

MINUTES – FEBRUARY 1, 2000

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 1st day of February, 2000, the Commissioners' Court convened the regular Voting Session at 9:16 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 Velasquez.

The Commissioners' Court recessed the Voting Session at 11:52 AM.

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 1:36 PM and adjourned at 1:36 PM.

The Commissioners' Court, meeting as the Southwest Travis County Road District No. 1 Board of Directors, (SWTCRD), convened the SWTCRD #1 Voting Session at 1:37 PM and adjourned at 1:37 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:37 PM and adjourned the Voting Session at 1:58 PM.

The Commissioners' Court reconvened the Voting Session at 1:58 PM.

The Commissioners' Court retired to Executive Session at 2:00 PM.

The Commissioners' Court reconvened the Voting Session at 3:21 PM.

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

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO APPROVE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 29 & 30 AND LOTS 30 & 31, AUSTIN LAKE ESTATES SECTION TWO & THREE, IN PRECINCT THREE. (9:16 AM)

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to open the Public Hearing.

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 Baxter **and seconded by** Commissioner Gómez to close the Public Hearing.

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: The Action Item for Item 1 is Item C10.

CITIZENS COMMUNICATION

Clerk’s Note: There were no speakers during Citizens Communication. (9:18 AM)

CONSENT ITEMS

Members of the Court heard from: Tom Nuckols, Assistant County Attorney.

- 2. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C10 and Items 5, 6, 10, 11, 16, 18, 19, 20, 21, 22, 23.A-G, 25, 26.A & B, 30, 31, and A.4. (9:18 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 COMMISSIONERS’ COURT MINUTES FOR VOTING SESSIONS OF JANUARY 11 AND JANUARY 18, 2000.
- C4.** APPOINT CATHY CONEWAY TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #9 BOARD (WESTLAKE), TERM EFFECTIVE UNTIL DECEMBER 31, 2001.
- C5.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: AAA FACILITIES (3 LOTS - 8.686 ACRES - FM 2304 - NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).
- C6.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: SPRINGFIELD PHASE “C” (220 LOTS - 55.907 ACRES - ALUM ROCK - FISCAL POSTED WITH CITY OF AUSTIN - SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).
- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: THE PARKE AT ANDERSON MILL - (FISCAL POSTED WITH THE CITY OF AUSTIN - 80 LOTS TOTAL, 8 LOTS IN TRAVIS COUNTY - 34.39 ACRES - ANDERSON MILL ROAD - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE ANDERSON MILL MUD).

CONSENT ITEMS CONTINUED

- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIDGETOP ACRES - (FISCAL POSTED WITH TRAVIS COUNTY - 9 LOTS TOTAL - 12.779 ACRES - ROUND MOUNTAIN ROAD - WASTEWATER SERVICE TO BE PROVIDED FOR ONSITE SEWAGE).
- C9.** APPROVE A PUBLIC HEARING DATE OF FEBRUARY 22, 2000 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG THE BACK OF LOT 24 BLOCK 2 YAUPON TERRACE SECTION 1 AND A 7.5' PUBLIC UTILITY EASEMENT, ALONG THE COMMON LOT LINE WITH AFOREMENTIONED LOT 24, ON LOT 2 BLOCK 2 YAUPON TERRACE SECTION 2, IN PRECINCT TWO.
- C10.** APPROVE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 29 & 30 AND LOTS 30 & 31, AUSTIN LAKE ESTATES SECTION TWO & THREE, PRECINCT 3.

Clerk's Note: Item C10 is the Action Item for Item 1.

- 3.** RECEIVE BRIEFING REGARDING THE PROHIBITION OF OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:24 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Emergency Services, Justice and Public Safety (JPS); Richard Gaston, Travis County Fire Marshall; and Jim Connolly, Assistant County Attorney.

Clerk's Note: Items 3 and 4 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 3 and 4.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to lift the prohibition against the outdoor burning in the unincorporated areas of Travis 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

- 4.** RECEIVE BRIEFING CONCERNING ORDER PROHIBITING SALE OR USE OF RESTRICTED FIREWORKS IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:24 AM)

Clerk's Note: Items 3 and 4 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 3 and 4. Please refer to Item 3 for a summary of the Court's action on this Motion.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 5.** CONSIDER APPROVAL OF QUITCLAIM DEED OF 50' OF RIGHT-OF-WAY LOCATED AT RALPH ABLANEDO DRIVE WITHIN AUSTIN CITY LIMITS IN PRECINCT FOUR TO MR. VERNON WATTINGER, AND TAKE APPROPRIATE ACTION. (9:18 AM)

