

## MINUTES – OCTOBER 20, 1998

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 20<sup>th</sup> day of October, 1998, the Commissioners' Court convened the Voting Session at 9:07 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 Robert Resnick.

The Commissioners' Court retired to Executive Session at 11:15 AM and reconvened the Voting Session at 11:56 AM.

The Commissioners' Court recessed the Voting Session at 12:00.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 1:43 PM and adjourned at 1:43 PM.

The Commissioners' Court reconvened the Voting Session at 1:43 PM.

The Commissioners' Court adjourned the Voting Session at 4:17 PM.

### RESOLUTIONS AND HEARINGS

1. RECOGNITION OF AWARD FROM TEXAS DEPARTMENT OF TRANSPORTATION AND NATIONAL ASSOCIATION OF GOVERNORS HIGHWAY SAFETY REPRESENTATIVES PRESENTED TO THE UNDERAGE DRINKING PREVENTION PROGRAM OF THE COUNTY ATTORNEY'S OFFICE. (9:08 AM)

**Members of the Court heard from:** Gloria Souhami, Assistant County Attorney; and Susan Bryant, Traffic Safety Director, Texas Department of Transportation (TxDOT).

Discussion Only.

2. RECEIVE PRESENTATION FROM CHARLES WILLIAMS REGARDING THE AWARD PRESENTED TO TRAVIS COUNTY BY THE AUSTIN CORPORATE RECYCLING COUNCIL. (9:12 AM)

**Members of the Court heard from:** Charles Williams, Conservation Coordinator.

Discussion Only.

3. APPROVE PROCLAMATION TO PROCLAIM FRIDAY, OCTOBER 23, 1998 "MOCK ELECTION DAY" IN TRAVIS COUNTY. (9:55 AM)

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

**Motion by Judge Aleshire and seconded by Commissioner Gómez** to approve Item 3.

**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

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Mrs. Sary, Private Citizen; Gus Peña, President, East Austin Concerned Hispanics; Ira Caulkins, Director, Inter-Governmental Research Center; John Foreman, Texas Best Seminars; Robert Kurtz, Private Citizen; Christian Side, Private Citizen; Shonda Wiggington, President, Freedom Lovers International; and Mike Hansen, Freedom Report. (9:15 AM)

**CONSENT ITEMS**

- 4. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C12, 14, 15, 16, 17, 22, and 25 (Item C13 pulled from Consent). (9:43 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 THE FOLLOWING VOTING SESSION MEETING DATES: PLANNING AND BUDGET PROCESS VOTING SESSIONS OF JUNE 17, 1998; JUNE 18, 1998; AND VOTING SESSIONS OF JUNE 23, 1998 AND OCTOBER 6, 1998.
- C4. APPROVE RESOLUTION PROCLAIMING FEBRUARY 19, 1999 AS "STATE OF TEXAS ANNIVERSARY REMEMBRANCE DAY".
- C5. APPROVE DISTRICT CLERK'S CHANGE FUND OF \$700.00.
- C6. APPROVE APPROXIMATELY 3,750 ELECTION DAY POLLING PLACE FLYERS TO ALL TRAVIS COUNTY EMPLOYEES TO BE ENCLOSED IN OCTOBER 30, 1998 PAYCHECKS.
- C7. APPROVE TOM ALBIN AS PRECINCT TWO REPRESENTATIVE TO THE TRAVIS COUNTY HOUSING AUTHORITY TO FILL UNEXPIRED APPOINTMENT, REPLACING CAROLYN GOLDSTON.
- C8. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.
  - A. APPROVE GRANT CONTRACT FOR AUSTIN/TRAVIS COUNTY MHMR SERVICES AGREEMENT FOR JUVENILE COURT.

**CONSENT ITEMS CONTINUED**

- C9.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 97T0067-RG, GULF COAST PAPER CO., JANITORIAL SUPPLIES; CONTRACT APPROVED ON 11/26/96; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.
- C10.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98T0123-JP, WATTINGER SERVICE COMPANY, FOR DEL VALLE COOLING TOWER REPLACEMENT; CONTRACT APPROVED 4/7/98; MODIFICATION ALLOWS FOR A CHANGE IN THE TYPE OF CHEMICALS USED IN THE COOLING TOWERS AND INCREASES THE TOTAL CONTRACT AMOUNT BY \$9,936.00.
- C11.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN WEBBERWOOD RIDGE SECTION 1, A SUBDIVISION IN PRECINCT ONE.
- C12. ADDED ITEM:** - APPOINT KURT REECE TO COMMISSIONER OF EMERGENCY SERVICES DISTRICT 32, FILLING UNEXPIRED TERM OF HEIDI COTTINGHAM EFFECTIVE IMMEDIATELY THROUGH DECEMBER 31, 1999.
- C13. ADDED ITEM:** - APPROVE TOTAL CANCELLATION OF THE BOSWORTH SUBDIVISION AND RECORDING OF THE RESUBDIVISION OF THE PLAT IN PRECINCT THREE: OAKS OF INVERNESS – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 0.868 ACRES – HIGHLANDS DRIVE – OETJ –LCRA ON SITE SEPTIC). (9:43 AM) (10:53 AM)

Item C13 pulled from Consent.

**Motion by** Commissioner Moore **and seconded by** Commissioner McKee to approve Item C13.

**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

**ADMINISTRATIVE ITEMS**

- 5. REVIEW AND DISCUSS MASTER PLAN FOR CIVIL DISTRICT COURTS.  
(9:07 AM)

Item 5 postponed until October 27, 1998.

- 6. RECEIVE BRIEFING CONCERNING THE ANTICIPATED EFFECTS AND IMPACTS OF THE ENVIRONMENTAL PROTECTION AGENCY'S PROPOSED NATIONAL POLLUTANT DISCHARGER ELIMINATION SYSTEM (NPDES) PHASE II STORMWATER DISCHARGE REGULATIONS ON TRAVIS COUNTY.  
(9:44 AM)

**Members of the Court heard from:** John Kuhl, Natural Resources Program Manager, Transportation and Natural Resources (TNR); Steve Manilla, Director of Engineering and Planning, TNR; and John Hille, Assistant County Attorney.

Discussion Only.

- 7. CONSIDER FY 1999 WORK PROGRAM FOR COUNTY ROAD MAINTENANCE AND TAKE APPROPRIATE ACTION. (10:00 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Mo Mortazavi, TNR.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 7 as presented by TNR.

**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. ACT ON TRANSITION PLAN FOR THE REORGANIZATION OF TRAVIS COUNTY HUMAN SERVICES PROGRAM AND GIVE STAFF DIRECTION. (1:50 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (HHSD) and Veterans' Services; Carlotta Valdez, Compensation and Benefits Manager, Human Resources Management Department (HRMD); Cora Wright, Director, Neighborhood Services, Austin-Travis County HHSD; Alan Miller, Budget Analyst, Planning and Budget Office (PBO); Ginger Baker, Health Programs Coordinator, Austin-Travis County HHSD; Belinda Poppa, Capital Planning Coordinator; and Carol Guthrie, AFSCME Local 1624.

Item 8 to be reposted on October 27, 1998.

- 9. A. DISCUSS THE TRANSITION PLAN OF THE ON-SITE SEWAGE FACILITIES PROGRAM TO TRANSPORTATION AND NATURAL RESOURCES AND TAKE APPROPRIATE ACTION. (10:20 AM)
- B. **ADDED ITEM:** CONSIDER AMENDMENT TO CITY/COUNTY HEALTH DEPARTMENT INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN, AND ANY OTHER RECOMMENDATIONS CONCERNING THE INTERLOCAL AND TAKE APPROPRIATE ACTION. (10:20 AM) (4:07 PM)

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

**Members of the Court heard from:** John Hille, Assistant County Attorney; and Mary Etta Gerhardt, Assistant County Attorney.

**Motion by** Commissioner Moore **and seconded by** Commissioner McKee to approve Amendment Number Nine of Interlocal Cooperation Agreement for City Health Department/County Health Department as proposed by the County Attorney's Office and attach a cover letter expressing the Court's intent to transfer this division, and, as a way of clarifying the interlocal agreement, this amendment is proposed.

**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

- 10. **REVISED ITEM:** RECEIVE BRIEFING, AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER OFFER FOR POTENTIAL PURCHASE OF PROPERTIES LOCATED AT 812 SAN ANTONIO AND 1601 RIO GRANDE. (10:29 AM) (11:15 AM) (11:56 AM) (4:06 PM)

Judge Aleshire announced that Item 10 would be considered in Executive Session.

**Members of the Court heard from:** Belinda Poppa, Capital Planning Coordinator; and Patricia Goodman, Assistant County Attorney.

**Motion by** Judge Aleshire **and seconded by** Commissioner McKee to renew the offer that the Court made last week and extend it for an additional 10 days.

**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	-	absent

**Clerk’s Note:** Item 10 was further discussed at 4:06 PM with a request by Commissioners Sonleitner and Gómez that the Commissioners’ Court record reflect a Corrected Vote on Item 10. Judge Aleshire instructed that the Minutes reflect that the Court approved by Consensus Commissioner Sonleitner voting yes, and Commissioner Gómez voting no on the referenced Item. The Commissioners’ Court record does reflect the Corrected Vote.

**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	-	no

Item 10 to be reposted on October 27, 1998.

- 11. A. APPROVE A PRELIMINARY PLAN IN PRECINCT ONE: GREGG MANOR ROAD BUSINESS PARK – (FISCAL POSTED WITH THE CITY OF AUSTIN – 15 LOTS – 35.261 ACRES – GREGG MANOR ROAD – WASTEWATER SERVICE TO BE PROVIDED BY ONSITE SEWAGE SERVICE. (10:38 AM)
  
- B. APPROVE PLAT FOR RECORDING IN PRECINCT ONE: GREGG MANOR ROAD BUSINESS PARK – (FISCAL POSTED WITH THE CITY OF AUSTIN – 15 LOTS – 35.261 ACRES – GREGG MANOR ROAD – WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE).

**Clerk’s Note:** Items 11.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

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

**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

12. A. APPROVE TWO (2) CASH SECURITY AGREEMENTS FOR TRAFFIC SAFETY IMPROVEMENTS ON TRAVIS COOK ROAD, A ROAD PROJECT IN PRECINCT THREE. (10:39 AM) (11:15 AM) (11:56 AM)

B. APPROVE CONTRACT AWARD FOR TRAVIS COOK ROAD SAFETY IMPROVEMENTS, I.F.B. NO. B980731, TO THE LOWEST BIDDER, ROSS CONSTRUCTION, INC., AUSTIN, TEXAS, IN THE AMOUNT OF \$412,588.61.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Leroy Nellis, Budget Manager, PBO; Cyd Grimes, Travis County Purchasing Agent; and Gordon Bowman, Assistant County Attorney.

**Clerk’s Note:** Items 12.A and B, 21, and A.3 are associated with one another and were called for concurrent discussion.

Judge Aleshire announced that Items 12.A and B would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12.A and B, and A.3.

**Motion by** Commissioner McKee **and seconded by** Commissioner Moore to approve Items 12.A and B, and Item A.3.

<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	-	absent

**Clerk’s Note:** Items 12.A and B, and A.3 were further discussed at 4:17 PM with a request by Commissioners Sonleitner and Gómez that the Commissioners’ Court record reflect a Corrected Vote on Items 12.A and B, and A.3. Judge Aleshire instructed that the Minutes reflect that the Court approved by Consensus Commissioner Sonleitner and Commissioner Gómez voting yes on the referenced Items. The Commissioners’ Court record does reflect the Corrected Vote.

<b>Motion carried:</b>	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

13. DISCUSS, APPROVE AND/OR TAKE ANY APPROPRIATE ACTION REGARDING SCHEDULE, COSTS AND PROPOSED AWARD FOR CONSTRUCTION OF POST ROAD RENOVATION PROJECT BY FAR WEST CONSTRUCTION: (10:54 AM)
- A. AWARD BASE CONTRACT IN THE AMOUNT OF \$354,000.00.
- B. AWARD ALTERNATES #2 AND #3 IN THE AMOUNT OF \$81,600.00 (SOLICITATION NO. IFB #B980722-JG).

**Members of the Court agreed** to consider one Motion for Items 21 and 13.A and B. Please refer to Item 21 for a summary of the Court's action on this Motion.

14. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. 97T0094-OJ WITH THE WORKERS ASSISTANCE PROGRAM AS THE EMPLOYEE ASSISTANCE PROGRAM (EAP) PROVIDER FOR TRAVIS COUNTY. (9:43 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

15. APPROVE PURCHASE OF (2) 1-TON CREW CAB PICKUP TRUCKS FROM THE HOUSTON/GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAG) INTERLOCAL AGREEMENT, IL98-98858 APPROVED BY COMMISSIONERS' COURT ON 1/27/98, IN THE TOTAL AMOUNT OF \$45,827.18. (9:43 AM)

Item 15 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

16. APPROVE CONTRACT MODIFICATION NO. 5 TO CONTRACT NO. PS970292-JJ, HNTB CORP., DESIGN OF THE SOUTHEAST DISTRICT PARK; CONTRACT APPROVED ON 9/16/97; MODIFICATION ALLOWS FOR THE ADDITION OF ARCHEOLOGICAL SERVICES TO THE CONTRACT. (9:43 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 97K0703-JJ, 1996 BRIDGE REPLACEMENT PROJECT (NOS. 107, 206, 224, & 142); CONTRACT APPROVED ON 10/21/97; MODIFICATION ALLOWS FOR CHANGES TO THE CONTRACT CONSTRUCTION SERVICES, THE TOTAL AMOUNT OF THE CONTRACT AND THE PERFORMANCE PERIOD. (9:43 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE BLUFF SPRINGS SIDEWALK PROJECT, IFB #B980707-JJ, TO THE LOW, QUALIFIED BIDDER, MUNIZ CONCRETE & CONTRACTING, INC., IN THE ESTIMATED AMOUNT OF \$91,740.00. (11:07 AM) (11:58 AM) (4:10 PM)

**Clerk's Note:** Items 18 and 19 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Joe Gieselman, Executive Manager, TNR; Alan Miller, Budget Analyst, PBO; and Leroy Nellis, Budget Manager, PBO.

**Members of the Court agreed** to consider one Motion for Items 18 and 19.

**Motion by Commissioner Moore and seconded by Commissioner Sonleitner** to approve Items 18 and 19.

**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

- 19. (A) DISCUSS AND TAKE ACTION REGARDING TNR REQUEST TO USE FY '95 AND FY '97 CERTIFICATE OF OBLIGATION FUNDS FOR THE ATTACHED BRIDGE REPLACEMENT CONTRACT AWARDS. (B) APPROVE CONTRACT AWARDS FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE THREE BRIDGE REPLACEMENT PROJECT, IFB #B980725-JJ, TO THE LOW, QUALIFIED BIDDERS, AUSTIN BRIDGE & ROAD (OLD DESSAU ROAD BRIDGE AT WAINSCOTT CREEK AND LITTIG ROAD BRIDGE #158) IN THE ESTIMATED AMOUNT OF \$658,196.70; AND ROBERT JENTSCH CONSTRUCTION, INC., (OLD MANOR ROAD BRIDGE #111) IN THE ESTIMATED AMOUNT OF \$652,063.20. (11:10 AM) (11:58 AM) (4:10 PM)

**Clerk's Note:** Items 18 and 19 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 18 and 19. Please refer to Item 18 for a summary of the Court's action on this Motion.

- 20. DISCUSS AND TAKE APPROPRIATE ACTION REGARDING THE FINANCING OF THE REGENCY VILLAGE CARE CENTER IN AUSTIN, TEXAS BY THE TARRANT COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION AND PROVIDING APPROVAL OF THE BONDS FOLLOWING A PUBLIC HEARING ON THE FINANCING OF SUCH A PROJECT. (11:11 AM) (1:43 PM) (4:16 PM)

**Members of the Court heard from:** Brian McCabe, Attorney, McCabe and Voss.

**Motion by** Commissioner Moore **and seconded by** Commissioner McKee to approve resolution approving sale of the bonds.

**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

21. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:39 AM) (10:54 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Cyd Grimes, Travis County Purchasing Agent; Gordon Bowman, Assistant County Attorney; Christian Smith, Executive Manager, PBO; and Kevin Bailey, Director of Facilities Management.

**Clerk's Note:** Items 12.A and B, 21, and A.3 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 21 and 13.A and B.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 21, and 13.A and B, with additional instructions to the Purchasing Agent to execute the appropriate change order and get this all figured out with Budget in terms of the reduction related to value engineering.

**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

22. RECEIVE REVENUE AND EXPENDITURE REPORT FOR THE MONTH OF AUGUST, 1998. (9:43 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

23. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIM RECOMMENDATIONS: (11:10 AM)

- A. FRANK CALLAHAN. – SETTLE.
- B. KIMBERLY SEIBERT – SETTLE.
- C. BRADLEY WILLIAMS. – SETTLE.
- D. TERRENCE IRION – SETTLE.
- E. PAUL WILLIAMS – DENY.

**Motion by** Commissioner McKee **and seconded by** Commissioner Gómez to approve Staff recommendations on Items 23.A-E.

**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. APPROVE PERSONNEL AMENDMENTS. (11:13 AM)

**Members of the Court heard from:** Carlotta Valdez, Compensation and Benefits Manager, HRMD; and Norman McRee, Lead Personnel Analyst, HRMD.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore to approve Item 24.

**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

25. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:43 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 4 (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

- 26. DISCUSS LEGAL ISSUES ASSOCIATED WITH NEGOTIATIONS RELATED TO DEVELOPMENT OF AGREEMENT WITH TEXAS AGRICULTURAL EXTENSION SERVICE AND PROVIDE DIRECTION IN NEGOTIATION OF AGREEMENT. <sup>1</sup>  
(11:15 AM)

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

Item 26 postponed until October 27, 1998.

- 27. DISCUSS, APPROVE AND/OR TAKE ANY APPROPRIATE ACTION REGARDING THE COMMERCIAL IMPROVED EARNEST MONEY CONTRACT WITH W.L. GORE AND ASSOCIATES FOR THE PURCHASE OF LAND AND IMPROVEMENTS IN EASTERN TRAVIS COUNTY FOR \$2,100,000.00. <sup>1</sup>  
(11:15 AM) (4:16 PM)

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

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to authorize Judge Aleshire to sign the originals when they are received from the other party.

**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. RECEIVE BRIEFING REGARDING BEAR CREEK AND SLAUGHTER CREEK WATER QUALITY PROTECTION ZONES, IN RELATION TO THE SUBDIVISION REVIEW PROCESS. <sup>1</sup> (11:12 AM)

Item 28 postponed until October 27, 1998.

**THE FOLLOWING ITEMS ARE ADDENDA:**

**A.1 APPROVE REVISIONS/OMISSIONS TO THE ON-SITE SEWAGE FACILITIES RULES SUBMITTED TO TEXAS NATURAL RESOURCES CONSERVATION COMMISSION (TNRCC). (3:34 PM)**

**Members of the Court heard from:** Ervin Coonrod, Supervisor, Austin-Travis County HHSD; and Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans’ Services; and Mary Etta Gerhardt, Assistant County Attorney.

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to approve the corrections recommended as follows: Pages 1 and 2; the first bullet on page 3; strike the reference to a new Figure X (it is not new); amend Table X as discussed by adding the section “Water Supply Lake”, and changing the spray irrigation setback; remove the reference to Table XII; and otherwise adopt the changes recommended to the figures and tables as set on page 3.

**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

**Clerk’s Note:** Item A.1 was further discussed at 4:06 AM with a request by Commissioner McKee that the Commissioners’ Court record reflect a Corrected Vote on Item A.1. Judge Aleshire instructed that the Minutes reflect that the Court approved by Consensus Commissioner McKee voting yes on the referenced Item. The Commissioners’ Court record does reflect the Corrected Vote.

**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.1 to be reposted on October 27, 1998.

**A.2** APPROVE REQUEST FOR PAYMENT OF FEES TO THE TEXAS NATURAL RESOURCES CONSERVATION COMMISSION (TNRCC) FOR ON-SITE WASTEWATER TREATMENT RESEARCH COUNCIL FEES IN THE AMOUNT OF \$2,370.00. (3:57 PM)

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

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to pay the TNRCC up to \$6,070.00 to represent the County's arrearage, and for the County to receive a report next week as to the present situation of paying.

<b>Motion carried:</b> 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.2 to be reposted on October 27, 1998.

**A.3** APPROVE AWARD MODIFICATION AND MAKING OF CONTRACT WITH ROSS CONSTRUCTION, INC., FOR TRAVIS COOK ROAD SAFETY IMPROVEMENTS IFB #B980731. (10:39 AM) (11:56 AM) (4:17 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Cyd Grimes, Travis County Purchasing Agent; and Gordon Bowman, Assistant County Attorney.

**Clerk's Note:** Items 12.A and B, 21, and A.3 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 12.A and B, and A.3. Please refer to Item 12 for a summary of the Court's action on this Motion.

**ADJOURNMENT**

**Motion by** Commissioner **and seconded by** Commissioner to adjourn the Voting Session. (4:17 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**