

## **MINUTES – SEPTEMBER 14, 1999**

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

On Tuesday, the 14<sup>th</sup> day of September, 1999, the Commissioners' Court convened the regular Voting Session at 9:09 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, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 9:07 AM and adjourned the Voting Session at 9:09 AM.

The Commissioners' Court recessed the Voting Session at 12:36 PM.

The Commissioners' Court reconvened the Voting Session at 1:54 PM.

The Commissioners' Court retired to Executive Session at 4:01 PM.

The Commissioners' Court reconvened the Voting Session at 5:49 PM.

The Commissioners' Court adjourned the Voting Session at 5:51 PM.

**PUBLIC HEARINGS**

1. PUBLIC HEARING TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A DRAINAGE EASEMENT ON LOT 4, CASE ACRES, A SUBDIVISION IN PRECINCT TWO. (9:09 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter 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 Sonleitner **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 Consent Item C.9.

**RESOLUTIONS & PROCLAMATIONS**

2. APPROVE PROCLAMATION RECOGNIZING SEPTEMBER 15, 1999 THROUGH OCTOBER 15, 1999 AS "NATIONAL HISPANIC HERITAGE MONTH". (9:10 AM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis 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. ANNOUNCE RESOLUTION HCR 259 "FIRE ANT AWARENESS WEEK" IS THE SECOND WEEK IN SEPTEMBER AND TO REMIND CITIZENS OF TRAVIS COUNTY THAT FIRE ANTS CAN BE SAFELY AND SUCCESSFULLY MANAGED USING THE TWO-STEP METHOD OF FIRE ANT CONTROL. (9:11 AM)

**Members of the Court heard from:** Lisa Lennon, Extension Agent, Travis County Agricultural Extension Service.

Discussion Only.

### CITIZENS COMMUNICATION

**Members of the Court heard from:** Nettie Brown, Northridge Subdivision Resident; Charles Brown, Northridge Subdivision Resident; Kenneth Snyder, Northridge Subdivision Resident; and Charles Waits, Private Citizen. (9:14 AM)

### CONSENT ITEMS

**Members of the Court heard from:** Bob Vann, Constable, Precinct 2; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Jim Collins, Executive Assistant County Attorney.

- 4. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C9, and Items 6, 13.B, C, & D, 17, 19, 20, 21.A & B, 32, and 34. (9:24 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.**

**CONSENT ITEMS CONTINUED**

- C3.** APPOINT GLEN HARTMEN TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #1 BOARD (LAGO VISTA) REPLACING JOY GROSS; THIS IS AN UNEXPIRED TERM EFFECTIVE UNTIL DECEMBER 31, 2000.
- C4.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STONEY RIDGE PHASE A SECTION IIIC, IN PRECINCT FOUR.
- C5.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN PICADILLY RIDGE PHASE 1, SECTIONS 1, 2, &3, PHASE 2, SECTIONS 1 & 2, AND PHASE 3 SECTIONS 1 & 2, IN PRECINCT TWO.
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: WILDFLOWER SECTION FIVE - (LONGFORM - FISCAL POSTED WITH THE CITY OF AUSTIN AND TRAVIS COUNTY - 42 LOTS - 7.536 ACRES - HOWARD LANE - WASTEWATER SERVICE TO BE PROVIDED FOR BY NORTHTOWN MUD NO. 1).
- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER RANCH SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 247.377 ACRES - OLD GREGG LANE - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE).
- C8.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: REPLAT OF LOT 22, OF THE RANCH SECTION ONE, AND LOT 12, BLOCK TWO OF SECTION 5, THE RANCH P.U.D. SECTIONS 4-11 (SHORTFORM - NO FISCAL - SAILBOAT PASS - OETJ - ONSITE WASTEWATER).
- C9.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A DRAINAGE EASEMENT ON LOT 4, CASE ACRES, A SUBDIVISION IN PRECINCT TWO.

**Clerk's Note:** Item C.9 is the action Item for Agenda Item 1.

- 5.** INTRODUCTION OF TOM NUCKOLS TO COMMISSIONERS COURT. (9:29 AM)

**Members of the Court heard from:** Jim Collins, Executive Assistant County Attorney; and Tom Nuckols, Assistant County Attorney.

Discussion only.

- 6. RECEIVE INFORMATION REGARDING THE PROHIBITION OF OUTDOOR BURNING IN TRAVIS COUNTY AND TAKE APPROPRIATE ACTION. (9:24 AM)

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

**COUNTY POLICIES PROCEDURES**

- 7. REVISE AND CLARIFY CURRENT COUNTY RULES AND PROCEDURES UNDER CHAPTER 68 OF THE TRAVIS COUNTY CODE – TRAVIS COUNTY SHERIFF'S OFFICE ALARM SYSTEM RULES AND PROCEDURES. (11:19 AM)

**Members of the Court heard from:** Margo Frasier, Travis County Sheriff; Mike Hemby, Research and Planning, Travis County Sheriff’s Office (TCSO); Patty Eacret, Director of Fiscal and Personnel, TCSO; Carolyn Damron, Senior Financial Analyst, Travis County Auditor’s Office; Blaine Keith, Director of Financial Services, Travis County Auditor’s Office; and Jim Connolly, Assistant County Attorney;

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the Alarm Fee for the Sheriff’s Office.

**Motion carried:**

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

8. DISCUSS ORDER ADOPTING REVISIONS TO CHAPTER 48, RULES AND PROCEDURES OF TRAVIS COUNTY CODE FOR ONSITE SEWAGE FACILITIES AND TAKE APPROPRIATE ACTION. (2:50 PM)

**Members of the Court heard from:** Steve Manilla, Director of Engineering and Planning, TNR; and Mary Etta Gerhardt, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to post a Public Hearing for Tuesday, September 28, 1999, at 9:30 AM. If it is found that 2 weeks notice is required, the hearing will be posted for one week later.

**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 DEPT. ITEMS**

9. APPROVE 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. (9:31 AM) (9:32 AM)

**Members of the Court heard from:** Christian Smith, Executive Manager, PBO; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Mike Wichern, Senior business Consultant, Travis County Auditor’s Office; Susan Spataro, Travis County Auditor; Joe Harlow, Director, Information and Telecommunications Systems (ITS); The Honorable W. Jeanne Meurer, Judge, 98<sup>th</sup> District; Alan Miller, Budget Analyst, PBO; Mark McCray, Budget Analyst, PBO; Bruce Elfant, Constable Precinct 5; Bob Vann, Constable Precinct 2; and Stephen Williams, Executive Manager, Travis County Health and Human Services Department and Veterans’ Services (TCHHSD&VS).

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to make an earmark in the amount of the cost difference in either the Allocated or the CAR Reserve for computer purchases.

**Motion carried:**

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Plan B of the ASAP program.

**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 9 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve adding \$150,00.00 for Substance Abuse Treatment.

**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

**Motion by Commissioner Sonleitner and seconded by Judge Biscoe** to approve the planning assumptions to this point that have to do with the allocation of items moving out of the “parking lot” into actual line items. With the exception that the Court has added \$150,000.00 extra into Substance Abuse, and approving ASAP Plan B, everything else would be what is listed on the post-markup budget worksheet, also making it clear that the Constable 4 Civil Deputy is a ½ FTE, and not a full FTE.

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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Plan D on how to accommodate the County’s revenue shortfall, which would increase the effective tax rate by ½ penny.

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



**10. DISCUSS AND APPROVE PROPOSED FY 2000 FINE AND FEE CHANGES.**  
 (9:31 AM) (11:08 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Margo Frasier, Travis County Sheriff; Jim Connolly, Assistant County Attorney; David Escamilla, First Assistant County Attorney; and Patty Eacret, Director of Fiscal and Personnel, TCSO.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Records Checks Fee of \$10.00 for the Sheriff's Office.

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the Work Release Fee of \$50.00 for the Sheriff's Office.

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the Notary Fee of \$5.00 for the Sheriff's Office.

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

**ITEM 10 CONTINUED**

**A. DISCUSS AND APPROVE CONSTABLE CIVIL FEES. (11:50 AM)**

**Members of the Court heard from:** Mark McCray, Budget Analyst, PBO; Bruce Elfant, Constable Precinct 5; Leroy Nellis, Budget Manager, PBO; Carlos Lopez, Chief Deputy, Constable Precinct 5; and Bob Vann, Constable Precinct 2.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the fees as listed in the backup.

**Second accept the Friendly Amendment by Judge Biscoe** to make the Venditioni fee \$0.00.

**Acceptance of the Friendly Amendment was made by Commissioner Davis.**

**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

**11. DISCUSS PROPOSED CHANGES TO FY 2000 BUDGET RULES. (2:50 PM)**

Item 11 to be reposted on September 21, 1999 at 1:30 PM.

12. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (12:01 PM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Alan Miller, Budget Analyst, PBO; Stephen Williams, Executive Manager, TCHHSD&VS; Elaine Carroll, Supervisor, TCHHSD; Jessica Rio, Planning and Budget Analyst, PBO; Shoshanna Lansberg, Planning and Budget Analyst, PBO; Susan Bell, Chief Deputy, County Clerk’s Office; and Irma Guerrero, Administrator, Pre-Trial Services.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Budget Amendments A1-A12.

**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 approve Budget Amendments A13-T27.

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Budget Amendments T28-T38, as requested by HHSD.

**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

**ITEM 12 CONTINUED**

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Budget Amendments T39-T47, as requested by the County Clerk’s Office.

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Budget Amendments T48-T49 as requested by CSCD.

**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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Budget Amendments D2-D5 as requested by the Sheriff’s Office.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Budget Amendments D6 as requested by Pretrial Services.

**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

**13. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:24 AM)**

**A. APPROVE GRANT APPLICATION WITH JUNIOR LEAGUE OF AUSTIN FOR JUVENILE COURT. (2:57 PM)**

**Members of the Court heard from:** Alan Miller, Budget Analyst, PBO; and Barbara Swift, Deputy Chief Juvenile Probation Officer.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 13.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 FOR JOSATS GRANT FOR JUVENILE COURT. (9:24 AM)**

**C. APPROVE GRANT CONTRACT FOR JOSATS-DRUG COURT PLANNING GRANT FOR JUVENILE COURT. (9:24 AM)**

**D. APPROVE GRANT CONTRACT FOR FY 2000 ROPES GRANT FOR JUVENILE COURT. (9:24 AM)**

**E. APPROVE GRANT CONTRACT FOR FY 1999 ROPES CONTRACT REALLOCATION FOR JUVENILE COURT. (9:24 AM)**

Item 13.E pulled from Agenda.

**Clerk’s Note:** Items 13.B, C, and D are associated with one another and were called for concurrent discussion.

Items 13.B, C, and D added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

**HEALTH AND HUMAN SERVICES ITEMS**

14. A. APPROVE EXECUTION OF AN AGREEMENT BETWEEN THE STATE OF TEXAS WORKFORCE COMMISSION, THE CAPITAL AREA WORKFORCE DEVELOPMENT BOARD, AND TRAVIS COUNTY FOR THE COUNTY TO CERTIFY EXPENDITURES OF APPROXIMATELY \$100,000 FOR THE SUPPORT AND PROVISION OF CHILD CARE TO ELIGIBLE CLIENTS DURING THE PERIOD FROM 9/1/98 THROUGH 8/31/99. (2:59 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, TCHHSD&VS; and Alan Miller, Budget Analyst, PBO.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 14.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. ACCEPT PAYMENT FROM THE TEXAS WORKFORCE COMMISSION EQUAL TO THE FEDERAL MATCHING SHARE, ESTIMATED AT \$62,450, THAT RESULTS FROM THE CERTIFICATION. (3:01 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, TCHHSD&VS; and Alan Miller, Budget Analyst, PBO.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 14.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

- 15.** APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND THE CAPITOL AREA WORKFORCE DEVELOPMENT BOARD FOR SUPPORT OF LABOR MARKET DATABASE SERVICES AND PROFESSIONAL PLANNING SUPPORT. (9:32 AM)

**Members of the Court heard from:** Mary Etta Gerhardt, Assistant County Attorney.

Item 15 postponed until September 21, 1999.

**JUSTICE AND PUBLIC SAFETY ITEMS**

- 16. A. APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN PARTICIPATING SCHOOL DISTRICTS, TRAVIS COUNTY AND THE TRAVIS COUNTY JUVENILE BOARD FOR THE OPERATION OF THE TRAVIS COUNTY JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM COOPERATIVE. (3:06 PM)
- B. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH SOUTHWEST KEY PROGRAM, INC. FOR EDUCATIONAL SERVICES FOR THE OPERATION OF THE TRAVIS COUNTY JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM.
- C. APPROVE INTERLOCAL AGREEMENT WITH AUSTIN INDEPENDENT SCHOOL DISTRICT FOR FOOD SERVICES.
- D. APPROVE LEASE AGREEMENT WITH AUSTIN INDEPENDENT SCHOOL DISTRICT FOR LEASE SPACE FOR THE TRAVIS COUNTY JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM AT 901 NEAL STREET, AUSTIN, TEXAS.

**Clerk’s Note:** Items 16.A-D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Barbara Swift, Deputy Chief Juvenile Probation Officer; and The Honorable W. Jeanne Meurer, Judge, 98<sup>th</sup> District Court.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve Items 16.A-D.

**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. DISCUSS AND APPROVE CONTRACT WITH PFLUGERVILLE INDEPENDENT SCHOOL DISTRICT FOR PROVIDING ABSENT STUDENT ASSISTANCE PROGRAM SERVICES FOR SCHOOL YEAR 1999-2000. (9:24 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.



**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 18.** DISCUSS INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR THE COUNTY'S CONTRIBUTION TOWARD THE CONSTRUCTION OF A BRIDGE ON WILLIAM CANNON BLVD/NUCHOLS CROSSING AND THE COUNTY'S PURCHASE OF RIGHT-OF-WAY FOR S.H. 45 AND TAKE APPROPRIATE ACTION. (9:29 AM) (4:01 PM) (5:49 PM)

Judge Biscoe announced that Item 18 would be considered in Executive Session.

No Action necessary on Item 18.

- 19.** APPROVE INTERLOCAL AGREEMENT WITH CITY OF ELGIN FOR REIMBURSEMENT OF TRAVIS COUNTY COSTS OF IMPROVEMENTS TO COUNTY LINE ROAD INSIDE THE CITY OF ELGIN, IN PRECINCT ONE. (9:24 AM)

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

**PURCHASING DEPARTMENT ITEMS**

- 20.** APPROVE CONTRACT AWARD OF MAINTENANCE SUPPORT OF KODAK HIGH VOLUME PHOTO COPIERS ("KODAK CAMPUS PLAN"), IFB #B990112-TF, TO THE LOW QUALIFIED BIDDER, CSU, LLC. (9:24 AM)

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

- 21. A. APPROVE ASSIGNMENT OF CONTRACT BETWEEN PROFESSIONAL INSURANCE AGENTS, INC., AND FROST INSURANCE AGENCY, INC. (9:24 AM)
- B. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 97T0116-OJ, FROST INSURANCE AGENCY, INC., EXCESS WORKERS' COMPENSATION INSURANCE; CONTRACT APPROVED ON 2/4/97; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION (AT THE SAME RATE).

**Clerk’s Note:** Items 21.A and B are associated with one another and were called for concurrent discussion.

Item 21.A and B added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 22. APPROVE PURCHASE OF FILE SERVERS OFF STATE CATALOGUE (QISV) FROM INACOM INFORMATION SYSTEMS. (3:11 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Stephen Williams, Executive Manager, TCHHSD&VS.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to approve Item 22.

**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 PURCHASE OF COMPUTERS OFF STATE CATALOGUE (QISV) FROM SOFTWARE HOUSE INTERNATIONAL. (3:14 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Susan Spataro, Travis County Auditor; and Mike Wichern, Senior Business Consultant, Travis County Auditor’s Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 23.

**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

24. A. APPROVE MODIFICATIONS TO THE 1999 PAVING PROGRAM. (3:26 PM)

B. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. 99K0712ABCF, WHEELER COATINGS ASPHALT, INC., 1999 HOT MIX OVERLAY PROJECT.

**Clerk’s Note:** Items 24.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Carol Joseph, Assistant Director, TNR.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Items 24.A and B.

<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

25. DISCUSS AND APPROVE CONTRACT MODIFICATIONS, AS NECESSARY, TO THE CRIMINAL JUSTICE PROGRAM. (3:29 PM)

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

No action necessary on Item 25.

**ADMINISTRATIVE OPERATIONS ITEMS**

26. DISCUSS REVISIONS TO THE CRIMINAL JUSTICE PROGRAM BUDGET SUMMARY FROM FLUOR DANIEL AND TAKE APPROPRIATE ACTION.  
(3:29 PM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; Mike Barrow, Construction Project Manager, Fluor Daniel; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Discussion only.

Item 26 to be reposted on September 21, 1999.

27. DISCUSS AND APPROVE FY 2000 WORKFORCE INVESTMENT ISSUES, INCLUDING COMPENSATION ISSUES SURVEY RESULTS, AND JOB RESTRUCTURING AND TAKE APPROPRIATE ACTION. (9:32 AM) (1:54 PM)

**Members of the Court heard from:** Linda Moore Smith, Director, Human Resources Management Department (HRMD); Susan Spataro, Travis County Auditor; Alicia Perez, Executive Manager, Administrative Operations; Carlos Lopez, Chief Deputy, Constable Precinct 5; Bruce Elfant, Constable Precinct 5; Carlotta Valdez, Compensation and Benefits Manager, HRMD; Norman McRee, Lead Personnel Analyst, HRMD; Dana DeBeauvoir, Travis County Clerk; and Dinah Dinwiddie, Executive Manager, JPS.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to deplete the Holiday Pay account.

**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

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the upgrade recommended by Constable 5.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve HHS Home Repair Supervisor.

**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 27 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve HHS RSVP Specialist II.

**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 Davis** to approve County Clerk Chief Deputy recommended pay range increase, and encourage the department to absorb the funding. If the department cannot, then along with the other jobs the Court has looked at and will look at, next year, bring it back to the Court for funding as part of the 2001 budget cycle.

**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 - yes

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve JPS recommended 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 27 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to A) approve the proposed upgrades; B) that funding of any recommended increases be conditioned upon the departments' ability to absorb them; C) that PBO and HRMD be notified as soon as possible one way or another, what the departments can do; D) that over the next few months, Staff put together a listing of those departments that cannot absorb these increases internally, so that the Commissioners' Court will have plenty of time to plan to take the appropriate action during the next budget cycle; and E) that the Auditor's Office IT positions be included in the MSS.

**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

**Clerk's Note:** Commissioner Baxter asked that he be shown as being in favor of part E regarding the Auditor's Office.

**28. APPROVE PERSONNEL AMENDMENTS. (3:39 PM)**

**Members of the Court heard from:** Carlotta Valdez, Compensation and Benefits Manager, HRMD.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve the routine 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

Non-routine personnel Items postponed until September 21, 1999.

**A. DISCUSS BACKPAY CLAIMS OF CERTAIN EMPLOYEES FOR SERVICES PERFORMED ON EMERGENCY AND WIRELESS COMMUNICATIONS PROJECT, AND TAKE APPROPRIATE ACTION. (9:32 AM)**

Item 28.A postponed until September 21, 1999.

**OTHER ITEMS**

- 29.** APPROVE ORDER SETTING FORTH JOINT ELECTION AGREEMENT BETWEEN TRAVIS COUNTY AND AUSTIN COMMUNITY COLLEGE (ACC) FOR CONDUCTING THE ACC SPECIAL REFERENDUM ELECTION (INTERLOCAL AGREEMENT). (3:46 PM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; and Lesley Thompson, Elections Division Manager, County Clerk’s Office.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 29.

**Motion carried:**

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

- 30. A.** APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACE AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES FOR THE NOVEMBER 2, 1999 TRAVIS COUNTY CONSTITUTIONAL AMENDMENT ELECTION, ACC REFERENDUM ELECTION, FIRE DISTRICT #11 CONVERSION ELECTION, AND WELLS BRANCH LIBRARY DISTRICT EXPANSION ELECTION. (3:49 PM)

- B.** DISCUSS OTHER ISSUES RELATED TO CONDUCT THE NOVEMBER 2, 1999 SPECIAL JOINT ELECTION.

**Clerk’s Note:** Items 30.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; and Lesley Thompson, Elections Division Manager, County Clerk’s Office.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Items 30.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



- 31. APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND THE TEXAS DEPARTMENT OF ECONOMIC DEVELOPMENT FOR ASSISTANCE IN COUNTING THE BALLOTS FOR THEIR TOURISM ELECTION. (3:53 PM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk.

**Motion by** Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 31.

**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

- 32. APPROVE THE CREATION OF SLOTS APPROVED FOR FUNDING IN THE FY 2000 PRELIMINARY BUDGET FOR THE 390TH DISTRICT COURT AND BEGIN THE HIRING PROCESS FOR THE POSITIONS. (9:24 AM)

Item 32 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 33. TAKE APPROPRIATE ACTION TO APPROVE THE ISSUANCE, SALE AND DELIVERY OF MULTIFAMILY HOUSING REVENUE REFUNDING BONDS (TANGLEWOOD APARTMENTS) SERIES 1999 BY TRAVIS COUNTY HOUSING FINANCE CORPORATION. (9:32 AM)

Item 33 postponed until September 21, 1999.

- 34. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:24AM)

Item 34 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

**THE FOLLOWING ITEM IS AN ADDENDUM:**

- A.1.** APPOINT A COMMISSIONERS' COURT MEMBER TO FILL VACANCY ON THE INVESTMENT ADVISORY COMMITTEE. (3:57 PM)

**Members of the Court heard from:** Mary Mayes, Financial Analyst, Cash Investment Division.

Discussion only.

**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

- 35. A.** RECEIVE UPDATE FROM THE COUNTY ATTORNEY'S OFFICE ON STATUS OF CONSTRUCTION OF THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:01 PM) (5:49 PM)
- B.** RECEIVE BRIEFING FROM COUNTY REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>

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

No Action necessary on Items 35.A and B.

36. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING, PROJECT NO. 97B01-10-4DA, PARCEL #1DE; THORNBERRY LOW WATER (CARSON CREEK); (OWNER: CLARK FAMILY PARTNERSHIP, LTD. <sup>1</sup> & <sup>2</sup> (4:01 PM) (5:49 PM)

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 36.

**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

37. 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. <sup>1</sup> (4:01 PM) (5:50 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to settle the Travis County vs. Rylander Investment Co. lawsuit for the amount of \$221,159.18, and authorize the County Judge to initiate whatever paperwork is necessary to have payment executed.

**Maker accept the Friendly Amendment by Commissioner Sonleitner** to include that the Court is expecting as part of this settlement, according to the Court order, a release from Rylander Investment Company.

**Acceptance of the Friendly Amendment was made 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

38. 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). <sup>1</sup> (4:01 PM) (5:50 PM)

Item 38 postponed until September 21, 1999.

- 39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN JUAN CAMPOS WRONGFUL DEATH CLAIM (FRASIER; WRONGFUL DEATH/CIVIL RIGHTS) . <sup>1</sup> (4:01 PM) (5:50 PM)

No Action necessary on Item 39.

- 40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER SETTLEMENT, AND/OR TAKE APPROPRIATE ACTION IN BILLIE BLALACK HARDIE ET AL V. TRAVIS COUNTY ET AL, CAUSE NO. A-98-CA-779JN (FRASIER; WRONGFUL DEATH/CIVIL RIGHTS) (REQUESTED BY COUNTY ATTORNEY). <sup>1</sup> (4:01 PM) (5:50 PM)

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve the mediation temporary settlement in the amount of \$45,000.00, which represents full settlement of this lawsuit.

**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. (5:51 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 - absent  
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**