Item 5 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 6.** ADOPT INTERLOCAL AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AND THE CITY OF AUSTIN FOR THE INSTALLATION AND MAINTENANCE OF TRAFFIC SIGNALS ON LOOP 360. (9:18 AM)

Item 6 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

7. CONSIDER STATE HIGHWAY 130 DRAFT ENVIRONMENTAL IMPACT STATEMENT AND TAKE APPROPRIATE ACTION. (9:23 AM) (3:25 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; David Copp, Turnpike Authority; and Phillip Russell, Turnpike Authority.

Motion by Judge Biscoe and seconded by Commissioner Davis to formally communicate the Commissioners’ Court’s position in favor of the Eastern alignment; second, that the Court indicate that the Court’s current position, notwithstanding the recommendation of the draft environmental impact study, is that the eastern alignment is better than the western alignment.

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	present but not voting
Precinct 4, Commissioner Margaret J. Gómez	yes

8. A. APPROVE CASH SECURITY AGREEMENT WITH WINDING TRAILS, INC., FOR EXTERNAL STREET SIDEWALK FISCAL ONLY, FOR THE SUBDIVISION WINDING TRAILS PHASE 2, IN PRECINCT ONE. (9:30 AM)
- B. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN WINDING TRAILS PHASE TWO, A SUBDIVISION IN PRECINCT ONE.

Clerk’s Note: Items 8.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 Davis and seconded by Commissioner Sonleitner to approve Items 8.A and 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

- 9. A. APPROVE CASH SECURITY AGREEMENT FOR OVERLOOK AT LEWIS MOUNTAIN SECTION 2, A SUBDIVISION IN PRECINCT THREE. (9:33 AM)
- B. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: OVERLOOK AT LEWIS MOUNTAIN SECTION 2 (27 LOTS - 47.439 ACRES - BLAZYK DRIVE - FISCAL POSTED WITH THE CITY OF AUSTIN - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY.

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: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve Items 9.A and 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

- 10. APPROVE EXTENSION OF CHASE BANK LETTERS OF CREDIT NO. A-434568 IN THE AMOUNT OF \$258,000 AND NO. A-434605 IN THE AMOUNT OF \$52,000 POSTED IN CONNECTION WITH GREAT HILLS PHASE III SUBDIVISION, AND TAKE APPROPRIATE ACTION. (9:18 AM)

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

- 11. APPROVE SCOPE OF WORK REQUESTED BY THE CITY OF LAKEWAY TO CRACKSEAL SELECTED CITY OF LAKEWAY STREETS, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT. (9:18 AM)

Item 11 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 12. APPROVE TRANSFER OF \$30,000 FROM CO’s SAVINGS OF \$68,000 FROM PAST PRECINCT ONE BRIDGE REPLACEMENT PROJECTS FOR THE REPLACEMENT OF CAMERON ROAD BRIDGE #233 IN PRECINCT ONE PROJECT CONTINGENCY. (9:34 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Jessica Rio, Planning and Budget Analyst, Planning and Budget Office (PBO).

Motion by Commissioner Davis **and seconded by** Judge Biscoe 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. CONSIDER APPROVING INTERLOCAL AGREEMENT WITH CITY OF PFLUGERVILLE TO FACILITATE THE USAGE OF FISCAL AND THE CONSTRUCTION OF IMPROVEMENTS TO THE INTERSECTION OF SCHULTZ LANE AT EAST PFLUGERVILLE LOOP LOCATED IN PRECINCT TWO, AND TAKE APPROPRIATE ACTION. (9:40 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 13 in its entirety.

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

ADMINISTRATIVE OPERATIONS ITEMS

- 14. RECEIVE BRIEFING ON RESULTS OF TRAVIS COUNTY’S Y2K PREPAREDNESS PROGRAM. (9:43 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Pete Baldwin, Emergency Management Coordinator, Emergency Services, JPS.

Discussion Only.

- 15. A. DISCUSS TRAVIS COUNTY CODE, CHAPTER 10, SECTION 10.042 - LEAVE WITHOUT PAY, AND SECTION 10.038 - FAMILY MEDICAL LEAVE ACT (FMLA) AS THESE SECTIONS PERTAIN TO THE SHORT TERM DISABILITY BENEFIT. (9:59 AM)
- B. **REVISED WORDING:** AMEND TRAVIS COUNTY CODE, CHAPTER 10, BY ADDING SECTION 10.0375, SHORT TERM DISABILITY STATUS.
- C. APPROVE EXTENSION OF THE OPEN ENROLLMENT PERIOD FOR SHORT TERM DISABILITY TO FEBRUARY 11, 2000, DUE TO EMPLOYEES' REQUEST FOR CLARIFICATION RELATED TO THE ABOVE PROPOSED POLICY REVISION.

Clerk's Note: Items 15.A, B, and C are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Linda Moore Smith, Director, Human Resources Management Department (HRMD); Barbara Wilson, Assistant County Attorney; Norman McRee, Budget/Process Improvement Analyst, HRMD; Susan Spataro, Travis County Auditor; Cynthia Wise Galvan, Lead Personnel Analyst, HRMD; Dan Mansour, Risk Manager, HRMD; Alicia Perez, Executive Manager, Administrative Operations; and Charles Vaughn, Chief Assistant Auditor, Travis County Auditor's Office.

Motion by Commissioner Gómez to retain the policy as is, and it means that employees still have an opportunity to request of their department head to be put on a half time basis for leave only.

A Clarification of the previous Motion was made by Commissioner Sonleitner to allow employees to be able to opt out.

Withdrawal of the previous Motion by Commissioner Gómez.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to extend the enrollment deadline to 5:00 February 2, 2000.

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 PERSONNEL AMENDMENTS. (9:18 AM)

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

HEALTH AND HUMAN SERVICES ITEMS

17. A. APPOINT CALVIN FINCH AS INDEPENDENT MONITOR OF TRAVIS COUNTY SCHOOL LAND LOCATED IN THROCKMORTON COUNTY AS REQUIRED IN THE INDEPENDENT MONITOR AGREEMENT BETWEEN TRAVIS COUNTY AND SPADE RANCHES, LTD. (11:11 AM)

B. RECEIVE REPORT ON MONITORING VISIT OF TRAVIS COUNTY SCHOOL LAND LOCATED IN THROCKMORTON COUNTY.

Clerk’s Note: Items 17.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans’ Services (TCHHS&VS); Dr. Calvin Finch, Director, Agriculture Extension Service, Travis County Health and Human Services (TCHHS); and Tamara Armstrong, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to make the appointment.

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

PURCHASING DEPARTMENT ITEMS

18. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. PS990229-MB, NEIGHBORHOOD IMPACT STUDY, VOORHIS/ROBERTSON JUSTICE SERVICES, INC.; MODIFICATION EXTENDS THE CONTRACT FOR FOUR (4) MONTHS AT NO ADDITIONAL COST. (9:18 AM)

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

- 19.** APPROVE CONTRACT AWARD FOR THE REHABILITATION OF THE TRAVIS COUNTY ADMINISTRATION BUILDING (STOKES BUILDING), SOLICITATION NO. B000702-JG, TO THE LOW QUALIFIED BIDDER, ONE STATE CONTRACTORS, INC. (9:18 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20.** APPROVE CONTRACT AWARD FOR TWO-WAY/WIRELESS SUPPLIES, ACCESSORIES AND INFRASTRUCTURE PRODUCTS, IFB# B000017-JP, TO THE LOW, QUALIFIED BIDDER, TESSCO INCORPORATED. (9:18 AM)

Item 20 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21.** APPROVE CONTRACT AWARD FOR THE PROVISION OF EROSION CONTROL MATERIALS, IFB B000012-DM, TO THE LOW, QUALIFIED BIDDER, AFS ENVIRONMENTAL, INC. (9:18 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 22.** APPROVE A 12-MONTH EXTENSION TO CONTRACTS NO. 99T0106-MG AND 99T0107-MG, COOPER EQUIPMENT COMPANY AND MAGNUM CUSTOM TRAILER, RESPECTIVELY, FOR HEAVY DUTY ROAD MACHINERY OEM PARTS/MAINTENANCE; CONTRACTS APPROVED ON MARCH 16, 1999. (9:18 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23.** APPROVE 12-MONTH EXTENSIONS TO CONTRACTS FOR HEAVY DUTY ROAD MACHINERY OEM PARTS/MAINTENANCE; CONTRACTS APPROVED ON MARCH 9, 1999, FOR THE FOLLOWING: (9:18 AM)
- A.** ROMCO EQUIPMENT COMPANY, NO. 99T0099-MG.
 - B.** VERMEER EQUIPMENT OF TEXAS, INC., NO. 99T0100-MG.
 - C.** WATSON DISTRIBUTION COMPANY, INC., NO. 99T0101-MG.
 - D.** LONGHORN INTERNATIONAL EQUIPMENT, NO. 99T0102-MG.
 - E.** LACAL EQUIPMENT COMPANY, NO. 99T0103-MG.
 - F.** CLOSNER EQUIPMENT COMPANY, INC., NO. 99T0104-MG.
 - G.** ANDERSON MACHINERY COMPANY, NO. 99T0105-MG.

