

MINUTES – JANUARY 19, 1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of January, 1999, the Commissioners' Court convened the regular Voting Session at 9:11 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Nuñez.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the Voting Session at 9:08 AM and recessed the voting session at 9:11 AM until 1:15 PM.

The Commissioners' Court recessed the Voting Session at 12:33 PM.

The Commissioners' Court reconvened as the Travis County Housing Finance Corporation (TCHFC) at 1:22 PM and adjourned the voting session at 1:32 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC), the Capital Health Facilities Development Corporation (CHFDC) and the Capital Industrial Development Corporation (CIDC) convened at 1:31 PM and adjourned the Voting Sessions at 1:32 PM.

The Commissioners' Court reconvened the Voting Session at 1:32 PM.

The Commissioners' Court retired to Executive Session at 4:39 PM.

The Commissioners' Court reconvened the Voting Session at 6:38 PM.

The Commissioners' Court adjourned the Voting Session at 6:51 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 6:51 PM and adjourned at 6:52 PM.

RESOLUTIONS & PROCLAMATIONS

1. APPROVE RESOLUTION PROCLAIMING JANUARY 23, 1999 AS VFW AUXILIARY DAY IN HONOR OF THE NATIONAL PRESIDENT AND ALL AUXILIARY MEMBERS WHO VOLUNTEER THEIR VALUABLE TIME, TALENTS, AND RESOURCES SO THAT THIS MIGHT BE A BETTER WORLD. (9:11 AM)

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 1.

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

CITIZENS COMMUNICATION

Members of the Court heard from: John Foreman, Producer “In your face campaign”. (9:12 AM)

CONSENT ITEMS

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, Transportation and Natural Resources (TNR).

2. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C14, (excluding C5, C9, and C10) and Items 9.A, 10, 16, 18, and 26. (9:17 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.

CONSENT ITEMS CONTINUED

- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR THE FOLLOWING VOTING SESSIONS: DECEMBER 15, 1998; DECEMBER 22, 1998; DECEMBER 29, 1998; DECEMBER 30, 1998; AND JANUARY 5, 1999.
- C4.** RATIFY THE PRINTING AND DISTRIBUTION OF OVER 7,000 NOTICES TO CURRENT COUNTY FEDERALLY QUALIFIED HEALTH CENTER (FQHC) CLINIC USERS, RELATED ADVISORY BOARD MEMBERS, AND OTHER INTERESTED COMMUNITY GROUPS TO INFORM THEM OF THE PLANNED MEETINGS REGARDING THE SETON HEALTH NETWORK PROPOSAL FOR THE HEALTH SERVICES.
- C5.** EXERCISE OPTION FOR CONTINUED MAINTENANCE ON JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK MANAGEMENT INFORMATION SYSTEM (MIS). (4:38 PM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the exercise option on Item C5.

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	-	absent

- C6.** APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 98T0110-RG, CAPP'S RENT-A-CAR, INC., LEASE OF VEHICLES; CONTRACT WAS APPROVED ON MARCH 17, 1998; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION.
- C7.** APPROVE CONTRACT FOR THE PROVISION OF PROJECT CARE SERVICES WITH SOUTHERN UNION GAS COMPANY.
- C8.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98T0065-OJ, BERGEN BRUNSWIG DRUG, PHARMACEUTICAL AND PHARMACEUTICAL SUPPLIES; CONTRACT APPROVED ON JANUARY 20, 1998; ALLOWING FOR A 12-MONTH EXTENSION.

CONSENT ITEMS CONTINUED

- C9.** APPROVE TWO LICENSE AGREEMENTS WITH FIRST RIVER PLACE RESERVE, LTD., FOR CART PATHS AND WATER LINE IN THE RIGHT-OF-WAY OF RIVER PLACE BLVD., IN PRECINCT TWO.
(9:17 AM) (3:19 PM)

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

Item C9 postponed until January 26, 1999.

- C10.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER PLACE GOLF COURSE (NO FISCAL REQUIRED - 156.372 ACRES - 7 LOTS - RIVER PLACE BLVD. - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE RIVER PLACE MUD. (9:17 AM) (3:19 PM)

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

Item C10 postponed until January 26, 1999.

- C11.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: COLLINWOOD SECTION II-B (FISCAL POSTED WITH TRAVIS COUNTY - 6.12 ACRES - 26 LOTS - AMBLEWOOD WAY - WASTEWATER SERVICE TO BE PROVIDED FOR BY CITY OF AUSTIN).
- C12.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN RIDGE AT STEEDS CROSSING SECTION ONE, A SUBDIVISION IN PRECINCT TWO.
- C13.** APPROVE A PUBLIC HEARING DATE OF FEBRUARY 9, 1999 TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 16 & 17, BLOCK 4M, FIRST RESUBDIVISION OF TRAVIS LANDING NO. 2 PHASE 5, IN PRECINCT THREE.
- C14.** APPROVE A PUBLIC HEARING DATE OF FEBRUARY 9, 1999 TO APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED PUBLIC ROAD OFF POOL CANYON ROAD EXTENDING NORTH AND LOOPING WEST TO LOT 40 TO BE KNOWN AS "POOL CANYON COVE" IN PRECINCT THREE.

ADMINISTRATIVE ITEMS

- 3. CONSIDER ITEMS REGARDING THE ISSUANCE OF THE COUNTY'S CERTIFICATES OF OBLIGATION, SERIES 1999 (LIMITED TAX), UNLIMITED TAX ROAD BONDS, SERIES 1998 AND PERMANENT IMPROVEMENT BONDS, SERIES 1999 (LIMITED TAX): (9:21 AM) (12:29 PM)
 - A. OPEN BIDS FOR THE TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1999 (LIMITED TAX), THE TRAVIS COUNTY, TEXAS, UNLIMITED TAX ROAD BONDS, SERIES 1999 AND THE TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 1999 (LIMITED TAX);. (10:24 AM) (12:29 PM)

Members of the Court heard from: Ladd Pattillo, Owner, D. Ladd Pattillo and Associates, Inc.; and Glen Opal, Bond Counsel, Vinson and Elkins.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to recess Item 3.A until later in this meeting when staff has had an opportunity verify the bids.

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 Davis to approve staff recommendations that the Court award the three as indicated.

Maker and Second accept the Friendly Amendment by staff to approve Items 3.B-H, and approve the adoption of the orders.

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

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	-	absent

Clerk’s Note: Items 3.A-H was further discussed at 3:27 PM with a request by Commissioner Gómez that the Commissioners’ Court record reflect a Corrected Vote on Items 3.B-H. The Commissioners’ Court record does reflect the Corrected Vote.

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. AWARD OF SALE OF THE TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1999 (LIMITED TAX), TO THE WINNING BIDDER; (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court’s action on this motion.

C. AWARD OF SALE OF THE TRAVIS COUNTY, TEXAS, UNLIMITED TAX ROAD BONDS, SERIES 1999, TO THE WINNING BIDDER; (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court’s action on this motion.

D. AWARD OF SALE OF THE TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 1999 (LIMITED TAX), TO THE WINNING BIDDER; (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court’s action on this motion.

E. APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF THE TRAVIS COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1999, (LIMITED TAX), IN THE AGGREGATE AMOUNT OF \$4,800,000; (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court’s action on this motion.

ITEM 3 CONTINUED

- F. APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF THE TRAVIS COUNTY, TEXAS UNLIMITED TAX ROAD BONDS, SERIES 1999, IN THE AGGREGATE AMOUNT OF \$12,805,000; AND (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court's action on this motion.

- G. APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF THE TRAVIS COUNTY, TEXAS, PERMANENT IMPROVEMENT BONDS, SERIES 1999 (LIMITED TAX), IN THE AGGREGATE AMOUNT OF \$ 25,005,000; (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court's action on this motion.

- H. AUTHORIZE COUNTY OFFICIALS TO TAKE SUCH ACTIONS, EXECUTE AND DELIVER SUCH DOCUMENTS AND PERFORM SUCH ACTS AS NECESSARY TO CARRY OUT THE ISSUANCE, SALE AND DELIVERY OF SUCH CERTIFICATES OF OBLIGATION AND BONDS. (12:29 PM)

Members of the Court agreed to consider for one Motion Items 3.A-H. Please refer to Item 3.A for a summary of the Court's action on this motion.

- 4. A. APPROVE ELIMINATION OF MORTGAGE CERTIFICATION AND IN-HOUSE DESIGNS OF PRIVATE SEWAGE FACILITY SERVICES AND PROCEDURES.
- B. APPROVE STAFFING CHANGES FOR ONSITE SEWAGE FACILITY PROGRAM. (3:19 PM)

Clerk's Note: Items 4.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; and Jessica Rio, Planning and Budget Analyst (PBO).

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to unfreeze one position unless there is objection from the Budget office.

A Clarification was made of the previous Motion by Judge Biscoe to approve Item 4.B to unfreeze one position and by general agreement the Court is posting Item 4.A for a public hearing on February 3, 1999 at 9:00 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

5. CONSIDER REQUESTS FOR VARIANCES TO TRAVIS COUNTY REGULATIONS FOR FLOOD PLAIN MANAGEMENT AND GUIDELINES AND PROCEDURES FOR DEVELOPMENT TO ALLOW THE PLACEMENT OF A STRUCTURE WITHIN DESIGNATED FLOODWAY. (9:23 AM) (10:30 AM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR; James Belcher, Resident of Timber Creek; Elbert Franks, Resident of Timber Creek; Wesley Rury, Resident of Timber Creek; Eric A. Anderson, Private Citizen; Eileen Walsh, Resident of Timber Creek; Edward D. Chandler, Resident of Timber Creek; Curtis A. Luke, Resident of Timber Creek; Rachel Arevalo, Resident of Timber Creek; Tony Ortega, Resident of Timber Creek; Roger Lisino, Resident of Timber Creek; Harton Siegal, Private Citizen; Juanita Villareal, Resident of Timber Creek; Jeanette Stark, Resident of Timber Creek; Curtis Luke Sr., Resident of Timber Creek; Alex Jones, Private Citizen; Joe Moran, Resident of Timber Creek; unknown female; unknown male; unknown female; and Joe Gieselman, Executive Manager, TNR.

Discussion Only.

Item 5 to be reposted on February 11, 1999 at 6pm.

6. ADOPT STEPS AND SOLICIT NAME RECOMMENDATIONS FROM PUBLIC FOR NEW SHERIFF'S DEPARTMENT SUBSTATION AT GORE SITE ON BURLISON MANOR ROAD IN EASTERN TRAVIS COUNTY, PURSUANT TO TRAVIS COUNTY POLICY 1.020. (3:28 PM)

Item 6 to be postponed January 26, 1999.

7.
 - A. DISCUSS ISSUES IDENTIFIED IN THE FIRST ANNUAL REPORT ON THE COMMUNITY JUSTICE CENTER AND RELATED ITEMS AND TAKE APPROPRIATE ACTION. (3:17 PM)
 - B. APPROVE ADVISORY COMMITTEE CHARTER.
 - C. APPOINT NEW MEMBERS AND DISCUSS RECOMMENDATIONS FOR THE OTHER VACANCIES.

Items 7.A, B, and C postponed until January 26, 1999.

8. APPROVE FIRST AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN TO FUND AND ADMINISTER SOCIAL SERVICES CONTRACTS FOR THE PERIOD OF JANUARY 1, 1999 THROUGH DECEMBER 31, 1999. (3:28 PM)

Members of the Court heard from: Diane Harrison, Manager, Austin-Travis County Health and Human Services Department (HHSD), Contract Management Unit.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 8.

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

9. APPROVE TWO (2) CONTRACTS TO PURCHASE HEALTH AND HUMAN SERVICES FOR A TOTAL AMOUNT OF \$145,000. (\$0 TRAVIS COUNTY, \$145,000 CITY OF AUSTIN) FROM THE FOLLOWING AGENCIES:

A. TRAVIS COUNTY CHILDRENS' ADVOCACY CENTER (9:17 AM)

Item 9.A added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

B. AUSTIN COMMUNITY GARDENS (9:21 AM) (3:17 PM)

Item 9.B postponed until January 26, 1999.

10. APPROVE INTERLOCAL AGREEMENT FOR EMERGENCY MEDICAL SERVICES AND HELICOPTER SERVICES WITH CITY OF LAKEWAY. (9:17 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

11. DISCUSS AND APPROVE THE SPACE PROGRAM FOR USE IN SELECTING A LEASE LOCATION AND DESIGNING THE TENANT FINISH FOR THE COMMUNITY SUPERVISION & CORRECTIONS DEPARTMENT EAST. (3:30 PM)

Members of the Court heard from: Belinda Poppa, Capital Planning Coordinator, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Baxter 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. DISCUSS, APPROVE OR TAKE ANY ACTION REGARDING PLANNING AND CONSTRUCTION OPTIONS AT 2201 POST ROAD, INCLUDING: (1) THE PREPARATION OF MODIFICATION NO. 1 OF CONTRACT NO. 98K0722-JG WITH FAR WEST CONSTRUCTION FOR CONSTRUCTION SERVICES; (2) IF NECESSARY, THE MODIFICATION OF THE ARCHITECT/ENGINEER SERVICES AGREEMENT WITH SUSMAN TISDAY GAYLE THROUGH THE LEASE WITH LEGAL AID OF CENTRAL TEXAS; (3) THE PREPARATION AND AUTHORIZATION OF BUDGET TRANSFERS; AND (4) THE AUTHORIZATION FOR THE COUNTY JUDGE TO SIGN THE CORRESPONDING CONTRACT DOCUMENTS. (3:38 PM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Leslie Strickland, Project Manager, Facilities Management; Cyd Grimes, Travis County Purchasing Agent; James Gonzalez, Construction Procurement Specialist, Purchasing; and Dinah Dinwiddie, Executive Manager, JPS.

Motion by Judge Biscoe **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. REVISED ITEM: **A.** APPROVE QUANTUM MERUIT CLAIM IN THE AMOUNT OF \$11,292.00, FROM DIVERSIFIED INTELLIGENCE SERVICES, LLC. FOR WORK COMPLETED AT THE EXPOSITION CENTER. (3:56 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Kevin Bailey, Director, Facilities Management; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; and James Gonzalez, Construction Procurement Specialist, Purchasing.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the Quantum Meruit claim in the stated amount and direct that it be taken from the Exposition reserve, and approve the budget adjustments and transfers that are posted.

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

- B.** REVISED: APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS980218-JG, ANNUAL INSPECTION SURVEY, TO DIVERSIFIED INTELLIGENCE SERVICES, L.L.C; CONTRACT APPROVED ON JULY 28, 1998; MODIFICATION ALLOWS FOR EXPOSITION CENTER BUILDINGS TO BE ADDED AT A COST OF \$4,598.00. (4:00 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 13.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

14. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS960016LH, YOUTH ADVOCATE PROGRAMS, INC., FOR PROVISION OF MENTOR SERVICES FOR JUVENILE OFFENDERS UNDER SUPERVISION OF TRAVIS COUNTY JUVENILE COURT; MODIFICATION EXTENDS THE PERIOD OF SERVICE FOR AN ADDITIONAL YEAR, NOVEMBER 1, 1998 THROUGH OCTOBER 31, 1999; ORIGINAL CONTRACT WAS APPROVED ON OCTOBER 31, 1995. (4:01 PM)

Members of the Court heard from: Dobbs Rogers, Director, Juvenile Court Administrative Services.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe 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 NO. 1 TO CONTRACT NO. PS980124LH, CAMELOT CARE CENTERS, INC., FOR PROVISION OF IN-HOME FAMILY COUNSELING SERVICES FOR JUVENILE OFFENDERS UNDER SUPERVISION OF TRAVIS COUNTY JUVENILE COURT; MODIFICATION EXTENDS THE PERIOD OF SERVICE FOR AN ADDITIONAL YEAR, SEPTEMBER 1, 1998 THROUGH AUGUST 31, 1999; ORIGINAL CONTRACT WAS APPROVED ON JUNE 30, 1998. (4:06 PM)

Members of the Court heard from: Dobbs Rogers, Director, Juvenile Court Administrative Services.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner 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 PROVISION OF HEAVY EQUIPMENT, IFB# B990015-MG, TO THE SOLE QUALIFIED BIDDER, LONGHORN INTERNATIONAL EQUIPMENT, INC. IN THE AMOUNT OF \$191,266.00. (9:17 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

17. APPROVE PURCHASE OF SOFTWARE FROM DEPARTMENT OF INFORMATION RESOURCES (D.I.R.) IN THE (ESTIMATED) AMOUNT OF \$170,281.00. (4:07 PM)

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

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

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

18. REVIEW AND APPROVE INTERLOCAL COOPERATION AGREEMENT WITH LAGO VISTA INDEPENDENT SCHOOL DISTRICT, TO PROVIDE CANINE CONTRABAND DETECTION SERVICES. (9:17 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

19. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: REPLAT OF LOTS 82,83,84,88,89 AND 90, WESTMINSTER GLEN PHASE 1E (TRUST DEEDS POSTED WITH TRAVIS COUNTY - 6 LOTS - 10.118 ACRES - NARROW RIDGE DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICES. (1:32 PM) (4:33 PM) (6:39 PM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR; Peg Sanga, Resident of River Place; Frank Beck, Resident of River Place; Gordon Bowman, Assistant County Attorney, Transactions Division; Tom McDonald, Resident of River Place; Sam Bowkirk, Resident of River Place; Carla McCaffrey, Resident of River Place; Don Smith, Fire Chief, Travis County Fire Control; Terry Cook, Resident of River Place; Kevin Mac Donald, President, ESD #4; Daniel Dow, Resident of River Place; Phyllis Claire, Lieutenant, Travis County Sheriff's Office (TCSO); Amelia Lopez Phelps Representative of the applicant; Jim Dias, Legal Counsel for the applicant; Marla Bird, Representative of Westminster Glen; and Ed Lindy, Resident of Glen Lake.

Judge Biscoe announced that Item 19 would be considered in Executive Session.

Item 19 to be reposted on January 26, 1999.

20. DISCUSS TRAVIS COUNTY LEGISLATIVE AGENDA INCLUDING (4:16 PM)
- A. LEGISLATIVE AGENDA FOR THE 1999 LEGISLATIVE SESSION, A MEETING WITH TRAVIS COUNTY LEGISLATIVE DELEGATION AND TAKE APPROPRIATE ACTION.
 - B. (1) DISCUSS THE NEED FOR A PERSONAL OR PROFESSIONAL SERVICES CONTRACT FOR OUTSIDE LEGISLATIVE REPRESENTATION AND TAKE APPROPRIATE ACTION.
 - (2) DISCUSS THE PROCUREMENT PROCESS FOR PERSONAL OR PROFESSIONAL SERVICES CONTRACT FOR OUTSIDE LEGISLATIVE REPRESENTATION AND TAKE APPROPRIATE ACTION.

Clerk's Note: Items 20.A, B.1, and B.2 are associated with one another and were called for concurrent discussion.

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

Items 20.A, B.1, and B.2 to be reposted January 26, 1999.

21. MAKE CITIZENS APPOINTMENTS TO VARIOUS BOARDS AND COMMITTEES. (4:18 PM)

Item 21 to be reposted for January 26, 1999.

22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (4:21 PM)

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 22.

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

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

- A. APPROVE GRANT APPLICATION TO U.S. FISH & WILDLIFE SERVICE (USFWS) THROUGH THE TEXAS PARKS AND WILDLIFE DEPARTMENT (TPWD) FOR LAND ACQUISITION FOR THE BALCONES CANYONLANDS PRESERVE. (4:31 PM)

Members of the Court heard from: Charles Bergh, Division Manager, TNR.

Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve Item 23.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

24. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (4:22 PM)

A. (1) FACILITIES MANAGEMENT - SETTLE

(2) MARK MCMILLAN - SETTLE

B. VEENA GHAI - SETTLE

C. TRESIA GARCIA - DENY

D. TERRELL ROBISON - SETTLE

Members of the Court heard from: Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); John Carr, Division Manager, Maintenance and Repair, Facilities Management.

Motion by Judge Biscoe and seconded by Commissioner Baxter to approve staff recommendations on Items 24 A-D.

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

25. APPROVE PERSONNEL AMENDMENTS. (3:18 PM) (4:29 PM)

Clerk's Note: Item 25 related to policy and transfer of employees is to be postponed until January 26, 1999.

Members of the Court heard from: Norman McRee, Lead Personnel Analyst, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the Item 25.

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

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:17 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

27. APPROVE ISSUANCE OF \$16,280,000 TRAVIS COUNTY HOUSING FINANCE CORPORATION SINGLE FAMILY MORTGAGE REVENUE REFUNDING BONDS (GNMA MORTGAGE-BACKED SECURITIES PROGRAM) SERIES 1999A BY TRAVIS COUNTY HOUSING FINANCE CORPORATION. (4:30 PM)

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

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

- 28.** 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). ¹ (4:33 PM) (6:39 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to grant the request of former Travis County Sheriff Terry Keel for legal representation by the Travis County Attorney’s Office for those claims arising from actions taken by Keel during his term as the Travis County Sheriff in the cause action of Maurice Cook vs Terry Keel et al.

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 - absent

- 29.** CONSIDER STAFF RECOMMENDATIONS OF WHETHER TO SELL A 1/2 ACRE PORTION OF PFENNIG LANE RIGHT-OF-WAY TO MR. L.W. PARKER, AND TAKE APPROPRIATE ACTION. ^{1 & 2} (4:33 PM) (6:40 PM)

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

Members of the Court heard from: Mr. Parker, Private Citizen; Gordon Bowman, Assistant County Attorney, Transactions Division.

Discussion Only.

30. APPROVE LAND PURCHASE CONTRACT WITH THE TRUST FOR PUBLIC LAND, (TPL) FOR VISTA POINT, PHASE 1. ² (4:33 PM) (6:48 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe that the land purchase agreement be exempted from the purchasing act pursuant to local government code section 262.024 A6, that the land purchase agreement be approved, that Commissioner Sonleitner be authorized to act as the Court's agent for all matters pertaining to the closing of this land purchase, including, but not limited to, objecting and or waiving defects in the title commitment and or environmental site assessment, and that the following Item be posted on the January 26, 1999 regular agenda, to discuss the status of the land purchase agreement for Vista Point, Phase 1, approve amendments and or take appropriate action.

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	-	abstain
Precinct 4, Commissioner Margaret J. Gómez	-	absent

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: JUDY PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY KONE, INC. F/K/A MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY; (PAINTER; BISCOE; TX TORT CLAIMS ACT, PERSONAL INJURY) ¹ (4:33 PM) (6:50 PM)

Judge Biscoe announced that Item 31 would be considered in Executive Session.

Item 31 to be reposted on January 26, 1999.

Clerk's Note: A vote pertaining to Item 31 was made on Item 34.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: WENDY DAWN RAMIREZ V. TRAVIS COUNTY, TEXAS, AND DIANE MOORE HAGAN; (RAMIREZ; ELFANT; TX TORT CLAIMS ACT, PERSONAL INJURY) ¹ (4:33 PM) (6:50 PM)

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

Item 32 to be reposted on January 26, 1999.

33. ADDED ITEM: RECEIVE UPDATE FROM THE COUNTY ATTORNEY'S OFFICE ON STATUS OF CONSTRUCTION OF THE CRIMINAL JUSTICE CENTER BY M.W. BUILDERS, INC. AND TAKE APPROPRIATE ACTION. ¹ (4:33 PM) (6:50 PM)

Judge Biscoe announced that Item 33 would be considered in Executive Session.

Item 33 to be reposted on January 26, 1999.

34. ADDED ITEM: RECEIVE BRIEFING FROM COUNTY ATTORNEY ON RESULTS OF MEDIATION IN PHILLIPS, ET AL V. MONTGOMERY ELEVATOR, ET AL, AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER-OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE SUBROGATION LIEN RECOVERY WITH REGARD TO THIS CAUSE OF ACTION. ¹ (4:33 PM) (6:50 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to direct counsel to counter the counteroffer at 35% for the County, and share no expenses instead of the 40% reduction.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to accept the mediation offer of \$20,000.00 to resolve Item 31.

Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Davis.

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	-	absent

THE FOLLOWING IS AN ADDENDUM:

- A.1 REVIEW AND DISCUSS DRAFT OF THE ONSITE SEWAGE FACILITIES RULES AND TAKE APPROPRIATE ACTION. (9:22 AM) (4:33 PM) (6:38 PM)

Judge Biscoe announced that Item A.1 would be considered in Executive Session.

Item A.1 to be reposted on January 26, 1999.

ADJOURNMENT

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to adjourn the Voting Session. (6:51 PM)

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 - absent

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge