour, Risk Manager, HRMD, to attend the mediation on behalf of the County.
- 41. Reject their offer and counter in the amount of \$15,000.00
- A.5. That Judge Aleshire be authorized to approve the confidentiality agreement as recommended by the County Attorney's Office.

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

36. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY RE: APPROVAL OF RESALE OF PROPERTY SOLD BY PUBLIC AUCTION BY MANOR INDEPENDENT SCHOOL DISTRICT, TRUSTEE AND TAKE APPROPRIATE ACTION.¹ (3:45 PM) (4:45 PM)

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5. Please refer to Item 35 for a summary of the Court's action on this Motion.

37. RECEIVE BRIEFING FROM COUNTY CONCERNING MEDIATION OF WORKERS COMPENSATION CLAIM REGARDING EMPLOYEE CLAUDE RICKS AND THIRD PARTY SAWYER VENDING MACHINE; AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION REGARDING MEDIATION AND APPOINT APPROPRIATE PARTY TO ATTEND MEDIATION WITH COUNTY ATTORNEY ON SEPTEMBER 14, 1998 AT 3:30 PM).¹ (3:45 PM) (4:45 PM)

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5. Please refer to Item 35 for a summary of the Court's action on this Motion.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN JUDY FRANCIS PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY KONE, INC. F/K/A MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY, (PAINTER; PEREZ; TEXAS TORT CLAIMS ACT, PREMISES, AND PERSONAL INJURY).¹ (1:40 PM) (3:45 PM)

Item 38 postponed until September 8, 1998.

39. APPROVE TRAVIS COUNTY PURCHASE AGREEMENT WITH TINA TROCHTALANCASTER FOR THE FUTURE EXTENSION OF FRATE BARKER ROAD IN PRECINCT THREE.¹ (9:10 AM) (1:40 PM)

Item 39 postponed until September 8, 1998.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN CRESENCIO AND RAMONA HERNANDEZ V. TRAVIS COUNTY ET AL, CAUSE NO. A-97-CA-499-JN; (HERNANDEZ; FRASIER; CIVIL RIGHTS).¹ (1:40 PM)

Item 40 postponed until September 8, 1998.

41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER IN ESPINOSA V. JEWERT, CAUSE NO. A-96-CA-505-JRN (FRASIER; USE OF FORCE) ¹ (3:45 PM) (4:45 PM)

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5. Please refer to Item 35 for a summary of the Court's action on this Motion.

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1 DISCUSS, AND/OR APPROVE THE LEASE AMENDMENT TO RENEW THE EXISTING LEASE BETWEEN THE CITY OF JONESTOWN AND TRAVIS COUNTY, TEXAS, DEPARTMENT OF HEALTH AND HUMAN SERVICES JONESTOWN COMMUNITY CENTER AND HEALTH CLINIC LOCATED AT 18649 HIGHWAY 1431. (9:39 AM)

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

- A.2 APPROVE THE SUBDIVISION CONSTRUCTION AGREEMENT FOR RIVER BEND, A SUBDIVISION IN PRECINCT TWO. (9:10 AM) (9:39 AM)

Item A.2 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- A.3 APPROVE THE SUBDIVISION CONSTRUCTION AGREEMENT FOR SARAH'S CREEK SECTION ONE, A SUBDIVISION IN PRECINCT TWO. (9:09 AM)

Item A.3 postponed until September 8, 1998.

A.4 AUTHORIZE THE PURCHASING AGENT TO COMMENCE NEGOTIATIONS WITH THE HIGHEST RANKED PROPONENT ON THE LONG DISTANCE AND PAY PHONE SERVICES RFP #P-980072-MG. (9:10 AM) (3:13 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Brad Powell, Acting Director, Information and Telecommunications Systems (ITS); Carol Bradley, Regional Sales Manager, Southwestern Bell; Sandy Vaello, Chief Operating Officer, Talton Holdings; Alicia Perez, Executive Manager, Administrative Operations; Barbara Wilson, Assistant County Attorney; and Curtis Neal, President of Ascension Communication of Fort Worth Texas.

Motion by Commissioner McKee and seconded by Commissioner Gómez that the Court’s recommendation is to proceed with Ameritel, with the option to go with Southwestern Bell if negotiations break down in a week.

A Restatement of the previous Motion was made by Commissioner Sonleitner to set up a team to move ahead with the highest ranked proponent (who in this case is Ameritel); that the Court sees where the negotiations are in one week, and then decides whether to continue with negotiations with Ameritel. If the Court feels like it is not going down a path that can reach resolution, it will reconsider who it is going to proceed with; and that Commissioner McKee and Commissioner Gómez are volunteering to assist on this. This will be reposted for next week to see if progress is being made. Incorporated with that would be a note that the Court is greatly interested in the “call blocking” feature.

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 A.4 to be reposted on September 8, 1998.

A.5 DISCUSS, APPROVE AND/OR GIVE STAFF ANY OTHER DIRECTION REGARDING THE CONFIDENTIALITY AGREEMENT BETWEEN TRAVIS COUNTY AND CB RICHARD ELLIS, INC., FOR THE PROPERTIES 980705 AND 980706 (PEREZ; REAL ESTATE TRANSACTION). EXECUTIVE SESSION ALSO, PURSUANT TO TX. GOV’T. CODE ANN.551.072. (3:45 PM) (4:45 PM)

Judge Aleshire announced that Item A.3 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 28, 29, 35, 36, 37, 41, and A.5. Please refer to Item 35 for a summary of the Court’s action on this Motion.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to adjourn the Voting. (4:50 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

Date of Approval

Bill Aleshire, Travis County Judge