

## **MINUTES – MARCH 23, 1999**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 23<sup>rd</sup> day of March, 1999, the Commissioners' Court convened the regular 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 Melissa Nuñez.

The Commissioners' Court recessed the Voting Session at 12:01 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 1:37 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the Voting Session at 1:39 PM and adjourned at 1:39 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) called to order the Voting Sessions at 1:39 PM and adjourned the Corporations at 1:40 PM.

The Commissioners' Court reconvened the Voting Session at 1:40 PM.

The Commissioners' Court retired to Executive Session at 2:26 PM.

The Commissioners' Court reconvened the Voting Session at 3:24 PM.

The Commissioners' Court adjourned the Voting Session at 3:28 PM.

## PUBLIC HEARINGS

1. APPROVE A TEMPORARY ROAD CLOSURE OF COUNTY LINE ROAD.  
(9:07 AM)

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner 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 Davis **and seconded by** Commissioner Sonleitner 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. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Carol Guthrie, AFSCME Local 1624; Joe Gieselman, Executive Manager, TNR; Greg Ericson, Free Press International; Eileen Walsh, Timber Creek Resident; Wes Curtis, Texas Media Alliance; John Foreman, Producer, "In Your Face Campaign"; Harvey Segall, Timber Creek Resident; and James Castro, Private Citizen. (9:10 AM)

### CONSENT ITEMS

2. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C10, and Items 3, 10, 14, 15, 16, 22.A, 27. (9:35 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 MARCH 9, 1999 AND MARCH 12, 1999.
- C4. APPOINT MARILYN KENNERSON TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES BOARD TO EXPIRE MARCH 2002, AS A PRECINCT TWO APPOINTEE.
- C5. APPROVE A PUBLIC HEARING DATE OF APRIL 13, 1999 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 10' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 71 & 72, SADDLETREE RANCH SECTION THREE, IN PRECINCT THREE.
- C6. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: STONERIDGE PRICE SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 2 LOTS - 5.05 ACRES - STONERIDGE ROAD - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- C7. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: THE AMENDED PLAT OF LAKE POINTE SECTION NINE - (AMENDED PLAT - NO FISCAL REQUIRED - 60 LOTS - 39.0050 ACRES - RESACA BOULEVARD - WASTEWATER SERVICE TO BE PROVIDED BY WEST TRAVIS COUNTY MUD NO. 5).

**CONSENT ITEMS CONTINUED**

- C8.** REVISED WORDING: APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAKEWIND ESTATES SECTION 3 - (LONGFORM PLAT - FISCAL POSTED WITH THE CITY OF AUSTIN - 55 LOTS - 160.645 ACRES - RM 620 - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).
- C9.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STEINER RANCH PHASE I SECTION 4C, A SUBDIVISION IN PRECINCT TWO.
- C10.** APPROVE A TEMPORARY ROAD CLOSURE OF COUNTY LINE ROAD.

**Clerk's Note:** Item C10 is the action Item for Agenda Item 1.

**COUNTY POLICIES AND PROCEDURES**

- 3.** APPROVE ORDER AMENDING CHAPTER 23, INVESTMENT POLICIES AND PROCEDURES OF THE TRAVIS COUNTY CODE AND CORRECTING COMMISSIONERS' COURT MINUTES FOR AUGUST 6, 1996. (9:35 AM)

Item 3 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

### ADMINISTRATIVE ITEMS

4. RECEIVE UPDATE ON STARFLIGHT PARTNERSHIP AND TAKE APPROPRIATE ACTION. (9:37 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Bill Campbell, Financial Analyst, JPS; Dr. Ed Racht, Medical Director, Austin-Travis County EMS; Chris Callsen, Director of Emergency Services, JPS; Barbara Wilson, Assistant County Attorney, Transactions Division; and John Brinley, President of the Austin Hospitals for Seton Network.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to ask the Justice and Public Safety subcommittee to immediately arrange discussions with the appropriate representatives from Seton.

**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. RECEIVE UPDATE ON STATUS OF EMERGENCY SERVICE TRANSITION TEAM PROGRESS AND VARIOUS INTERLOCALS RELATED TO THE PROVISION OF EMERGENCY SERVICES IN TRAVIS COUNTY. (10:08 AM)

**Members of the Court heard from:** Dr. Ed Racht, Medical Director, Austin-Travis County EMS, Dinah Dinwiddie, Executive Manager, JPS; and Barbara Wilson, Assistant County Attorney, Transactions Division.

Discussion Only.

- 6. DISCUSS, APPROVE, OR GIVE STAFF DIRECTION REGARDING THE PROGRAM, CONCEPT DESIGN, BUDGET, AND SCHEDULE OF THE PHASE TWO IMPROVEMENTS OF THE CRIMINAL JUSTICE PROGRAM AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX. (10:35 AM) (2:25 PM) (3:24 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Ken Gaede, Project Manager, Facilities Management; Jim Wiginton, Pfluger, Wiginton, Hooker, & NBBJ; and David Balagia, Major, Travis County Sheriff's Office (TCSO).

Judge Biscoe announced that Item 6 would be considered in Executive Session.

Item 6 reposted until March 30, 1999.

- 7. APPROVAL BY TRAVIS COUNTY OF ASSIGNMENT FROM THE AUSTIN HOCKEY GROUP TO K&J ICE, LTD., FOR THE OPTION TO LICENSE FOR THE TRAVIS COUNTY EXPOSITION CENTER. (10:31 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; John Hille, Assistant County Attorney, Transactions Division; Ed Novis, Austin Hockey Group; and John McVaney, Partner, K&J ICE, LTD.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** 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 AMENDMENT TO RENEW AGREEMENT PROVIDING FUNDS TO THE CLEAN AIR FORCE OF CENTRAL TEXAS (CAF) FOR ADMINISTRATIVE POSITIONS AND PROGRAMS. (11:16 AM)

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

**Motion by Commissioner Davis and seconded by Judge Biscoe** 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.     **A.** APPROVE ACCEPTANCE OF DEDICATION OF A PORTION OF TRAVIS OAKS DRIVE FROM THE END OF SINGLETON BEND EAST ROAD TO INCLUDE THE INTERSECTION OF PARADISE COVE IN TRAVIS OAKS SECTION TWO, A SUBDIVISION IN PRECINCT TWO. (11:20 AM)
  
- B.** APPROVE RELATED FUNDING AND CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE 1997 SUBSTANDARD ROADS BOND PROGRAM, ISSUANCE NO. 1 (TRAVIS OAKS PROJECT), IFB #B980709-JJ, TO THE LOW, QUALIFIED BIDDER, C.C. CARLTON CONSTRUCTION OF AUSTIN, INC.

**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 Sonleitner **and seconded by** Judge Biscoe 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 ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF FM 734 (PARMER LANE) FROM CAMERON ROAD TO US 290 (SEGMENTS 2B & 3), IN PRECINCT ONE. (9:35 AM)

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

11. APPROVE A JOINT USE ACCESS EASEMENT SERVING MORE THAN THREE SINGLE FAMILY RESIDENTIAL LOTS AND A PRELIMINARY PLAN IN PRECINCT THREE: LAKEWIND SUBDIVISION REVISED PRELIMINARY PLAN (PRELIMINARY PLAN - 55 LOTS - 160.645 ACRES - RM 620 - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY). (11:22 AM)

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

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez 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 CHANGE ORDER TO ADD HOT MIX ASPHALT OVERLAY FOR ROADS TO FIRST PHASE OF CONTRACT WITH C.C. CARLTON CONSTRUCTION OF AUSTIN FOR SOUTHEAST METRO PARK. (11:29 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Jerry Raisch, Construction Procurement Specialist, Purchasing.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner 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 ORDER EXEMPTING A CONTRACT FOR THE PURCHASE OF IMMUNIZATION SERVICES FOR THE COMMUNICABLE DISEASE IMMUNIZATION PROGRAM FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SECTION 262.024 (a)(4) OF THE COUNTY PURCHASING ACT. (11:31 AM)

Item 13 pulled from the agenda.



- 14.** APPROVE CONTRACT AWARD TO INTERIM HEALTH CARE FOR THE PROVISION OF PROFESSIONAL NURSING, CERTIFIED MEDICATION AIDE, AND CERTIFIED NURSING ASSISTANT SERVICES FOR THE TRAVIS COUNTY DETENTION FACILITIES. (9:35 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15.** APPROVE CONTRACT AWARD TO EVINS PERSONNEL CONSULTANTS FOR THE PROVISION OF PROFESSIONAL NURSING, CERTIFIED MEDICATION AIDE, CERTIFIED NURSING ASSISTANT, MEDICAL RECORDS TECHNICIAN, PHYSICAL THERAPY, AND OCCUPATIONAL THERAPY SERVICES FOR THE TRAVIS COUNTY DETENTION FACILITIES. (9:35 AM)

Item 15 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 16.** APPROVE PURCHASE OF SIX (6) NOTEBOOK COMPUTERS FROM THE DEPARTMENT OF INFORMATION RESOURCES (DIR). (9:35 AM)

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

17. A. APPROVE USE OF CAPITAL ACQUISITION RESERVE (CAR 001-9800-981-9891) TO FUND THE BALANCE OF REPLACEMENT COST FOR TOTAL LOSS OF VEHICLES OR HEAVY EQUIPMENT. (11:31 AM)

B. AUTHORIZE PLANNING AND BUDGET OFFICE (PBO) TO PROCESS BUDGET TRANSFER FROM CAR TO THE APPROPRIATE DEPARTMENTAL LINE ITEM FOR PAYMENT OF THE REPLACEMENT VEHICLE OR HEAVY EQUIPMENT.

**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:** Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Leroy Nellis, Budget Manager, Planning and Budget (PBO); and Jim Collins, Executive Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to direct Staff to bring back Item 17.A in the form of an official amendment to the Travis County Policies and Procedures handbook, and that 17.B be rolled over so that the Court could act soon after.

<b>Motion carried:</b> 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. PROVIDE STATUS UPDATE TO COMMISSIONERS COURT ON Y2K ISSUES. (11:42 AM)

**Members of the Court heard from:** Pete Baldwin, Emergency Management Coordinator and Y2K Coordinator, TNR; Brad Powell, Interim Director, Information and Telecommunications (ITS); Alicia Perez, Executive Manager, Administrative Operations; and Dan Mansour, Risk Manager, HRMD.

Discussion Only.

19. AUTHORIZE UNISYS PROGRAM DEVELOPMENT BY INFORMATION & TELECOMMUNICATIONS SYSTEMS DEPARTMENT (I.T.S.) TO COMMENCE AT THE COMPLETION OF PHASE ONE OF THE UNISYS YEAR 2000 REMEDIATION PROJECT (EST. APRIL 1999) IN RESPONSE TO A PUBLIC INFORMATION REQUEST FROM AUSTIN DATA, INC. FOR ACCESS TO TRAVIS COUNTY PROBATE RECORDS. (11:53 AM)

**Members of the Court heard from:** Brad Powell, Interim Director, ITS; and Tenley Aldridge, Assistant County Attorney.

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

**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 REQUEST FOR PRINTING OF 10,000 CUSTOMER SURVEYS FOR TAX OFFICE. (12:00 PM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 20.

**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

21. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (2:02 PM)

No action necessary on Item 21.

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

A. APPROVE GRANT APPLICATION TO DEPARTMENT OF JUSTICE - BUREAU OF JUSTICE ASSISTANCE FOR BULLETPROOF VEST PARTNERSHIP FOR SHERIFF'S OFFICE.

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

23. CONSIDER OFFER OF PFLUGERVILLE ESD#2 OF THE SERVICE OF ONE (1) RESERVE PEACE OFFICER POSITION WITHIN THE TRAVIS COUNTY FIRE MARSHAL'S OFFICE, AND TAKE APPROPRIATE ACTION. (2:02 PM)

Item 23 postponed until March 30, 1999.

24. APPROVE PERSONNEL AMENDMENTS. (2:03 PM)

**Members of the Court heard from:** Norman McRee, Lead Personnel Analyst; and Lynne Andrus, Senior Human Resources Analyst, HRMD.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the 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

25. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (2:10 PM)

- A. TNR - SETTLE  
SATELLITE 3 – DENY

Item 25.A SATELLITE 3 pulled from the agenda.

- B. I.T.S. – SETTLE
- C. COUNTY ATTORNEY'S – SETTLE
- D. TNR - SETTLE
- E. T.C.S.O. - SETTLE
- F. JOHN HADLEY - DENY
- G. WARREN LOCKHART - DENY

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

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD; Joe Gieselman, Executive Manager, TNR; and Sherine Thomas, Assistant County Attorney, Litigation Division.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Staff recommendations on all claims.

**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. RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION.  
(1:40 PM)

**Members of the Court heard from:** Nelda Wells Spears, Travis County Tax Assessor-Collector; David Balagia, Major, TCSO; John Hille, Assistant County Attorney, Transactions Division; Joe Gieselman, Executive Manager, TNR; and Dinah Dinwiddie, Executive Manager, JPS.

**Motion by Commissioner Baxter and seconded by Commissioner Davis** to oppose HB 3666 and the Senate companion bill if any.

**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 Sonleitner and seconded by Commissioner Gómez** to support HB 1896 and make it clear that this is the bill that we are supporting, related to compensation of magistrates.

**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 Davis** to oppose HB 2469.

**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 Judge Biscoe** to support SB 1062.

**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 26 CONTINUED**

**Motion by** Commissioner Baxter **and seconded by** Commissioner Davis to monitor SB 1768 and it's companion HB 541.

**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

Discussion Only on Item HB 423.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to testify favorably before the Legislature on SB 710.

**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 PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:35 AM)**

Item 27 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

- 28.** DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING THE LEASE PROPOSAL BETWEEN TRANSWESTERN PROPERTIES AND TRAVIS COUNTY, TEXAS, COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT LOCATED AT FREIDRICH LANE. <sup>2</sup>  
(2:25 PM) (3:24 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to direct Staff to communicate, with the owner of the property, Travis County Commissioners' Court's decision to lease the property at Frederich Lane; that this item be reposted for next Tuesday, March 30, 1999; that we ask Staff to get with the owner and try to come back with specific figures regarding schedule costs and any other matters that are necessary for the Court to act on; that, if possible, the Court have a contract that the Court can execute; and that the Court indicate to the owner that Travis County will give him any written communication that is needed next week if the Court does not have a final contract to act on. Further, the Court directs Staff to do all that Travis County can to expedite this matter as much as possible.

**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

**Court approved by Consensus** to direct Planning and Budget continued to work on ways to work the budget to make Item 28 a reality.

- 29.** DISCUSS AND APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND TEXAS AGRICULTURAL EXTENSION SERVICE.  
<sup>1</sup> (2:25 PM)

Item 29 postponed until March 30, 1999.



- 30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN RICK T. VAN EVERY V. LLOYD RENDON AND TRAVIS COUNTY, (VAN EVERY; GIESELMAN; TEXAS TORT CLAIMS ACT, AND PERSONAL INJURY) <sup>1</sup> (2:25 PM)

Item 30 postponed until March 30, 1999.

- 31. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN RELATION TO THE MCMAHON FOUNDATION, ET AL., V. AMERADA HESS CORP., ET AL., V. OXY USA, INC., ET AL. (A CLASS ACTION SUIT) AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:25 PM) (3:26 PM)

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

No action necessary on Item 31.

- 32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION REGARDING ROBERT HAWKINS CLAIM; (HAWKINS; FRASIER; TEXAS TORT CLAIMS ACT & § 1983 CLAIM) <sup>1</sup> (2:25 PM) (3:26 PM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to reject the settlement offer of Robert Hawkins.

**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

33. 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. <sup>1</sup> (2:25 PM) (3:26 PM)

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

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to authorize Facilities Management to notify the contractor of objections to payment, specifically according to paragraph 11.6 of the general conditions, that payments will be withheld to protect Travis County from loss due to third party claims filed, or reasonable evidence indicating probable filing of such claims; and that the Court ask Staff to delay mailing this out until Thursday morning.

**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** Commissioner Sonleitner to adjourn the Voting Session. (3:28 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**

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**