

MINUTES – JUNE 8,1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 8th day of June, 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 recessed the Voting Session at 12:09 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 1:36 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 1:56 PM.

The Commissioners' Court reconvened the Voting Session at 1:57 PM.

The Commissioners' Court retired to Executive Session at 2:24 PM.

The Commissioners' Court reconvened the Voting Session at 4:57 PM.

The Commissioners' Court adjourned the Voting Session at 5:04 PM.

RESOLUTIONS & PROCLAMATIONS

- 1. APPROVE PROCLAMATION RECOGNIZING THE 1999 TRAVIS COUNTY EMPLOYEES EMANCIPATION DAY "JUNETEENTH" CELEBRATION AT THE EAST RURAL COMMUNITY CENTER. (9:11 AM)

Members of the Court heard from: Jerry Diggs, ERC Supervisor; Chertzine Rogers, Juneteenth Coordinator; and Maude Taylor, Manor City Council Member.

Motion by Judge Biscoe and seconded by Commissioner Davis 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: Fred Dupree, Private Citizen. (9:16 AM)

CONSENT ITEMS

- 2. **Motion by Commissioner Gómez and seconded by Commissioner Sonleitner** to approve the following Consent Items: C1-C7, and Items 3, 4, 5, 10.B, 21, 23, 24, 25. (9:20 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 25, 1999 AND MAY 28, 1999.

CONSENT ITEMS CONTINUED

- C4.** APPOINT MARVIN ROSCOE AS A PRECINCT THREE REPRESENTATIVE TO THE DISPUTE RESOLUTION CENTER BOARD, TERM TO EXPIRE DECEMBER 31, 2000.
- C5.** APPOINT JEFF CLARK AS A PRECINCT THREE REPRESENTATIVE TO THE TRAVIS COUNTY HISTORICAL COMMISSION, TERM TO EXPIRE JANUARY 31, 2001.
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: HEATHERWILDE SECTION TWO, PHASE ONE - (FISCAL POSTED AT TRAVIS COUNTY - 83 LOTS - 14.437 ACRES - BLACK LOCUST DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE WINDERMERE UTILITY COMPANY.
- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: SADDLE CREEK SUBDIVISION - (LONG FORM PLAT - FISCAL POSTED AT THE CITY OF AUSTIN - 2 LOTS - 16.312 ACRES - FM 2304 SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).

PURCHASING DEPARTMENT ITEMS

- 3.** APPROVE CONTRACT AWARD FOR HELICOPTER INSPECTION EQUIPMENT, IFB B990081-DM, TO THE SOLE, QUALIFIED BIDDER, MACHIDA, INC. (9:20 AM)

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

- 4.** APPROVE CONTRACT AWARD FOR THE PROVISION OF BOAT, BOAT MOTOR AND MARINE COMPONENT MAINTENANCE/REPAIRS - TIME AND MATERIALS, IFB #B990076-MG, TO THE SOLE, QUALIFIED BIDDER HIGHLAND LAKES MARINE, INC., D/B/A LAKE LBJ MARINELAND. (9:20 AM)

Item 4 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 5. AWARD, MODIFY, AND MAKE CONTRACT FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE TRAVIS COUNTY ROAD AND DRAINAGE IMPROVEMENTS AT RIVERPLACE SUBDIVISION, IFB NO. B990713-JG, TO THE LOW QUALIFIED BIDDER, ROSS CONSTRUCTION, INC. (9:20 AM)

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

HEALTH AND HUMAN SERVICES DEPARTMENT ITEMS

- 6. APPROVE A RESOLUTION FOR THE EXECUTIVE MANAGER AND EMPLOYEES OF TRAVIS COUNTY HEALTH AND HUMAN SERVICES AND VETERANS SERVICES AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES TO ENTER INTO A PARTNERSHIP FOR THE PURPOSE OF DISCUSSING, NEGOTIATING AND RECOMMENDING INITIATIVES, POLICIES, PROCEDURES, AND BUSINESS DECISIONS WHICH WILL HAVE AN IMPACT ON THE TRAVIS COUNTY HEALTH AND HUMAN SERVICES AND VETERANS SERVICE DEPARTMENT AND ITS EMPLOYEES, AND/OR CLIENTS AND TAXPAYERS. (9:23 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services (A-TCHHSD) and Veterans' Services; David Escamilla, First Assistant County Attorney; Jim Collins, Executive Assistant County Attorney; and Greg Powell, AFSCME Representative.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve the resolution approving the partnership, and to direct that the County Attorney's Office, Human Resources Department, and ITS be consulted as appropriate, and that the Commissioners' Court be given a written status report 60 days from today.

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	-	no
Precinct 4, Commissioner Margaret J. Gómez	-	yes

7. APPROVE THE SECOND AMENDMENT OF CONTRACT BETWEEN TRAVIS COUNTY AND THE AMERICAN INSTITUTE FOR LEARNING. (10:11 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, A-TCHHSD and Veterans' Services; and Mary Etta Gerhardt, Assistant County Attorney.

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

PLANNING AND BUDGET ITEMS

- 8. DISCUSS AND PROVIDE DIRECTION TO COUNTY DEPARTMENTS ON IF THEY CAN USE FY'99 PERFORMANCE BASED PAY (PBP) TO MEET THEIR FY 2000 BUDGET TARGET AND NOT ALLOCATE FY'99 PBP IN ACCORDANCE WITH PREVIOUS COMMISSIONERS COURT DIRECTION. (10:14 AM) (2:20 PM) (4:57 PM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Leroy Nellis, Budget Manager, PBO; Jim Collins, Executive Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation and Benefits Manager, Human Resources Management Department (HRMD); and Jesse Colunga, President, AFSCME 1624.

Motion by Judge Biscoe and seconded by Commissioner Gómez that the Commissioners' Court indicate their intention to authorize departments to use performance pay to balance their 1999 budgets if we may legally do so.

Clerk's Note: There was no vote on the Motion and Second.

Judge Biscoe announced that Item 8 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis to have PBO notify the departments that want to use Performance Pay to come in within budget in their submission for FY 2000, that the amount budgeted for Performance Pay cannot be used that way. However, amounts over 2.5% may be used to balance the budget.

Motion carried:

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

9. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (11:01 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to reconsider Item 9.

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; and Jim Collins, Executive Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 9.

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

10. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (11:03 AM)

A. APPROVE GRANT CONTRACT FOR RETIRED SENIOR VOLUNTEER PROGRAM (RSVP) SENIORS AND VOLUNTEERS FOR CHILDHOOD IMMUNIZATION.

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

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to approve Item 10.A.

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

B. APPROVE GRANT CONTRACT MODIFICATION FOR EMERGENCY NUTRITION/ TEMPORARY EMERGENCY RELIEF PROGRAM (ENTERP). (9:20 AM)

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

- 11. A. APPROVE WAIVER OF 60-DAY ADVANCE NOTICE REQUIREMENT FOR PUBLIC HEARING BY CITY OF AUSTIN ON INTENTION TO CREATE A TAX INCREMENT REINVESTMENT ZONE, AS PROVIDED BY SECTION 311.003(e) OF TEXAS TAX CODE. (11:04 AM)

- B. APPOINT CHRISTIAN SMITH, EXECUTIVE MANAGER OF PLANNING AND BUDGET, TO MEET WITH CITY OF AUSTIN TO DISCUSS REINVESTMENT ZONE NUMBER ONE'S PRELIMINARY PROJECT AND FINANCING PLANS.

Clerk's Note: Items 11.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Christian Smith, Executive Manager, PBO; Nathan Schneider, Project Manager, City of Austin; and David Peterson, Assistant City Attorney, City of Austin.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Items 11.A and B.

Motion carried:

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

ADMINISTRATIVE OPERATIONS ITEMS

- 12. DISCUSS, APPROVE AND/OR GIVE DIRECTION ON CONTRACT AWARD FOR THE CONSTRUCTION OF THE DEL VALLE CORRECTIONAL COMPLEX STORM WATER QUALITY DETENTION PONDS AND OUTFALL PIPE TO ONION CREEK. (11:16 AM)

Members of the Court heard from: Kevin Bailey, Director, Facilities Management.

Motion by Commissioner Gómez and seconded by Commissioner Sonleitner to approve Alternate 1 which is Option 2 with the contractor to provide insurance.

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 MODIFICATIONS TO HEALTH BENEFIT PLANS FOR HMO, PPO, AND PRESCRIPTION DRUG PROGRAM, AND TAKE APPROPRIATE ACTION. (11:34 AM)

Members of the Court heard from: Linda Moore Smith, Director, HRMD; and Alicia Perez, Executive Manager, Administrative Operations.

Discussion Only.

14. APPROVE PERSONNEL AMENDMENTS. (11:35 AM)

Members of the Court heard from: Carlotta Valdez, Compensation and Benefits Manager, HRMD; Lynn Andrus, Senior Human Resources Analyst, HRMD; Linda Moore Smith, Director, HRMD; and Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the routine items and the temporary assignment for CJC Planning, and repost the TNR item for June 15, 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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 15.** APPROVE VARIANCES TO CHAPTER 82, STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS AND RECORDING A PLAT IN PRECINCT THREE - ROB ROY WEST - (LONGFORM - FISCAL POSTED WITH THE CITY OF AUSTIN - 9 LOTS - 35.389 ACRES - FM 2244 - INDIVIDUAL ONSITE SEPTIC). (1:57 PM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR; Karl Connolly, Connolly Engineering; and Peter Morris, Property Owner on Grace Lane.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve the variances and the plat.

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.** CONSIDER REQUEST FOR TRAVIS COUNTY DEVELOPMENT PERMIT FOR THE CONSTRUCTION OF A WALL WITHIN A DEDICATED DRAINAGE AND PUBLIC UTILITY EASEMENT ON LOT 27 OF AUSTIN LAKE HILLS SECTION 2 IN PRECINCT THREE, AND TAKE APPROPRIATE ACTION. (11:54 AM)

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to notify applicant that the Court was denying his request and that the Court ask the County Attorney to send a letter asking that the wall be moved from the public right-of-way.

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

- 17. RECEIVE AN UPDATE ON THE STATUS OF THE ON-SITE SEWAGE RULES AND TAKE APPROPRIATE ACTION. (11:55 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, A-TCHHSD and Veterans' Services; and Mary Etta Gerhardt, Assistant County Attorney.

Discussion Only.

- 18. DISCUSS CITY OF AUSTIN ENERGY SERVICES PROGRAM AS IT RELATES TO COUNTY FACILITIES AND GIVE STAFF DIRECTION. (2:06 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Charles Williams, Conservation Coordinator, TNR; John Carr, Division Manager, Maintenance and Repair, Facilities Management; and Cliff Bradick, City Of Austin.

Discussion Only.

- 19. APPROVE LICENSE AGREEMENT WITH STEINER RANCH RESIDENTIAL OWNER'S ASSOCIATION, INC. FOR LANDSCAPING, IRRIGATION, LIGHTING, AND CUSTOM STREET SIGNS IN THE RIGHT-OF-WAY OF STEINER RANCH BLVD. AND MIRA VISTA DRIVE IN STEINER RANCH PHASE 2 SECTION 3B IN PRECINCT TWO. (2:15 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the license agreement under 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 LICENSE AGREEMENT WITH STEINER RANCH RESIDENTIAL OWNER'S ASSOCIATION, INC. FOR LANDSCAPING, IRRIGATION, LIGHTING, AND CUSTOM STREET SIGNS IN THE RIGHT-OF-WAY OF VIA COLINA DRIVE IN STEINER RANCH PHASE 2 SECTION 3A IN PRECINCT TWO. (2:17 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez 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. **REVISED WORDING:** APPROVE CASH SECURITY AGREEMENT WITH ARGENT AND SABLE LIMITED FOR THE SANCTUARY AT COLDWATER, A SUBDIVISION IN PRECINCT TWO. (9:20 AM)

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

- 22. A. APPROVE THE VACATION OF COLDWATER P.U.D. SECTION TWO AND THE AMENDED PLAT OF COLD WATER SECTION TWO AND THE RECORDING OF SANCTUARY AT COLDWATER IN PRECINCT TWO - (LONGFORM - FISCAL WITH TRAVIS COUNTY - 3 LOTS - 38.92 ACRES - COLDWATER CANYON DRIVE - INDIVIDUAL ON-SITE WASTEWATER SYSTEMS). (2:17 PM)
- B. APPROVE THE VACATION OF COLDWATER P.U.D. SECTION TWO AND THE AMENDED PLAT OF COLD WATER SECTION TWO AND THE RECORDING OF COLDWATER SECTION 2, PHASE C, IN PRECINCT TWO - (SHORTFORM - FISCAL WITH TRAVIS COUNTY - 1 LOT - 8.24 ACRES - COLDWATER CANYON DRIVE - INDIVIDUAL ON-SITE WASTE WATER SYSTEMS).
- C. APPROVE THE VACATION OF COLDWATER P.U.D. SECTION TWO AND THE AMENDED PLAT OF COLD WATER SECTION TWO AND THE RECORDING OF COLDWATER SECTION 2, PHASE D, IN PRECINCT TWO - (SHORTFORM - FISCAL WITH TRAVIS COUNTY - 4 LOTS -13.04 ACRES - COLDWATER CANYON DRIVE - INDIVIDUAL ON-SITE WASTE WATER SYSTEMS).

Clerk’s Note: Items 22.A, B, and C 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** Commissioner Baxter to approve Items 22.A, B, and C as laid out by Judge Biscoe.

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

- 23. RECEIVE APPLICATIONS FROM EMERGENCY SERVICE DISTRICTS NOS. 8, 9, AND 11 TO EXTEND DEADLINE FOR FILING 1998 AUDIT REPORTS BY 30 DAYS AND TAKE APPROPRIATE ACTION. (9:20 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 24.** RECEIVE AUDIT REPORTS FROM EMERGENCY SERVICES DISTRICTS FOR: FY'97, DISTRICT NOS. 1 & 5 AND FOR FY'98, DISTRICT NOS. 1, 2, 3, 4, 5, AND 6, PURSUANT TO TEXAS HEALTH AND SAFETY CODE SECTION 775.082 (B). (9:20 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:20 AM)

Item 25 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

- 26.** RECEIVE STATUS REPORT ON CONTRACT NEGOTIATIONS WITH SETON AND TAKE APPROPRIATE ACTION. ¹ (2:20 PM) (4:59 PM)

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

Item 26 to be reposted on June 15, 1999.

- 27.** RECEIVE UPDATE AND ADVICE OF COUNSEL ON SECURITY ISSUES AND CONTRACT WITH WACKENHUT CORRECTIONS CORPORATION, AND TAKE APPROPRIATE ACTION. ¹ AND ⁴ (2:20 PM) (4:59 PM)

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

No action necessary on Item 27.

- 28. 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 (2:20 PM) (5:00 PM)

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

Item 28 to be reposted on June 15, 1999.

- 29. APPROVE AGREEMENT AND ADDENDUM FOR THE PURCHASE OF RIGHT-OF-WAY BETWEEN THE REED FAMILY PARTNERSHIP AND TRAVIS COUNTY IN SUPPORT OF TRAVIS COUNTY BOND PROJECT #97B01-13-3CA, LOHMANS CROSSING, PARCEL #3, 3DLSE, 3TCE, 3DE. ² (2:20 PM) (5:00 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Baxter to accept the agreement to settle this, which is to purchase right-of-way for the amount of \$35,000.00, and any and all appropriate documentation necessary to get this done.

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

- 30. 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 (2:20 PM)

Item 30 postponed until June 22, 1999.

- 31. 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 (2:20 PM)

Item 31 postponed until June 15, 1999.

- 32. 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 (2:20 PM) (5:00 PM)

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

Item 32 to be reposted on June 15, 1999.

- 33. 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 JIM BORUM; (WRONGFUL TERMINATION/DISCRIMINATION CLAIMS). ¹ AND ³ (2:20 PM) (5:01 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to reject the settlement offer.

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. ACCEPT, REJECT OR COUNTER-OFFER TO SETTLE A CLAIM BY TRAVIS COUNTY AGAINST BRUNO RAMOS AND TAKE APPROPRIATE ACTION. ¹ (2:20 PM) (5:01 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to accept the offer to settle the claim against Bruno Ramos for the amount of \$4,308.50.

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

35. 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 (2:20 PM) (5:01 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.

Clerk's Note: Items 35.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 35.A and B would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to direct Staff, including the County Attorney, to contact the contractors: that it is the wish of the Commissioners' Court to settle the hard claims that were submitted and scrubbed by the Courts consultants; that the Court indicate it's willingness to settle those claims; that in exchange what the Court would like to get is a new time schedule to complete the project; that the Court would like a document wherein the contractors give the Court a full release, and, in exchange, the Court would give a full release to whatever claims the County has to this date; and that the Court take any and all steps necessary to enable us to have a clean start from here, to the finish of this project, which regards to the contractors who submitted claims in response to our last deadline.

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

36. ACCEPT, REJECT, OR COUNTEROFFER OFFER TO SETTLE A SUBROGATION CLAIM BY TRAVIS COUNTY AGAINST FRANK MORONES AND TAKE APPROPRIATE ACTION. ¹ (2:20 PM) (5:03 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to authorize the County Attorney to negotiate a release of lien in the Frank Morones case of between 25% and 40% and authorize the County Judge to sign 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 IS AN ADDENDUM:

- A.1** APPROVAL TO PURSUE PARTNERSHIP OPPORTUNITY WITH PRAIRIE VIEW A&M UNIVERSITY, BILL J. PRIEST INSTITUTE FOR ECONOMIC DEVELOPMENT, MIDDLE COLLEGE FOR TECHNOLOGY CAREERS HIGH SCHOOL AT TSU, AND WILMIC VENTURES, INC., TO ESTABLISH A COMMUNITY TECHNOLOGY PROGRAM AT THE SOUTH RURAL COMMUNITY CENTER AT DEL VALLE. (11:27 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, A-TCHHSD and Veterans' Services; Jesse Colunga, Supervisor, South Rural Community Center; and Cathleen Rodriguez, HHSD.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to pursue this partnership opportunity and to establish this at the South Rural Community Center at Del Valle as a pilot project, and that the Court forward this to the County Attorney's Office for a 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

ADJOURNMENT

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to adjourn the Voting Session. (5:04 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