

MINUTES – SEPTEMBER 7,1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 7th day of September, 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 9:29 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 9:29 AM and adjourned at 9:33 AM.

The Commissioners' Court reconvened the Voting Session at 9:33 AM.

The Commissioners' Court recessed the Voting Session at 12:03 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:40 PM and adjourned the Voting Session at 1:42 PM.

The Commissioners' Court reconvened the Voting Session at 1:42 PM.

The Commissioners' Court retired to Executive Session at 3:27 PM.

The Commissioners' Court reconvened the Voting Session at 5:20 PM.

The Commissioners' Court adjourned the Voting Session at 5:24 PM.

PUBLIC HEARINGS

1. PUBLIC HEARING TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE AND PUBLIC UTILITY EASEMENT ON LOT 23, WESTVIEW ON LAKE AUSTIN PHASE A, A SUBDIVISION IN PRECINCT THREE. (9:11 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 Agenda Item C9.

RESOLUTIONS & PROCLAMATIONS

- 2. APPROVE PROCLAMATION HONORING THE 189TH ANNIVERSARY OF THE DIEZ Y SEIS DE SEPTIEMBRE CELEBRATION. (9:13 AM)

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

- 3. APPROVE PROCLAMATION SUPPORTING "DISCOVER COMMUTE SOLUTIONS MONTH" AND ADVOCATING EFFORTS TO PROMOTE THE VITAL ROLE OF PUBLIC TRANSIT AND COMMUTE SOLUTION AND TO RECOGNIZE THE IMPORTANCE OF THESE TRANSPORTATION MODES IN IMPROVING REGIONAL AIR QUALITY. (9:14 AM)

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

Motion by Commissioner Davis and seconded by Commissioner Gómez to approve Item 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

CITIZENS COMMUNICATION

Clerk’s Note: There were no speakers during Citizens Communication. (9:20 AM)

CONSENT ITEMS

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations.

- 4. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C9, and Items 6, 10.B, 16, 18, 19, 20, 23, 24, 28, and 30. (9:21 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 SESSION OF AUGUST 24, 1999.
- C4. APPROVE PROCLAMATION CONGRATULATING THE IMANI COMMUNITY CHURCH ON ITS 4TH ANNIVERSARY.
- C5. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: MESA VISTA SECTION ONE - (NO FISCAL REQUIRED - 4 LOTS - 9.52 ACRES - WILLIAMSON COUNTY ROAD NO. 280 - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE).
- C6. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: CAMBRIDGE HEIGHTS PHASE B SECTION 1 AND REPLAT OF A 5.684 ACRE PORTION OF SPRINGBROOK CENTRE, PHASE A - (FISCAL POSTED WITH TRAVIS COUNTY - 66 LOTS - 12.6 ACRES - MENTONE DRIVE - WASTEWATER SERVICE TO BE PROVIDED FOR THE WINDERMERE UTILITY COMPANY).
- C7. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: CAMBRIDGE HEIGHTS PHASE A, SECTION 2 - (FISCAL POSTED WITH TRAVIS COUNTY - 74 LOTS - 17.326 ACRES - QUITMAN MOUNTAIN WAY - WASTEWATER SERVICE TO BE PROVIDED FOR BY THE WINDERMERE UTILITY COMPANY).

CONSENT ITEMS CONTINUED

- C8.** APPROVE SETTING A PUBLIC HEARING DATE OF SEPTEMBER 28, 1999 TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF INSTRUMENTS TO VACATE DRAINAGE AND PUBLIC UTILITY EASEMENTS ON LOT 1, THE MASTERS AT THE HILLS OF LAKEWAY, A SUBDIVISION IN PRECINCT THREE.
- C9.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE AND PUBLIC UTILITY EASEMENT ON LOT 23, WESTVIEW ON LAKE AUSTIN PHASE A, A SUBDIVISION IN PRECINCT THREE.

Clerk's Note: Item C9 is the Action Item for Item 1.

- 5.** INTRODUCTION OF TOM NUCKOLS TO COMMISSIONERS COURT. (9:23 AM)

Item 5 postponed until September 14, 1999.

- 6.** RECEIVE INFORMATION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN TRAVIS COUNTY AND TAKE APPROPRIATE ACTION. (9:21 AM)

Item 6 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

- 7. APPROVE MAXIMUM FY 2000 TAX RATE, SET DATE AND TIME FOR PUBLIC HEARING ON THE TAX RATE, AND APPROVE ADVERTISEMENT FOR NOTICE OF PUBLIC HEARING ON TAX INCREASE. (9:24 AM)

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO).

Motion by Commissioner Sonleitner **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 BUDGET AMENDMENTS AND TRANSFERS. (9:33 AM) (2:50 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Alan Miller, Budget Analyst, PBO; Christian Smith, Executive Manager, PBO; Joe Harlow, Director, Information and Telecommunications Systems (ITS); Cyd Grimes, Travis County Purchasing Agent; Judge Gisela Triana, Justice of the Peace, Precinct 5; and Susan Spataro, Travis County Auditor.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize the requested budget transfer, and ask Staff to come back to the Court, and inform the Court specifically, what computers are being requested for purchase, and why.

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 Davis to approve Budget Amendment 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

9. DISCUSS AND APPROVE PROPOSED FY 2000 FINE AND FEE CHANGES.
(10:02 AM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Stephen Williams, Executive Manager, Travis County Health and Human Services Department and Veterans' Services (TCHHSD&VS); Patty Eacret, Director of Fiscal and Personnel, Travis County Sheriff's Office (TCSO); Jim Connolly, Assistant County Attorney; and David Balagia, Major, TCSO.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the increase of the Food Establishment Permit Fee from \$125.00 to \$150.00.

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

A Clarification of the previous Motion was made by Commissioner Sonleitner that the Motion also include an increase in the fee for Contract Food Permits, from \$125.00 to \$150.00.

The Clarification was accepted without objection by those who were present for the Vote.

A. APPROVE RESOLUTION FOR PROBATE JUDICIAL FILING FEE. (9:58 AM)
(3:23 PM) (5:20 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Christian Smith, Executive Manager, PBO; Jim Connolly, Assistant County Attorney; and Alan Miller, Budget Analyst, PBO.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 9.A.

Clerk's Note: No vote was taken on the previous Motion.

Judge Biscoe announced that Item 9.A would be considered in Executive Session.

ITEM 9 CONTINUED

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the proposed resolution.

A Clarification was made of the previous Motion by Commissioner Sonleitner **and accepted by** Judge Biscoe that it be the resolution as drafted by David Escamilla, First Assistant 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	-	absent

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

A. DISCUSS AND APPROVE GRANT CONTRACT WITH CRIMINAL JUSTICE DIVISION, GOVERNOR'S OFFICE FOR MISDEMEANOR WARRANT UNIT FOR SHERIFF'S OFFICE. (10:16 AM)

Members of the Court heard from: Shoshanna Lansberg, Planning and Budget Analyst, PBO; and Mike Hemby, Research and Planning, TCSO.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item 10.A, contingent upon the Court taking a close look at the program during the next year, and trying to figure out a way to make it more efficient and more effective.

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

B. APPROVE GRANT CONTRACT WITH CRIMINAL JUSTICE DIVISION, GOVERNOR'S OFFICE FOR PURCHASE OF JUVENILE JUSTICE ALTERNATIVES GRANT FOR JUVENILE COURT. (9:21 AM)

Item 10.B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

C. APPROVE PERMISSION TO CONTINUE THE FAMILY VIOLENCE PROTECTION TEAM GRANT FOR COUNTY ATTORNEY'S OFFICE AND SHERIFF'S OFFICE. (10:22 AM)

Members of the Court heard from: Alan Miller, Budget Analyst, PBO; Mike Hemby, Research and Planning, TCSO; and Anna Belle Burleson, Victim Witness Services, Travis County Attorney's Office.

Motion by Commissioner Sonleitner and seconded by Commissioner Davis to approve Item 10.C.

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

- 11. DISCUSS REVISIONS TO THE CRIMINAL JUSTICE PROGRAM BUDGET SUMMARY AND TAKE APPROPRIATE ACTION. (9:24 AM)**

Item 11 postponed until September 14, 1999.

12. CONSIDER REPORT FROM HERNDON STAUCH & ASSOCIATES ON CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. (10:26 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Christian Smith, Executive Manager, PBO; and Kevin Bailey, Director, Facilities Management.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve proposed Motion #1, which is to accept the findings presented in the September 2, 1999 report by Herndon, Stauch & Associates.

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 Sonleitner to approve proposed Motion #2, which is to charge Staff (Facilities Management, PBO, the Auditor’s Office, and other appropriate County Staff) with identifying sources for increased funding required in the September 2, 1999 report by Herndon, Stauch & Assoc., in order to meet immediate anticipated financial commitments and requirements.

A Clarification of the previous Motion was made by Commissioner Baxter that the Commissioners’ Court charges Staff with the task of identifying these sources, and to bring back information and recommendations to the Court for further discussion at the Court level.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the previous Motion not be interpreted as saying the Court is liable for the increased costs related to the project.

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 12 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve proposed Motion #3, which is to charge Staff with the task of further identifying sources of funding to satisfy any budget items to be addressed in the Herndon, Stauch & Assoc., Phase 2 report, which is expected to be received around October 2 or 3, 1999. The spirit of the Motion is that while Staff is looking for resources, the search may as well include short term, as well as long term sources. Part of the Motion is that the Court, at some point, must specifically address the recommendations and try to figure out what part, if any, the Court will take. Once the Court identifies the action it plans to take, the Court is required by law to have a budget for it.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the Court makes it very clear that it is not admitting any liability for these costs. This is a recognizing of cash flow, and of how one gets solutions accomplished.

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 Sonleitner to approve proposed Motion #4, which is to set the third Tuesday of each month as the time for periodic updating by Herndon, Stauch, & Assoc., regarding the status of corrections to the bond program.

A Clarification of the previous Motion was made by Judge Biscoe that this would begin October 3, 1999.

Withdrawal of the previous Motion and second was made by Judge Biscoe and Commissioner Sonleitner.

ITEM 12 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve proposed Motion #5, which is for the Court to accept the recommendation presented in the September 2, 1999 report by Herndon, Stauch, & Assoc., and authorize Herndon, Stauch, & Assoc. to begin implementation of the action plan, with particular emphasis on the implementation of quality control items.

A Clarification of the previous Motion was made by Commissioner Sonleitner that this does not mean any kind of admission, or that the Court believes it is responsible or liable to do this, but that sometimes, for cash flow purposes, to get the action item accomplished, it is necessary for the Court to front the money, and hold accountable those responsible for that deliverable.

Further Clarification of the previous Motion was made by Judge Biscoe and seconded by Commissioner Sonleitner that the Court would like to look at the specifics of the revised quality control program by next Tuesday, September 14, 1999, and determine whether there is available funding. The Court would like to know what additional steps need to be taken, and if the Court can beef up actions under the current contracts, it ought to, to the extent the Court needs to provide something new and different to supplement those efforts.

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 AND PROVIDE DIRECTION TO STAFF ON CONCEPT OF VEHICLE SAFETY POLICY AS THE PREFERABLE LOSS PREVENTION METHOD OF ADDRESSING VEHICLE ACCIDENTS INVOLVING COUNTY EMPLOYEES.
(10:40 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Jim Collins, Executive Assistant County Attorney; and Donna Parker Stirman, HRMD.

Discussion Only.

Item 13 to be reposted on September 21, 1999.

14. DISCUSS, AND APPROVE FY 2000 WORKFORCE INVESTMENT ISSUES, INCLUDING COMPENSATION ISSUES SURVEY RESULTS, AND JOB RESTRUCTURING AND TAKE APPROPRIATE ACTION. (11:34 AM) (1:43 PM) (2:50 PM)

Members of the Court heard from: Linda Moore Smith, Director, HRMD; Alicia Perez, Executive Manager, Administrative Operations; Rosemary Lehmborg, First Assistant District Attorney; Eric Shepperd, Assistant County Attorney; Carlotta Valdez, Compensation and Benefits Manager, HRMD; Neomia Bailey, Misdemeanor Division Manager, Travis County Clerk’s Office; Gisela Triana, Judge, Justice of the Peace Precinct 5; Elena Diaz, Judge, Justice of the Peace Precinct 4; Barbara Bembry, Judge, Justice of the Peace Precinct 2; and Susan Spataro, Travis County Auditor.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the District Attorney’s Victim Witness Director upgrade, but delay the funding decision until the Budget Markup.

Clerk’s Note: No Vote was taken on the previous Motion at this time.

A Substitute Motion was made by Commissioner Sonleitner to approve the re-class of the Victim Witness Division Director in the District Attorney’s Office, from Grade 16 to Grade 19, effective September 1, 1999, with a note that the Court wishes it had known about this the previous week.

The Substitute Motion was not Seconded.

Clerk’s Note: A Vote was then taken on Judge Biscoe’s original Motion.

Motion carried:

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

Motion by Commissioner Gómez and seconded by Commissioner Sonleitner to approve the Juvenile Public Defender position, and that the department be allowed to fund that upgrade.

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 14 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Davis to direct Staff to compile a listing of jobs and job titles, and make sure they are in agreement with the Departments about the duties and responsibilities. Where possible, eliminate positions. If there are not true clerks there, eliminate those positions. Wherever there are Judicial Aides across the County, Level I, II or both, it should be indicated, and pay grades can be recommended in agreement with the Departments. If that can not be done, Staff should bring in the differences, and the Court will decide. The hope is that the goal will be that if one is a Clerk Coordinator II Team Leader, the Court will know what the job is, what the grade is, and whether differences will be based on qualifications or experience, but still, they ought to be within the grade, with the possibility of establishing a career ladder within the Court system.

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 Sonleitner to include the Auditor's office in the Market Salary Survey.

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

15. APPROVE PERSONNEL AMENDMENTS. (11:34 PM)

Members of the Court heard from: Carlotta Valdez, Compensation and Benefits Manager, HRMD; Alan Miller, Budget Analyst, PBO; Stephen Williams, Executive Manager, TCHHSD&VS; and Cynthia Wise Galvan, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the routine Items.

Motion carried:

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

Clerk’s Note: A request was made by Commissioner Sonleitner that the Commissioners’ Court record reflect a Corrected Vote in regards to the routine personnel amendments on Item 15. The members of the Commissioners’ Court agreed, with no objection, that the Minutes reflect that the Court approved by Consensus, Commissioner Sonleitner voting yes on the referenced Item. The Commissioners’ Court record does reflect the Corrected Vote.

Motion carried:

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

Motion by Commissioner Sonleitner and seconded by Commissioner Davis to approve the HHS reorganization with the elimination of the Youth and Family Services Manager occurring with the regular budget process as it has been proposed in the preliminary budget.

Motion carried:

County Judge Samuel T. Biscoe	-	absent
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 LICENSE AGREEMENT WITH MARKUS LANGHANS FOR USE OF TRAVIS COUNTY ADMINISTRATION BUILDING PARKING GARAGE. (9:21 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

PURCHASING DEPARTMENT ITEMS

- 17.** DISCUSS AND APPROVE CONTRACT MODIFICATIONS, AS NECESSARY, TO THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS. (11:45 AM)

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

Discussion Only.

- 18.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE BITTING SCHOOL ROAD BRIDGE #162 REPLACEMENT PROJECT, IFB #B990720-JJ, TO THE LOW, QUALIFIED BIDDER, CACTUS CONCRETE, INC. (9:21 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE OLD KIMBRO ROAD BRIDGE #150 REPLACEMENT PROJECT, IFB #B990719-JJ, TO THE LOW, QUALIFIED BIDDER, CACTUS CONCRETE, INC. (9:21 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20.** APPROVE CONTRACT RENEWALS FOR THE PROVISION OF COURT REPORTING SERVICES, TO KAREN FOSTER AND ASSOCIATES, LIZ BURROSS, BAKER COURT REPORTING, INC., RITA GRASSHOFF, AND CHAPMAN COURT REPORTING SERVICE. (9:21 AM)

Item 20 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21. APPROVE CONTRACT AWARD FOR 1999 ELECTION BALLOTS, IFB# B990119-JP, TO THE SOLE QUALIFIED BIDDER, HART INFORMATION SERVICES. (11:45 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 21, and for Purchasing, the County Auditor, and the County Clerk to work on resolving the question of whether the funds have been certified for purposes of the '00 budget.

Motion carried:

County Judge Samuel T. Biscoe	-	absent
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

- 22. GRANT PURCHASING AGENT AUTHORITY TO APPROVE CONTRACT MODIFICATIONS UP TO \$50,000 FOR THE DEL VALLE TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 1 CONSTRUCTION PROJECT. (11:47 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 22, tying it to the Purchasing Agent consulting with Herndon, Stauch, & Assoc., in terms of the appropriateness of the contract modifications up to \$50,000.00.

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

- 23. APPROVE CONTRACT AWARD FOR FLEET FUEL CARD SERVICES, RFP# P990074-JP, TO THE SOLE QUALIFIED PROPOSER, FUELMAN OF AUSTIN. (9:21 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24. APPROVE CONTRACT AWARD FOR THE TYPE F HMAC ALTERNATIVE PAVEMENT PROGRAM, SOLICITATION NO. B990733-JG, TO THE LOW QUALIFIED BIDDER, WHEELER COATING, INC. (9:21 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

JUSTICE AND PUBLIC SAFETY ITEMS

- 25. A. APPROVE MODIFICATION NO. 2 TO CONTRACT NUMBER PS990146LH, IKON TECHNOLOGY SERVICES, FOR PROVISION OF COMPUTER PROGRAMMING SERVICES FOR THE JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK MANAGEMENT INFORMATION SYSTEM (MIS). (3:02 PM)
- B. APPROVE PURCHASE OF LOTUS NOTES SOFTWARE FROM APPLIED DATA RESOURCES, A QUALIFIED INFORMATION SYSTEMS VENDOR.

Clerk’s Note: Items 25.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Teresa Reel, Manager of Emergency and Wireless Communications, Justice and Public Safety (JPS); Raymond Wu, Criminal Justice Planning (CJP); and Barbara Swift, Juvenile Court.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Items 25.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

OTHER ITEMS

- 26.** APPROVE ORDER CALLING ANNEXATION ELECTION, NOVEMBER 2, 1999, FOR WELLS BRANCH COMMUNITY LIBRARY DISTRICT AND APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN TRAVIS COUNTY AND WELLS BRANCH COMMUNITY LIBRARY DISTRICT. (3:16 PM)

Members of the Court heard from: Lesley Thompson, Elections Division Manager, Travis County Clerk’s Office; and Tamara Armstrong, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 26.

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.** AUTHORIZE TRAVIS COUNTY SHERIFF, MARGO FRASIER, TO EXECUTE INTERLOCAL COOPERATION AGREEMENT WITH AUSTIN COMMUNITY COLLEGE FOR INMATE EDUCATION TECHNOLOGY TRAINING SERVICES. (3:18 PM) (3:23 PM) (5:21 PM)

Members of the Court heard from: Jim Connolly, Assistant County Attorney.

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

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to authorize Sheriff Frasier to sign the proposed agreement after Austin Community College has signed it, and after the dates of beginning and termination have been changed to reflect reality.

Motion carried:

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

- 28. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF JULY, 1999. (9:21 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 29. CONSIDER NEED TO MAKE APPOINTMENTS TO CAPITAL AREA PLANNING COUNCIL (CAPCO) AND OTHER COMMITTEES, AND TAKE APPROPRIATE ACTION. (3:20 PM)

Motion by Judge Biscoe and seconded by Commissioner Gómez to appoint Eric Carter to replace Chris Callsen on the CAPCO GIS Advisory Council.

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 29 to be reposted on September 14, 1999.

- 30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:21 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 4 (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

- 31. A. RECEIVE UPDATE FROM THE COUNTY ATTORNEY'S OFFICE ON STATUS OF CONSTRUCTION OF THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (3:23 PM) (5:22 PM)**
- B. RECEIVE BRIEFING FROM COUNTY REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹**

Clerk's Note: Items 31.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 31.A and B would be considered in Executive Session.

No Action necessary.

Item 31.A and B to be reposted on September 14, 1999.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING STATUS OF OPERATION AND MANAGEMENT SERVICES AGREEMENT FOR THE TRAVIS COUNTY COMMUNITY JUSTICE CENTER BETWEEN TEXAS BOARD OF CRIMINAL JUSTICE AND TRAVIS COUNTY COMMISSIONERS' COURT; AND OPERATIONS AND MANAGEMENT SERVICES AGREEMENT BETWEEN TRAVIS COUNTY COMMISSIONERS' COURT AND WACKENHUT CORRECTIONS CORPORATION. ¹ (3:23 PM) (5:22 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the proposed letter to the Texas Board of Criminal Justice after the changes discussed have been made, specifically including the deletion of 9.B and C, with the other wording of 9 to be consistent with those two changes, and other minor changes made in 1 and 3. JPS will present a revised letter to Judge Biscoe, to be circulated to the members of the Court. That information will be sent to the Texas Board of Criminal Justice. Further, the Court will contact the Travis County Criminal District Judges as well as the Travis County legislative delegation, to let them know the Court's position, and to ask their cooperation and assistance, to the extent that they deem necessary and 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	-	abstain
Precinct 4, Commissioner Margaret J. Gómez	-	absent

33. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING, PROJECT NO. 97B01-10-4DA, PARCEL #1DE; THORNBERRY LOW WATER (CARSON CREEK); (OWNER: CLARK FAMILY PARTNERSHIP, LTD). ¹ & ² (3:23 PM) (5:24 PM)

Item 33 postponed until September 14, 1999.

34. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENTS WITH THE FOLLOWING EXISTING TENANT: JOYCE KONCAK, D/B/A SWEETIE PIES; AND A PROPOSED NEW TENANT: ALFONS ALIZZI AND D. RUSSELL ENGLEMAN, D/B/A STONEHOUSE. ² (3:23 PM) (5:24 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the proposed leases.

Motion carried:

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

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN JUAN CAMPOS WRONGFUL DEATH CLAIM (FRASIER; WRONGFUL DEATH/CIVIL RIGHTS). ¹ (3:23 PM) (5:24 PM)

Item 35 postponed until September 14, 1999.

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER OFFER IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; CASE NUMBER 98-50465 AND USDC NUMBER A-94-CA-561-SC. ¹ (3:23 PM) (5:24 PM)

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

Item 36 postponed until September 14, 1999.

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION IN WICKENHEISER, ET AL V. CITY OF AUSTIN ET AL. (WICKENHEISER; GIESELMAN; TEXAS TORT CLAIMS ACT AND PERSONAL INJURY SUIT). ¹ (3:23 PM) (5:24 PM)

Judge Biscoe announced that Item 37 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to reject the settlement offer in the amount of \$200,000.00.

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	-	absent

Item 37 to be reposted on September 14, 1999.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Baxter to adjourn the Voting Session. (5:24 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge