

MINUTES – MAY 25,1999
AND
(RECONVENED) –MAY 26, 1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 25th day of May, 1999, the Commissioners' Court convened the regular Voting Session at 9:08 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 recessed the Voting Session at 12:36 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 1:40 PM and adjourned at 1:41 PM.

The Commissioners' Court reconvened the Voting Session at 1:41 PM.

The Commissioners' Court retired to Executive Session at 1:53 PM.

The Commissioners' Court reconvened the Voting Session at 5:18 PM.

The Commissioners' Court recessed the Voting Session at 5:21 PM.

The Commissioners' Court reconvened the Voting Session at 10:09 AM on Wednesday, May 26, 1999.

The Commissioners' Court retired to Executive Session at 10:10 AM on Wednesday, May 26, 1999.

The Commissioners' Court reconvened the Voting Session at 11:10 AM on Wednesday, May 26, 1999.

The Commissioners' Court adjourned the Voting Session at 11:11 AM on Wednesday, May 26, 1999.

PUBLIC HEARINGS

1. PUBLIC HEARING TO APPROVE A PROPOSED STREET NAME CHANGE FOR A PORTION OF TRAILVIEW MESA DRIVE TO "RIO ROBLES DRIVE" WITHIN WESTVIEW ON LAKE AUSTIN, PHASE C, SECTIONS 4 & 5, IN PRECINCT THREE. (9:08 AM)

Motion by Commissioner Baxter **and seconded by** Commissioner Davis 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 C7. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 2. PUBLIC HEARING TO APPROVE A TEMPORARY ROAD CLOSURE OF QUINLAN PARK ROAD BETWEEN RM 620 AND STEINER RANCH BLVD FOR THE PURPOSE OF ROADWAY IMPROVEMENTS IN PRECINCT TWO. (9:10 AM)

Motion by Commissioner Sonleitner **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, TNR.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter 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 2 is Item C8. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

RESOLUTIONS & PROCLAMATIONS

- 3. APPROVE RESOLUTION PROCLAIMING JUNE 1999 "SAFETY MONTH" IN TRAVIS COUNTY. (9:11 AM)

Item 3 postponed until June 1, 1999.

- 4. APPROVE COMMISSIONERS COURT RESOLUTION URGING ALL CITIZENS TO RECOGNIZE MEMORIAL DAY. (9:12 AM)

Members of the Court heard from: Bill McLemore, Veterans' Services.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 4.

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: Fred Dupree, Private Citizen; Pat Ibachek, Private Citizen; Doris Gray, Private Citizen; Jimmy Castro, Private Citizen; Harvey Segall, Private Citizen; and Mary Aleshire, Private Citizen. (9:27 AM)

CONSENT ITEMS

- 5. **Motion by Commissioner Gómez and seconded by Commissioner Sonleitner** to approve the following Consent Items: C1-C8, and Items 8, 9, 10, 16.A, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 33.A and B, 35, 36, 37. (9:56 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 MAY 11, 1999, MAY 14, 1999; AND EXECUTIVE SESSION ANNOUNCEMENT OF MAY 13, 1999.

CONSENT ITEMS CONTINUED

- C4.** APPOINT GREG TRUITT TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #10 BOARD (CE-BAR), TERM EFFECTIVE UNTIL DECEMBER 31, 2000.
- C5.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: LOT 1, BLOCK 'A', HEATHERWILDE SECTION TWO: - (NO FISCAL REQUIRED - 1 LOT - 3.741 ACRES - BLACK LOCUST DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE WINDERMERE UTILITY COMPANY.
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: SARAH'S CREEK SECTION FOUR - (FISCAL POSTED AT THE CITY OF AUSTIN - 83 LOTS - 14.623 ACRES - VELIA'S WAY - WASTEWATER SERVICE TO BE PROVIDED FOR BY CITY OF AUSTIN.
- C7.** APPROVE A PROPOSED STREET NAME CHANGE FOR A PORTION OF TRAILVIEW MESA DRIVE TO "RIO ROBLES DRIVE" WITHIN WESTVIEW ON LAKE AUSTIN, PHASE C, SECTIONS 4 & 5, IN PRECINCT THREE.

Clerk's Note: Item C7 is the action Item for Agenda Item 1.

- C8.** APPROVE A TEMPORARY ROAD CLOSURE OF QUINLAN PARK ROAD BETWEEN RM 620 AND STEINER RANCH BLVD FOR THE PURPOSE OF ROADWAY IMPROVEMENTS IN PRECINCT TWO.

Clerk's Note: Item C8 is the action Item for Agenda Item 2.

ADMINISTRATIVE OPERATIONS ITEMS

- 6. SIGN THE CLOSING DOCUMENTS FOR THE PURCHASE OF LOT 5, "BLOCK A", MANOR COMMERCIAL SECTION ONE (WHICH REAL PROPERTY INCLUDES THE STARFLIGHT HANGAR IMPROVEMENT). (10:02 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Patricia Goodman, Assistant County Attorney, Transactions Division; Elizabeth Conti, Facilities Planner, Facilities Management; and Kevin Bailey, Director, Facilities Management.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 8 with the authorization for the County Judge to sign any and all closing documents.

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 CONTRACT MODIFICATIONS FOR THE TRAVIS COUNTY CORRECTIONAL COMPLEX (DEL VALLE) PHASE I PROJECT AS LISTED BELOW: (10:09 AM)
 - A. CONTRACT MODIFICATION NO. 6, RELEASE 1 SITE GRADING PACKAGE.
 - B. CONTRACT MODIFICATION NO. 1, RELEASE 2 CERAMIC/QUARRY TILE PACKAGE.
 - C. CONTRACT MODIFICATION NO. 1, RELEASE 2 ELECTRICAL PACKAGE.
 - D. CONTRACT MODIFICATION NO. 1, RELEASE 2, FOOD SERVICE PACKAGE.
 - E. CONTRACT MODIFICATION NO. 2, RELEASE 2, ELECTRICAL PACKAGE.
 - F. CONTRACT MODIFICATION NO. 2, RELEASE 2 CONCRETE STRUCTURAL PACKAGE.
 - G. CONTRACT MODIFICATION NO. 2, RELEASE 2 DRYWALL/CEILINGS PACKAGE.

Clerk’s Note: Items 7.A, B, C, D, E, F, and G are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Mike Barrow, Construction Project Manager, Fluor Daniel.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the contract modifications in Items 7.A – 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

- 8. AUTHORIZE ARCHITECT TO SUBMIT BUILDING DESIGN VARIANCE TO TEXAS DEPARTMENT OF LICENSING AND REGULATION FOR GARDNER-BETTS JUVENILE COURT PROJECT. (9:56 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 9. APPROVE THE LEASE AMENDMENT BETWEEN TRAVIS COUNTY AND LEGAL AID OF CENTRAL TEXAS FOR 2201 POST ROAD. (9:56 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 10. CONSIDER ORDER APPROVING AND RATIFYING WAIVER OF SECTION 32.004 OF THE TRAVIS COUNTY CODE WITH REGARD TO A LEASE BETWEEN PRUDENTIAL INSURANCE COMPANY OF AMERICA (BY AND THROUGH TRANSWESTERN PROPERTY COMPANY, ITS DULY AUTHORIZED AGENT) AND TRAVIS COUNTY, TEXAS FOR OFFICE SPACE AT 4401 FREIDRICH LANE, AUSTIN, TEXAS, AND TAKE APPROPRIATE ACTION. (9:56 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. AWARD CONSTRUCTION CONTRACT TO BARCEKY CONSTRUCTION COMPANY FOR THE EAST COMMAND CENTER & WAREHOUSE FACILITY (COLLIER BUILDING). (10:17 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Elizabeth Conti, Facilities Planner, Facilities Management; Alicia Perez, Executive Manger, Administrative Operations; Kevin Bailey, Director, Facilities Management; and Dave Daffet, Consultant.

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

A Clarification was made of the previous Motion by Commissioner Davis that the motion include the approval of the contract plus the contingency.

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 AND APPROVE THE PHASE I REPORT FOR PALM SQUARE; AND AUTHORIZE DELGADO DESIGN GROUP INC. TO PREPARE THE BID DOCUMENTS FOR SAFETY IMPROVEMENTS. (10:25 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Jesus Delgado, Delgado Design Group; and Leslie Strickland, Facilities Planner, Facilities Management.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 12 which is the phase one report and authorize the design group to prepare the bid documents for safety improvements.

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. DISCUSS PROPOSED REVISIONS TO THE TRAVIS COUNTY CODE, CHAPTER 31, RISK RESOLUTION AND TAKE APPROPRIATE ACTION. (10:43 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Barbara Wilson, Assistant County Attorney, Transactions Division.

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

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 PERSONNEL AMENDMENTS. (10:48 AM)

Members of the Court heard from: Linda Moore Smith, Director, Human Resources Management Division (HRMD).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 14 and to postpone until June 1, 1999 the Facilities Management job description and the non-routine Criminal Justice Planning items.

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

PLANNING AND BUDGET ITEMS

15. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:51 AM)

Members of the Court heard from: Alan Miller, Budget Analyst, Planning and Budget Office (PBO); and Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez approve the Budget Amendments and Transfers including all of the Add-Ons.

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 GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:56 AM)

A. APPROVE PERMISSION TO CONTINUE DEL VALLE TITLE V: JUVENILE DELINQUENCY PROGRAM FOR HEALTH AND HUMAN SERVICES DEPARTMENT.

Item 16.A added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

HEALTH AND HUMAN SERVICES ITEMS

17. DISCUSS, REVIEW, AND APPROVE THE COMMUNITY HEALTH AND HUMAN SERVICES ASSESSMENT PROCESS. (10:57 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (A-TC HHSD) and Veterans' Services; Cynthia Colbert, United Way; Blanca Leahy, Interim Division Manager, Research and Planning, HHSD.

Motion by Judge Biscoe and seconded by Commissioner Gómez 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. DISCUSS, REVIEW AND APPROVE THE SOCIAL SERVICES REQUEST FOR SERVICES (RFS) PROCESS. (11:10 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, A-TC HHSD and Veterans' Services.

Discussion Only.

Item 18 to be reposted on June 1, 1999.

TRANSPORTATION & NATURAL RESOURCES ITEMS

- 19. (TAKE UP ITEM AT 11:30 A.M.)**
 RESCIND LICENSE AGREEMENT WITH JUDY K. AND W.L. TRIGG, III FOR IMPROVEMENTS IN THE RIGHT-OF-WAY OF HARKEY COVE IN APPLE SPRINGS AND APPROVE NEW LICENSE AGREEMENT WITH LARRY W. TATSCH, JUDY K. AND W.L. TRIGG, III, IN PRECINCT TWO. (11:37 AM) (1:48 PM) (5:18 PM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR; Gordon Bowman, Assistant County Attorney, Transactions Division; Sharon Stegall, Apple Springs Homeowner; Bill Trigg, Applicant for the Right-of-Way; Dave Barkman, Apple Springs Homeowner; Burt Cullum, Apple Springs Homeowner; Carol Lipscomb, Apple Springs Homeowner; Debbie Cullum, Apple Springs Homeowner; Don Hamilton, Apple Springs Homeowner; and Ray Stegall, Apple Springs Homeowner.

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to rescind the license agreement with Judy and Bill Trigg for improvements in the right-of-way of Harkey Cove in Apple Springs and approve a new license agreement with the Triggs and Larry W. Tatsch.

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. DISCUSS AND GIVE STAFF DIRECTION ON THE WILLIAM CANNON/NUCKOLS CROSSING CAPITAL IMPROVEMENT PROJECT (1984 ROAD BONDS).** (11:23 AM)

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

Discussion Only.

Item 20 to be reposted on June 1, 1999.

- 21.** RECEIVE AN UPDATE ON THE STATUS OF THE ON-SITE SEWAGE RULES AND TAKE APPROPRIATE ACTION. (1:48 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, A-TC HHSD and Veterans' Services.

Discussion Only.

Item 21 to be reposted on June 8, 1999.

- 22.** APPROVE ALTERNATIVE FISCAL AGREEMENT WITH ED WENDLER, JR. FOR WILDFLOWER SECTION 5, A SUBDIVISION IN PRECINCT TWO. (9:56 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

PURCHASING DEPARTMENT ITEMS

- 23.** APPROVE ORDER EXEMPTING A CONTRACT FOR THE PURCHASE OF PROFESSIONAL ACCOUNTING SERVICES FROM ACCOUNTEMPS FOR THE DOMESTIC RELATIONS OFFICE FROM THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO SEC. 262.024 (a)(4) OF THE COUNTY PURCHASING ACT. (9:56 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24.** APPROVE CONTRACT, CONTRACT MODIFICATION AND MAKING OF CONTRACT FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE QUINLAN PARK ROAD RECONSTRUCTION PROJECT, IFB# B990705-JJ, TO THE LOW, QUALIFIED BIDDER, EDWARD R. COLEMAN CONSTRUCTION, INC. (9:56 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25.** APPROVE CONTRACT AWARD OF XEROX DOCUTECH MAINTENANCE SUPPORT, IFB# B990064-MG, TO THE LOW QUALIFIED BIDDER, CSU. (9:56 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 26.** APPROVE ASSIGNMENT OF CONTRACT BETWEEN MAKIN' WAVES WATERCRAFT RENTALS, INC. (COMPANY) AND SPEED'S WATERCRAFT RENTALS, INC. (PURCHASER); CONTRACT APPROVED ON 4/15/97. (9:56 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 27.** APPROVE CONTRACT AWARD FOR FIRE EXTINGUISHER SERVICES, IFB B990053-RG, TO THE LOW, QUALIFIED BIDDER, SAFE ENVIRONMENT. (9:56 AM)

Item 27 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 28.** APPROVE CONTRACT AWARD FOR PATROL CAR EQUIPMENT, IFB B990066-DM, TO THE LOW, QUALIFIED BIDDER, GT DISTRIBUTORS. (9:56 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 29.** APPROVE CONTRACT AWARD FOR THE PROVISION OF TWO (2) DUMP TRUCKS, IFB B990059-LD, TO THE LOW QUALIFIED BIDDER, LONGHORN INTERNATIONAL, AUSTIN, TX. (9:56 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 30.** APPROVE PURCHASE OF SIX (6) FORD INTERCEPTOR PURSUIT VEHICLES UNDER STATE TERM CONTRACT FOR THE SHERIFF'S OFFICE. (9:56 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31. APPROVE PURCHASE OF RE-REFINED/BLENDED OILS AND LUBRICANTS OFF STATE CONTRACT FROM KINO OIL CO. (9:56 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 32. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE HOWARD LANE RECONSTRUCTION PROJECT, PHASE II, IFB #B990707-JJ, TO THE LOW, QUALIFIED BIDDER, KEY ENTERPRISES, INC. (9:56 AM) (10:12 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney, Transactions Division.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the contract award and authorize Judge Biscoe to sign the original documents contingent upon receipt of that document later this week.

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. A. APPROVE A 12-MONTH CONTRACT EXTENSION (#97T0299-MG) (MODIFICATION NO. 2), GARNER ENVIRONMENTAL, FOR EMERGENCY RESPONSE AND REMEDIATION SERVICES; CONTRACT APPROVED 7/29/97). (9:56 AM)
- B. APPROVE 12-MONTH CONTRACT EXTENSIONS (NOS. 98T0190-LD THRU 98T0199-LD) (MODIFICATION NO. 1), VARIOUS VENDORS FOR INMATE CLOTHING AND PERSONAL SUNDRIES; CONTRACTS APPROVED ON 6/23/98.

Items 33.A and B added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

- 34.** RECEIVE AND DISCUSS FIRST REVENUE ESTIMATE FOR THE FY 2000 BUDGET PROCESS. (1:44 PM)

Members of the Court heard from: Blaine Keith, Director of Financial Services, Travis County Auditor's Office.

Discussion Only.

- 35.** RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF APRIL, 1999. (9:56 AM)

Item 35 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 36.** APPROVE REQUEST TO DISTRIBUTE FLIERS WITH THE JUNE 15, 1999 PAYROLL CHECKS ANNOUNCING THE TRAVIS COUNTY/CITY OF AUSTIN EMPLOYEES EMANCIPATION DAY - "JUNETEENTH" CELEBRATION. (9:56 AM)

Item 36 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 37.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:56 AM)

Item 37 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 38. TAKE UP ITEM AT 9:30 A. M.**
RECEIVE LEGISLATIVE UPDATE AND TAKE APPROPRIATE ACTION. (9:56 AM)

Discussion Only on HB 1983.

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

- 39. A. RECEIVE UPDATE FROM EXECUTIVE MANAGER TEAM ON STATUS OF SEARCH FOR DIRECTOR OF INFORMATION AND TELECOMMUNICATIONS SYSTEMS (ITS) AND RELATED MATTERS, AND TAKE APPROPRIATE ACTION.** ³ (1:48 PM) (5:19 PM)
(10:09 AM Wednesday, May 26, 1999) (11:10 AM Wednesday, May 26, 1999)
- B. CONDUCT PERSONNEL INTERVIEW WITH APPLICANTS FOR DIRECTOR OF INFORMATION AND TELECOMMUNICATIONS SYSTEMS (ITS), AND TAKE APPROPRIATE ACTION.** ³

Judge Biscoe announced that Items 39.A and B would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to recess Item 39.A. and B until 10:00 AM on May 26, 1999.

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

Judge Biscoe announced that Items 39.A and B would be considered in Executive Session.

Clerk's Note: Judge Biscoe directed the Executive Managers to continue the search for an appropriate Director of the ITS System at Travis County.

- 40. CONSIDER APPEAL REGARDING REQUEST FOR CATASTROPHIC SICK LEAVE FOR EMPLOYEE OF COUNTY AUDITOR, AND TAKE APPROPRIATE ACTION.** ³
(1:48 PM) (5:19 PM)

Judge Biscoe announced that Item 40 would be considered in Executive Session.

No action necessary on Item 40.

- 41. A. 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 & ² (1:48 PM) (5:19 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER DUE TO DELAYS BY M.W. BUILDERS AND TAKE APPROPRIATE ACTION.

Judge Biscoe announced that Items 41.A and B would be considered in Executive Session.

Items 41.A and B to be reposted until June 1, 1999.

- 42. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY RE: SEC. 34.01 (b), TEXAS PROPERTY CODE TO CONSIDER BIDDING THE PROPERTY OFF TO A TAXING UNIT, I.E. TRAVIS COUNTY, AT A TAX SALE, WHEN A SUFFICIENT BID FOR THE PROPERTY IS NOT RECEIVED, AND TAKE APPROPRIATE ACTION. ¹ (1:48 PM) (5:19 PM)

Judge Biscoe announced that Item 42 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the resolution from the County Attorney.

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

43. ACCEPT, REJECT, OR COUNTER OWNER'S OFFER TO SELL EASEMENT RIGHTS FROM THE ESTATE OF MABEL R. PENICK TO TRAVIS COUNTY FOR PROPERTY NEEDED TO CONSTRUCT AN UNDERGROUND WASTEWATER UTILITY LINE IN PRECINCT ONE. ² (1:48 PM) (5:20 PM)

Judge Biscoe announced that Item 43 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to accept the offer to sell for the amount of \$10,000 but that the Court does not accept the condition that the County build a road not subject to wash out, and that the Court direct Staff to get with the seller and try to agree on acceptable language regarding to what standards the County will build the road.

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

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AND/OR AUTHORIZE COUNTY ATTORNEY TO MAKE, ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF PAMELA HUDSON V. TERRY KEEL AND TRAVIS COUNTY, CAUSE NO. 95-12583 (HUDSON; KEEL; TRAVIS COUNTY; 42 USC §1983 CLAIM). ¹ & ³ (1:48 PM) (5:20 PM)

Item 44 postponed until June 1, 1999.

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND REQUEST EXPERTS AND/OR TAKE APPROPRIATE ACTION IN; VICTOR WALLS V. TRAVIS COUNTY AND TRAVIS COUNTY SHERIFF'S OFFICE (WALLS; FRASIER; TEXAS TORT CLAIMS ACT; PREMISES, AND PERSONAL INJURY). ¹ (1:48 PM) (5:20 PM)

Item 45 postponed until June 1, 1999.

- 46. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING DUDLEY V. TRAVIS COUNTY SHERIFF MARGO FRASIER; (DUDLEY FRASIER; TEXAS TORT CLAIMS ACT & 1983 CLAIM). ¹ (1:48 PM) (5:20 PM)

Judge Biscoe announced that Item 46 would be considered in Executive Session.

Item 46 to be reposted until June 1, 1999.

- 47. ACCEPT, REJECT OR COUNTER OFFER OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING, PROJECT NO. 97B02-18-2PA, PARCEL #5; N.E. PARK ACCESS ROAD; (OWNER: STEVEN MICHAEL ANDERSON AS TRUSTEE OF THE ROBERT F. ANDERSON NON-REVOCABLE TRUST, OR TAKE OTHER APPROPRIATE ACTION. GIESELMAN; CONDEMNATION). ¹ (1:48 PM) (5:20 PM)

Item 47 postponed until June 1, 1999.

- 48. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND RECEIVE AUTHORITY TO HIRE EXPERT WITNESSES, AND/OR TAKE APPROPRIATE ACTION IN ALAN HARP V. DOYNE BAILEY, CAUSE NO. 90-1774-H2-11. ¹ (1:48 PM) (5:20 PM)

Judge Biscoe announced that Item 48 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Baxter to approve the hiring of a witness or witnesses as appropriate.

- 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

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1** APPROVE RESOLUTION CONGRATULATING RIVER CITY YOUTH & FAMILY BUILDERS ON THEIR 16TH ANNUAL “CARING TO SUCCEED INTO THE 21ST CENTURY” YOUTH RECOGNITION AWARDS CEREMONY. (9:15 AM)

Members of the Court heard from: Mona Gonzales, Executive Director, River City Youth & Family Builders; Eloy Barrera, Representing McDonalds and Chairman of the Board, Hispanic Chamber of Commerce; George Cole, Youth Participant; Demetreus Lawrence, Youth Participant; Darren, Youth Participant; Crawford, Youth Participant; Yvette, Youth Participant; and Emmanuel Taylor, Youth Participant.

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

- A.2** APPROVE LOCAL LAW ENFORCEMENT BLOCK GRANT DISPARITY LETTER TO BUREAU OF JUSTICE ASSISTANCE FOR SHERIFF’S OFFICE. (10:53 AM)

Members of the Court heard from: Shoshanna Lansberg, Planning and Budget Analyst, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item A.2.

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.3 APPROVE CONTRACT WITH TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE DOE AND LIHEAP PROGRAM WITH REVISED GRANT LANGUAGE AND APPROVE COUNTY PURCHASING AGENT TO ELECTRONICALLY SIGN THE CONTRACT ON THE SYSTEM. (10:54 AM)

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item A.3.

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.4 APPROVE INTERLOCAL AGREEMENT WITH AUSTIN COMMUNITY COLLEGE FOR SUMMER YOUTH ACADEMY THROUGH DEL VALLE TITLE V PROGRAM. (1:42 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, A-TC HHSD and Veterans' Services.

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

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 Baxter to adjourn the Voting Session. (11:11 AM, Wednesday, May 26, 1999)

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