Items 23.A, B, C, D, E, F, and G added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

- 24.** REVIEW AND TAKE ACTION TO AUTHORIZE THE PUBLICATION OF THE PRELIMINARY OFFICIAL STATEMENT IN CONNECTION WITH THE SALE OF SERIES 2000 TRAVIS COUNTY ROAD BONDS, PERMANENT IMPROVEMENT BONDS, AND CERTIFICATES OF OBLIGATION. (11:28 AM)

Members of the Court heard from: Ladd Pattillo, Financial Advisor, D. Ladd Pattillo & Associates.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the official statement and ask the Financial Advisor to put it in final form, and to also approve the publication of it.

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 BUDGET AMENDMENTS AND TRANSFERS. (9:18 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

26. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:18 AM) (11:35 AM)

A. APPROVE GRANT CONTRACT FOR PROJECT SPOTLIGHT-SUPPLEMENTAL GRANT FOR JUVENILE COURT.

B. APPROVE GRANT CONTRACT FOR FAMILY EMPOWERMENT PROJECT FOR CIVIL COURTS.

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

Motion by Judge Biscoe and seconded by Commissioner Davis to reconsider Item 26.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

Motion by Judge Biscoe and seconded by Commissioner Gómez to incorporate the changes into the contract.

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

OTHER ITEMS

27. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (11:36 AM) (1:59 PM) (3:21 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and John Hille, Assistant County Attorney.

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

Motion by Judge Biscoe and seconded by Commissioner Davis that the Court ask the County Attorney to give the Auditor’s Office a written opinion confirming the legality of advanced payment under what circumstances, and to address any other legal questions or concerns that the Auditor may have.

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. A. APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACE AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES FOR THE MARCH 14, 2000 TRAVIS COUNTY DEMOCRATIC AND REPUBLICAN PRIMARY ELECTIONS. (11:36 AM)

B. DISCUSS OTHER ISSUES RELATED TO CONDUCT OF THE MARCH 14, 2000 PRIMARY ELECTIONS.

Clerk’s Note: Items 28.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Richard Geppert, Elections Specialist, Travis County Clerk’s Office.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve these listed locations.

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: Judge Biscoe announced that Commissioner Gómez was temporarily off the dais and requested that the record show her voting in favor of Items 28.A and B.

29. AUTHORIZE COUNTY JUDGE SAMUEL T. BISCOE TO SIGN A VARIANCE REQUEST FROM THE SHERIFF’S OFFICE TO THE TEXAS COMMISSION ON JAIL STANDARDS RELATED TO FLOOR DRAINS. (11:48 AM)

Members of the Court heard from: David Balagia, Major, Travis County Sheriff’s Office (TCSO); and Dan Richards, Chief Deputy, TCSO.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 29.

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: Judge Biscoe announced that Commissioner Gómez and Commissioner Davis were temporarily off the dais and requested that the record show them voting in favor of Item 29.

- 30.** APPROVE MAIL OUT TO APPROXIMATELY 1,550 REGISTERED VOTERS IN TRAVIS COUNTY FOR THE RECRUITMENT OF ELECTION NIGHT WORKERS FOR THE MARCH 14, 2000 PRIMARY ELECTION AND APRIL 11, 2000 RUNOFF ELECTION AS APPLICABLE. (9:18 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:18 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- A.1** AUTHORIZE COUNTY ATTORNEY TO CONDUCT MEDIATION AND APPOINT COMMISSIONERS' COURT REPRESENTATIVE FOR MEDIATION AND/OR TAKE APPROPRIATE ACTION IN PELZEL AND ASSOCIATES, INC. V. TRAVIS COUNTY. ¹ (11:50 AM)

Item A.1 postponed until February 8, 2000.

- A.2** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OR LETECIA MORENO V. TRAVIS COUNTY. ¹ AND ³ (11:50 AM)

Item A.2 postponed until February 8, 2000.

- A.3** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OR GREGORY ESTEPP V. TRAVIS COUNTY, ET AL. ¹ AND ³ (2:00 PM) (3:24 PM)

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

No action taken on Item A.3.

- A.4** APPROVE CONTRACT MODIFICATION NO. 7 TO CONTRACT NO. PS970359JJ, CARTER & BURGESS, INC. PROFESSIONAL ENGINEERING SERVICES FOR THE HOWARD LANE RECONSTRUCTION PROJECT; CONTRACT APPROVED ON DECEMBER 9, 1997. (9:18 AM)

Item A.4 added to Consent Items. Please refer to Agenda Item 2 (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

Note 4 - Gov't Code Ann 551.076, Security

- 32. A.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY'S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹
(2:00 PM)
- B.** RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹

Clerk's Note: Items 32.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 32.A and B would be considered in Executive Session.

No action was taken on Items 32.A and B.

- 33. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LEANDER INDEPENDENT SCHOOL DISTRICT AND TRAVIS COUNTY V. JT. MUEGE AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (3:22 PM)

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

Clerk’s Note: Items 33 and 34 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 33 and 34.

Motion by Judge Biscoe and seconded by Commissioner Gómez that the County Judge be authorized to sign, on behalf of the Commissioners’ Court, the deeds prepared by the County Attorney’s Office.

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

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LEANDER INDEPENDENT SCHOOL DISTRICT AND TRAVIS COUNTY V. MARY L. ROGERS AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (3:22 PM)

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

Clerk’s Note: Items 33 and 34 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 33 and 34. Please refer to Item 33 for a summary of the Court’s action on this Motion.

- 35. RECEIVE BRIEFING AND/OR AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN LORENZO LEWIS V. LAURA DAVENPORT, ET AL. (FRASIER § 1983; EXCESSIVE FORCE). ¹ (11:50 AM)

Item 35 postponed until February 8, 2000.

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER APPOINTING A REPRESENTATIVE FROM COMMISSIONERS’ COURT WITH FULL SETTLEMENT AUTHORITY TO ATTEND MEDIATED SETTLEMENT PROCEEDINGS AND/OR AUTHORIZE COUNTY ATTORNEY TO ATTEND COURT ORDERED MEDIATION PROCEEDINGS, AND/OR TAKE OTHER APPROPRIATE ACTION IN SYLVIA ESTRADA V. BRADLEY HAGEN, DDS AND TRAVIS COUNTY; CAUSE NO. A-99-CA-718-JN (FRASIER; CIVIL RIGHTS). ¹ (11:51 AM)

Item 36 postponed until February 8, 2000.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER APPOINTING A REPRESENTATIVE FROM COMMISSIONERS COURT WITH FULL SETTLEMENT AUTHORITY TO ATTEND MEDIATED SETTLEMENT PROCEEDINGS AND/OR AUTHORIZE COUNTY ATTORNEY TO ATTEND COURT ORDERED MEDIATION PROCEEDINGS, AND/OR TAKE OTHER APPROPRIATE ACTION IN TERRI LYNN GUSLER V. BRADLEY HAGEN, DDS AND TRAVIS COUNTY; CAUSE NO. A-99-CA-680-SHC (FRASIER; CIVIL RIGHTS). ¹ (11:51 AM)

Item 37 postponed until February 8, 2000.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER A SETTLEMENT OFFER IN STATE OF TEXAS V. A.A.R.A.L. CORPORATION, CAUSE NO. 2327, STATE HIGHWAY 45 SOUTH, PROJECT #97B06-21-3CA, PARCEL NO. 9; A.A.R.A.L. CORPORATION, AND TRAVIS COUNTY, TEXAS (CONDEMNATION CASE). ¹ (2:00 PM) (3:23 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to reject A.A.R.A.L.’s counteroffer, and counteroffer from the court for \$300,000.00

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

- 39.** RECEIVE BRIEFING AND/OR LEGAL ADVICE FROM COUNTY ATTORNEY RE: WAIVER OF CONFLICT OF INTEREST FOR VINSON & ELKINS REPRESENTATION OF SHELL OIL COMPANY IN POSSIBLE POLYBUTYLENE PIPE LITIGATION AND TAKE APPROPRIATE ACTION. ¹ (2:00 PM) (3:23 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 39.

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

ADJOURNMENT

Motion by Commissioner Davis and seconded by Judge Biscoe to adjourn the Voting Session. (5:47 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	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge