

MINUTES – JANUARY 5, 1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 5th day of January, 1999, the Commissioners' Court convened the regular 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 recessed the Voting Session at 12:35 PM.

The Commissioners' Court reconvened the Voting Session at 1:52 PM.

The Commissioners' Court recessed the Voting Session at 3:45 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the Voting Session at 3:45 PM and adjourned the Voting Session at 4:01 PM.

The Commissioners' Court, meeting as the Capital Health Facilities Development Corporation (CHFDC) and the Capital Industrial Development Corporation (CIDC) convened the CHFDC and CIDC Voting Sessions at 4:01 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC), convened the TCHFDC Voting Session at 4:02 PM.

The Corporations Voting Sessions were adjourned at 4:04 PM

The Commissioners' Court reconvened the Voting Session at 4:04 PM.

The Commissioners' Court retired to Executive Session at 4:08 PM.

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 5:46 PM and adjourned at 5:47 PM.

The Commissioners' Court reconvened the Voting Session at 5:47 PM.

The Commissioners' Court adjourned the Voting Session at 5:52 PM.

RESOLUTIONS & HEARINGS

- 1. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PUBLIC UTILITY AND DRAINAGE EASEMENT 5' ON EITHER SIDE OF THE OLD LOT LINE DIVIDING LOTS 18 AND 19, RED WAGON RANCHETTES 2, A SUBDIVISION IN PRECINCT TWO. (9:10 AM)

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

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

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

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

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

Clerk’s Note: Item 1 is Consent Item C15. Please refer to Agenda Item #3 (CONSENT ITEMS) for the Court’s Motion and Vote.

2. APPROVE A PROPOSED STREET NAME CHANGE FROM DESSAU ROAD NORTH TO "HERITAGE PARK ROAD" FROM CRYSTAL BEND DRIVE TO THE CITY LIMITS OF PFLUGERVILLE, IN PRECINCT 2. (9:11 AM)
(9:23 AM)

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

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

Members of the Court heard from: Joe Gieselman, Executive Manager, (TNR); Lamar Weiss, North Dessau Road Resident; Verna Jean Mott, Emmanuel Lutheran Church member; Gayla Dembkowski, Engineering Tech., TNR; and Christine Klingman, Travis County 911.

Motion by Judge Biscoe **and seconded by** Commissioner Davis that the Public Hearing be closed.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

Clerk's Note: Item 2 is Consent Item C16. Please refer to Agenda Item #3 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS COMMUNICATION

Members of the Court heard from: Mary Aleshire, Democratic Precinct Chair, Precinct 462; Christian Side, Private Citizen; John Foreman, Producer, In Your Face Campaign; Robert Kurtz, Private Citizen.

CONSENT ITEMS

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney; and Joe Gieselman, Executive Manager, TNR.

- 3. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C5, C13-C15, and Items 8, 13, 18, 20, and 24. (9:48 AM)

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - 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 BOND FOR RESERVE DEPUTY IN CONSTABLE PCT. 5 OFFICE FOR: TRACY JEAN VAUGHN.
- C4.** APPOINT DARRELL SHOOK AS FIRE COMMISSIONER TO THE BOARD OF ESD #12 FOR A TERM TO EXPIRE ON DECEMBER 31, 2000.
- C5.** APPOINT PETER HYINK TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICE DISTRICT #10 BOARD (CE-BAR), TERM EFFECTIVE UNTIL DECEMBER 31, 1999.
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: REPLAT OF LOTS 18, 19, AND 20 WESTMINSTER GLEN PHASE 1-C (TRUST DEEDS POSTED WITH TRAVIS COUNTY - 3 LOTS - 4.008 ACRES - EDGERTON STREET - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:48 AM) (4:04 PM) (5:50 PM)

Item C6 pulled from Consent.

Judge Biscoe announced that Item C6 would be considered in Executive Session.

Item C6 to be reposted on January 12, 1999.

CONSENT ITEMS CONTINUED

- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: REPLAT OF LOTS 56, 57, AND 58 WESTMINSTER GLEN PHASE 1-D (TRUST DEEDS POSTED WITH TRAVIS COUNTY - 3 LOTS - 5.663 ACRES - HIGH GATE DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:48 AM) (4:04 PM) (5:50 PM)

Item C7 pulled from the Consent.

Judge Biscoe announced that Item C7 would be considered in Executive Session.

Item C7 to be reposted on January 12, 1999.

- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: REPLAT OF LOTS 95, 96, AND 97 WESTMINSTER GLEN PHASE 1-E (TRUST DEEDS POSTED WITH TRAVIS COUNTY - 3 LOTS - 5.091 ACRES - WESTMINSTER GLEN AVENUE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE). (9:48 AM) (4:04 PM) (5:50 PM)

Item C8 pulled from the Consent.

Judge Biscoe announced that Item C8 would be considered in Executive Session.

Item C8 to be reposted on January 12, 1999.

- C9.** APPROVE PLAT FOR RECORDING IN PRECINCT ONE: DESSAU CORNER SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - LOT - 1.5046 ACRES - DESSAU ROAD - SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN. (9:48 AM)

Item C9 postponed until January 12, 1999.

- C10.** REVISED ITEM: APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAKE POINT PHASE 1-C - (SHORTFORM - FISCAL POSTED WITH TRAVIS COUNTY - 1 LOT - .272 ACRES - TULARE DRIVE - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #3). (9:48 AM)

Item C10 postponed until January 12, 1999.

CONSENT ITEMS CONTINUED

- C11.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: REPLAT OF LOT 6 BLOCK "O" LAKE POINTE PHASE 1-A (SHORTFORM - FISCAL POSTED WITH TRAVIS COUNTY - 1 LOT - .307 ACRES - FORTUNA COVE - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #3). (9:48 AM)

Item C11 postponed until January 12, 1999.

- C12.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: REPLAT OF LOT 5 BLOCK "O" LAKE POINTE PHASE 1-B, (SHORTFORM - FISCAL POSTED WITH TRAVIS COUNTY - 1 LOT - .333 ACRES - TULARE DRIVE - SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #3). (9:48 AM)

Item C12 postponed until January 12, 1999.

- C13.** APPROVE A PUBLIC HEARING DATE OF JANUARY 26, 1999 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 18 & 19, TRAVIS VISTA, AND A 5' PUBLIC UTILITY EASEMENT ACROSS PART OF THE BACK OF THESE LOTS IN AN AREA TO BE REPLATTED TO FORM A NEW LOT IN PRECINCT TWO.

- C14.** APPROVE A PUBLIC HEARING DATE OF JANUARY 26, 1999 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG THE REAR OF LOT 8 BLOCK A, OAK SHORES ON LAKE AUSTIN SECTION 1 AND PART OF THE 5' PUBLIC UTILITY EASEMENT ALONG THE NORTH SIDE OF THE LOT, IN PRECINCT TWO.

- C15.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PUBLIC UTILITY AND DRAINAGE EASEMENT 5' ON EITHER SIDE OF THE OLD LOT LINE DIVIDING LOTS 18 AND 19, RED WAGON RANCHETTES 2, A SUBDIVISION IN PRECINCT TWO.

Clerk's Note: Item C15 is the Action Item for Item 1.

CONSENT ITEMS CONTINUED

- C16.** APPROVE PROPOSED STREET NAME CHANGE FROM DESSAU ROAD NORTH TO "HERITAGE PARK ROAD" FROM CRYSTAL BEND DRIVE TO THE CITY LIMITS OF PFLUGERVILLE, IN PRECINCT 2. (9:34 AM)
(9:48 AM)

Clerk's Note: Item C16 is the Action Item for Item 2.

Item C16 pulled from the Agenda.

ADMINISTRATIVE ITEMS

4. APPROVE/ACCEPT FILING OF ELECTED OFFICIALS’ BONDS FOR THE FOLLOWING: (9:22 AM) (11:42 AM)

- A. JUDGE GUY HERMAN
- B. JUDGE DAVID CRAIN (11:42 AM)
- C. JUDGE JAN BRELAND
- D. JUDGE WILFRED AGUILAR
- B. JUDGE ELENA DIAZ
- F. JUDGE BARBARA BEMBRY
- G. JUDGE SCOTT A. DAVIS (**ADDED**)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 4.A, C, D, E, F, and G.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 4.B.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

5. REVIEW AND TAKE ACTION TO AUTHORIZE THE PUBLICATION AND DISTRIBUTION OF THE PRELIMINARY OFFICIAL STATEMENT IN CONNECTION WITH THE SALE OF THE SERIES 1999 TRAVIS COUNTY ROAD BONDS, PERMANENT IMPROVEMENT BONDS, AND CERTIFICATES OF OBLIGATION. (9:54 AM)

Members of the Court heard from: Ladd Patillo, Owner, D. Ladd Patillo and Associates.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 5.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

6. APPROVE EMERGENCY FUNDING REQUEST FROM AUSTIN COMMUNITY NURSERY SCHOOLS (ACNS) RELATED TO THE SUPPLY OF INFANT/TODDLER CARE AND INCREASE TRAVIS COUNTY CONTRIBUTION TO THEIR 1999 SOCIAL SERVICES CONTRACT BY \$15,347. (9:59 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (HHSD) and Veterans’ Services; Diane Harrison, Manager, Austin-Travis County HHSD Contract Management Unit; and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 6, contingent upon the City of Austin “partnering” with the County.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

7. APPROVE RENEWAL OF ELEVEN (11) CONTRACTS TO PURCHASE HEALTH AND HUMAN SERVICES FROM THE FOLLOWING AGENCIES, FOR A TOTAL AMOUNT OF \$1,785,111: (10:07 AM)

- A. THE AUSTIN PROJECT
- B. CARITAS OF AUSTIN
- C. CHILD, INC.
- D. COMMUNITIES IN SCHOOLS
- E. COMMUNITY PARTNERSHIP FOR THE HOMELESS
- F. EBENEZER CHILD DEVELOPMENT CENTER
- G. EXTEND-A-CARE
- H. FAMILY ELDERCARE, INC.
- I. FOUNDATION FOR THE HOMELESS
- J. OPEN DOOR - PROJECT NORMALIZATION
- K. UNITED CEREBRAL PALSY

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

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

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

8. APPROVE INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY, TEXAS THROUGH THE OFFICE OF THE DISTRICT ATTORNEY AND THE STATE OF TEXAS THROUGH THE GENERAL SERVICES COMMISSION FOR THE BENEFIT OF THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES. (9:52 AM)

Item 8 added to Consent Items. Please refer to Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

9. CONSIDER AND TAKE ACTION ON APPOINTMENT OF STEVEN HARRIS, M.D., AS HEALTH AUTHORITY FOR AUSTIN/TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT. (10:13 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County HHSD and Veterans' Services; David Lurie, Director, Austin-Travis County HHSD; Steven Harris, M.D.; and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 9.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

10. APPROVE SOLICITATION OF PROPOSALS FOR A FUEL MANAGEMENT SYSTEM TO BE USED STATEWIDE BY TRAVIS COUNTY. (10:23 AM)

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

Motion by Commissioner Gómez **and seconded by** Commissioner Baxter to approve Item 10.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

11. APPROVE LICENSE AGREEMENT WITH JUDY AND W.L. TRIGG III FOR IMPROVEMENTS IN THE RIGHT-OF-WAY OF HARKEY COVE, A STREET MAINTAINED BY TRAVIS COUNTY IN APPLE SPRINGS, A SUBDIVISION IN PRECINCT TWO. (10:34 AM)

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

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

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

12. APPROVE THE ADVERTISEMENT AND SALE OF SURPLUS RIGHT-OF-WAY FROM OLD JOHNNY MORRIS ROAD; AUTHORIZE TNR TO PAY ADVERTISING EXPENSES OF SALE UNTIL REIMBURSED BY PURCHASER; AND APPOINT COMMISSIONER DAVIS AS COMMISSIONER OF SALE. (10:40 AM)

Members of the Court heard from: Gordon Bowman, Assistant County Attorney.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 12.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

13. APPROVE PROJECT TO SWEEP SELECTED STREETS AND BRIDGES IN THE CITY OF LAKEWAY AND BE REIMBURSED AS PROVIDED FOR IN THE CITY/COUNTY INTERLOCAL AGREEMENT. (9:48 AM)

Item 13 added to Consent Items. Please refer to Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

14. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE AWARD OF CONTRACT #99AE600-JG TO PBS&J FOR ARCHITECTURAL/ENGINEERING SERVICES AT 7811 BURLESON MANOR ROAD FOR THE AMOUNT OF \$31,900. (10:45 AM)

Members of the Court heard from: Elizabeth Conti, Facilities Planner, Facilities Management; Kevin Bailey, Director, Facilities Management; Cyd Grimes, Travis County Purchasing Agent; James Gonzalez, Construction Procurement Specialist, Purchasing; Alicia Perez, Executive Manager, Administrative Operations; and Patricia Goodman, Assistant County Attorney.

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

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

15. APPROVE MODIFICATION TO CONTRACT NO. PS960189-JG, CONSTRUCTION TESTING SERVICES, TO JACK HOLT AND ASSOCIATES, INC., CONTRACT APPROVED ON NOVEMBER 12, 1996; MODIFICATION ALLOWS FOR ADJUSTMENTS TO THE RATES OF COMPENSATION. (11:05 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; James Gonzalez, Construction Procurement Specialist, Purchasing; Alicia Perez, Executive Manager, Administrative Operations; Cyd Grimes, Travis County Purchasing Agent; and Gordon Bowman, Assistant County Attorney.

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

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

16. APPROVE CONTRACT AWARD FOR THE BLANKET CRIME POLICY, RFP #R980098-OJ TO THE QUALIFIED PROPONENT, PROFESSIONAL INSURANCE AGENTS, INC. IN THE ANNUAL AMOUNT OF \$4,071.00. (1:52 PM)

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

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 16.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

17. DISCUSS AND GIVE STAFF DIRECTION REGARDING APPROVAL OF CONTRACT, CONTRACT MODIFICATION AND MAKING OF CONTRACT FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE SOUTHEAST METRO PARK PROJECT, PHASE I, IFB #B980724-JJ.
(11:42 AM) (2:12 PM) (4:04 PM) (5:47 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Aaron Cabaza, President, Aaron Concrete; Don Holcomb, Attorney representing C.C. Carlton Construction, Inc.; C. Craig Carlton, President, C.C. Carlton Construction, Inc.; and Hugo Elizondo, Vice President, C.C. Carlton Construction, Inc.

Judge Biscoe announced that Item 17 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 17.

A Substitute Motion was offered by Commissioner Davis to reject all bids, and direct Staff to re-bid Item 17. The Motion was not seconded, and Voting on the original Motion took place.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	no
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

18. APPROVE APPOINTMENT OF PETE BALDWIN AS TRAVIS COUNTY EMERGENCY MANAGEMENT COORDINATOR. (9:48 AM)

Item 18 added to Consent Items. Please refer to Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

19. RECEIVE UPDATE ON EXPOSITION CENTER AND CONSIDER APPROVAL OF PROCUREMENT ACTIONS: (1) APPROVE MODIFICATION #2 TO CONTRACT #98AE603-JG, CASA BELLA ARCHITECTS FOR A TOTAL OF \$68,340.00; (2) APPROVE ADVERTISEMENT AND SOLICITATION OF BIDS FOR CONSTRUCTION SERVICES TO EXPOSITION CENTER, AND TAKE OTHER APPROPRIATE ACTION. (2:12 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; John Emmons, Director, Travis County Exposition Center; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 19, addressing life safety issues, and in the future, look for possible ways to make more improvements to that facility. The Court would further direct Staff to look into the issue of a traffic light at Hwy. 290 and Decker Lane.

A Clarification of the previous Motion was made by Judge Biscoe that the Motion would cover all of Items 1, 2, 3, and 5, and only the \$16,755 in Item 6 (of the back-up material).

Maker and Second accept the Friendly Amendment by Judge Biscoe to ask Staff to check with PBO to try to come up some creative way to generate a sum of money that can be used to make some of the critical improvements, by looking at revenue projections over the next 5-10 years.

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

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	abstain
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

A Clarification of the previous Motion was made by Judge Biscoe that it is the Court's intention that the contract modifications are included in the Motion.

ITEM 19 CONTINUED

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to authorize Judge Biscoe to sign, contingent on the contract reflecting the right amount for the work to be done and the scope of services.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

20. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:48 AM)

Item 20 added to Consent Items. Please refer to Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

21. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.

- A. APPROVE PERMISSION TO CONTINUE THE COMPREHENSIVE ENERGY ASSISTANCE PROGRAM FOR HEALTH AND HUMAN SERVICES. (3:24 PM)**

Members of the Court heard from: Alan Miller, Budget Analyst, Planning and Budget Office (PBO).

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 21.A.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- B. APPROVE PERMISSION TO CONTINUE THE RSVP SENIORS AND VOLUNTEERS FOR CHILDHOOD IMMUNIZATION FOR HEALTH AND HUMAN SERVICES. (3:29 PM)**

Members of the Court heard from: Alan Miller, Budget Analyst, PBO.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 21.B.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

ITEM 21 CONTINUED

C. APPROVE PERMISSION TO CONTINUE THE ACCESS & VISITATION PROGRAM FOR JUVENILE COURT.

Members of the Court heard from: Alan Miller, Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 21.C.

Motion carried: County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

22. APPROVE PERSONNEL AMENDMENTS. (3:06 PM)

- A. APPROVE TRANSFER OF HEALTH AND HUMAN SERVICES EMPLOYEES.
- B. APPROVE TRANSFER OF SEWAGE FACILITIES EMPLOYEES.

Clerk’s Note: Items 22.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Carlotta Valdez, Compensation and Benefits Manager, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Joe Gieselman, Executive Manager, TNR; and Barbara Wilson, Assistant County Attorney

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the routine personnel amendments.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the non-routine employee transfers.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Items 22.A and B to be reposted on January 12, 1999.

23. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (3:16 PM)

- A. COUNTY ATTORNEY - SETTLE
- B. TRAVIS CO. SHERIFF'S OFFICE - SETTLE
- C. TRAVIS CO. SHERIFF'S OFFICE - SETTLE
- D. TRAVIS CO. SHERIFF'S OFFICE - SETTLE
- E. CHYLON JOHNSON - DENY
- F. SHERRY MEADOWS - DENY
- G. RICHARD MIZELL - DENY
- H. JANET REDFERN - DENY

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

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

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

24. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:48 AM)

Item 24 added to Consent Items. Please refer to 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

- 25. RECEIVE BRIEFING FROM COUNTY ATTORNEY, TAKE APPROPRIATE ACTION REGARDING REQUEST OF TERRY KEEL FOR REPRESENTATION IN ASSOCIATED PRESS, ET AL V. MAURICE A. COOK (KEEL; COOK; DEFAMATION; IN THE FIRST COURT OF APPEALS, HOUSTON, TEXAS; CAUSE NO. 01-98-00773-CV). ¹ (4:04 PM) (5:50 PM)

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

Item 25 postponed until January 19, 1999.

- 26. APPROVE PAYMENT OR TAKE OTHER APPROPRIATE ACTION ON CLAIM RECEIVED FROM CITY OF AUSTIN REGARDING DAMAGE TO WEST 10TH STREET. ¹ (4:04 PM) (5:51 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to deny the claim, and communicate with the City of Austin, as diplomatically as possible, that the Court is still of the opinion that the County does not owe this.

Motion carried:

County Judge Samuel T. Biscoe	-	yes
Precinct 1, Commissioner Ron Davis	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Todd Baxter	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

27. APPROVE QUANTUM MERUIT CLAIM FOR \$6,998.40 BY MAXIM TECHNOLOGIES, PAVEMENT CONDITION SURVEY CONTRACT; CONTRACT NO.PS9980012SG, (TNR) TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT. ¹ (4:04 PM) (5:51 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 27.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

28. MAKE, ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN MARY ELIZABETH HUMPHREY ET AL V. TRAVIS COUNTY ET AL, CAUSE NO. A95-CA-053-AA (FRASIER; WRONGFUL DEATH/CIVIL RIGHTS) ¹ (4:04 PM) (5:52 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to reject the settlement offer and counter in the amount of \$150,000.00.

Motion carried: County Judge Samuel T. Biscoe - yes
 Precinct 1, Commissioner Ron Davis - yes
 Precinct 2, Commissioner Karen Sonleitner - yes
 Precinct 3, Commissioner Todd Baxter - yes
 Precinct 4, Commissioner Margaret J. Gómez - yes

Item 28 to be reposted on January 12, 1999.

THE FOLLOWING ITEMS ARE ADDENDA:

A.1 DISCUSS TRAVIS COUNTY LEGISLATIVE AGENDA INCLUDING:

- A. LEGISLATIVE AGENDA FOR THE 1999 LEGISLATIVE SESSION, A MEETING WITH TRAVIS COUNTY LEGISLATIVE DELEGATION AND TAKE APPROPRIATE ACTION. (3:30 PM)**

Item A.1.A to be reposted on January 12, 1999.

- B. 1. DISCUSS THE NEED FOR A PERSONAL OR PROFESSIONAL SERVICES CONTRACT FOR OUTSIDE LEGISLATIVE REPRESENTATION AND TAKE APPROPRIATE ACTION. (3:32 PM)**
- 2. DISCUSS THE PROCUREMENT PROCESS FOR PERSONAL OR PROFESSIONAL SERVICES CONTRACT FOR OUTSIDE LEGISLATIVE REPRESENTATION AND TAKE APPROPRIATE ACTION. (3:38 PM)**

Clerk’s Note: Items A.1.A and A.1.B.1 and 2 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Carlotta Valdez, Compensation and Benefits Manager, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to exempt the procurement process from formal RFS policy.

- Motion carried:**
- County Judge Samuel T. Biscoe - yes
 - Precinct 1, Commissioner Ron Davis - yes
 - Precinct 2, Commissioner Karen Sonleitner - yes
 - Precinct 3, Commissioner Todd Baxter - yes
 - Precinct 4, Commissioner Margaret J. Gómez - yes

ITEM A.1 CONTINUED

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to instruct Staff to clarify whether the job will be for the Legislative session only, or for the regular and interim sessions. The immediate concern of the Court is for the regular session. Language can be inserted in case there is a need to extend for the interim.

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

A Clarification of the previous Motion was made by Judge Biscoe that part of the Motion was to circulate the job description, work with the Court, refine it, move on it, and make revisions if needed.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to adjourn the Voting Session. (5:52PM)

Motion carried: County Judge Samuel T. Biscoe - yes
Precinct 1, Commissioner Ron Davis - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Todd Baxter - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge