

MINUTES – OCTOBER 19, 1999

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of October, 1999, the Commissioners' Court convened the regular Voting Session at 9:10 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 Velasquez.

The Commissioners' Court recessed the Voting Session at 12:03 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 1:37 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC) called to order the Voting Session at 1:37 PM and adjourned the Voting Session at 1:38 PM.

The Commissioners' Court, meeting as the Capital Health Facilities Development Corporation (CHFDC) called to order the Voting Session at 1:38 PM and adjourned the Voting Session at 1:38 PM.

The Commissioners' Court, meeting as the Capital Industrial Development Corporation (CIDC) called to order the Voting Session at 1:38 PM and adjourned the Voting Session at 1:47 PM.

The Commissioners' Court reconvened the Voting Session at 1:47 PM.

The Commissioners' Court retired to Executive Session at 4:00 PM.

The Commissioners' Court reconvened the Voting Session at 5:19 PM.

The Commissioners' Court adjourned the Voting Session at 5:23 PM.

The Commissioners' Court record notes that Precinct Three Commissioner Todd Baxter was not present during this Voting Session.

PUBLIC HEARINGS

1. PUBLIC HEARING TO APPROVE PROPOSED STREET NAME ASSIGNMENTS FOR THREE EASEMENTS LOCATED NORTH OF BLAKE MANOR ROAD NEAR LOCKWOOD SPRINGS ROAD TO “ROADRUNNER GLEN ROAD”, “JOE M. BOWIE ROAD” AND “PEACE ON EARTH PATH”, IN PRECINCT ONE. (9:11 AM)

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to open the Public Hearing.

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

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to close the Public Hearing.

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

Clerk’s Note: The Action Item for Item 1 is Item C15.

- 2. PUBLIC HEARING TO APPROVE A REVISION TO A SUBDIVISION IN PRECINCT THREE: REPLAT OF LOT 13, BLOCK FIVE, SECTION 10, THE RANCH PUD SECTIONS 4-11 - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 0.895 ACRES - MASTERS PARKWAY - OETJ - ONSITE WASTEWATER). (9:13 AM)

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to open the Public Hearing.

Motion carried:

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

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk’s Note: The Action Item for Item 2 is Item C16.

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Private Citizen; Tom Wakely, Executive Director, Corporation for Affordable Housing and Community Economic Development; Joe Gieselman, Executive Manager, TNR; Margo Frasier, Travis County Sheriff; Jan Barstow, Private Citizen; and David Fox, Private Citizen. (9:15 AM)

RESOLUTIONS & PROCLAMATIONS

3. APPROVE RESOLUTION RECOGNIZING THE TRAVIS COUNTY SUPERCYCLIST PROJECT. (9:32 AM)

Members of the Court heard from: Rick Schwertfeger, Program Supervisor, Austin-Travis County Health and Human Services Department (A-TCHHSD); and Jackie McGill, District Traffic Safety Officer, Department of Transportation.

Motion by Judge Biscoe 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

4. APPROVE PROCLAMATION RECOGNIZING OCTOBER 20-23, AS “FLU FIGHT ‘99 DAYS” IN TRAVIS COUNTY. (9:38 AM)

Members of the Court heard from: Cheryl Brown, Assistant, Travis County Judge’s Office; Dr. Steve Harris, Austin Travis County Health Authority; and David Lurie, Director, A-TCHHSD.

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

Motion carried:

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

5. APPROVE PROCLAMATION CELEBRATING THE 134TH ANNIVERSARY OF THE HISTORY OF WESLEY UNITED METHODIST CHURCH AND DECLARING OCTOBER 24, 1999 AS “WESLEY UNITED METHODIST CHURCH DAY IN AUSTIN, TRAVIS COUNTY. (9:52 AM)

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

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Item 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

6. APPROVE RESOLUTION RECOGNIZING HILLCREST ELEMENTARY SCHOOL AND PRINCIPAL, JEAN MACINNIS, ON THEIR STATE AND NATIONAL BLUE RIBBON AWARDS. (9:55 AM)

Members of the Court heard from: Jim Stewart, Superintendent, Del Valle Independent School District; and Jean MacInnis, Principal, Hillcrest Elementary.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 6.

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

CONSENT ITEMS

7. Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the following Consent Items: C1-C16, (excluding C8 and C15 street name “Roadrunner Glen Road”), and Items 11, 14, 17, 18, 23.A, B, & C, 35.A & B, and 36. (10:01 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 - absent
 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 OCTOBER 5, 1999.
- C4.** APPOINT ANN STANLEY TO THE TRAVIS COUNTY CHILDREN’S’ PROTECTIVE SERVICES BOARD TO AN UNEXPIRED TERM ENDING MARCH 2002; ANN REPLACES MARILYN KENNERSON.
- C5.** APPOINT ALEXANDRIA M. GAUTHIER TO THE TRAVIS COUNTY CHILDREN’S’ PROTECTIVE SERVICES BOARD AS PRECINCT ONE APPOINTEE, TERM EFFECTIVE UNTIL FEBRUARY 2002; MS. GAUTHIER REPLACES DR. DWAYNE ADAMS.
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: AMENDED FINAL PLAT OF LOT 45, BLOCK “B”, LOT 24; BLOCK “C”, LOTS 14, 18, & 22-24, BLOCK “D”, LOT 21 & 22, BLOCK “E”, LOT 26, BLOCK “F”, LOTS 1, 2, 5, 6, 9 - 12, 15, 27, 34, 35, & 41 - 43, BLOCK “G”, LOTS 1-12, BLOCK “H”, THE RIDGE AT STEEDS CROSSING, SECTION 2, PHASE A - (SHORTFORM - NO FISCAL REQUIRED - 37 LOTS - 5.058 ACRES - COUNTY ROAD 138 - WASTEWATER SERVICE TO BE PROVIDED FOR BY KELLY LANE UTILITIES.)
- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: REPLAT OF LOT 2 STEINER RANCH PHASE 1 IRRIGATION TRACT - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 716.29 ACRES - QUINLAN PARK ROAD - WASTEWATER SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 17).

CONSENT ITEMS CONTINUED

C8. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: STEINER RANCH, PHASE ONE SECTION 6A - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 30.25 ACRES - QUINLAN PARK ROAD - WASTEWATER SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 17). (10:01 AM)

Item C8 postponed until October 26, 1999.

C9. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: MILLER'S CROSSING - (NO FISCAL REQUIRED - 1 LOT - 4.00 ACRES - FM 620 - WASTEWATER SERVICE TO BE PROVIDED FOR BY ONSITE SEWAGE SERVICE).

C10. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STEINER RANCH PHASE 2 SECTION 4C AND SECTION 4D, TWO SUBDIVISIONS IN PRECINCT TWO.

C11. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN PICADILLY RIDGE PHASE 3 SECTION 3, A SUBDIVISION IN PRECINCT TWO.

C12. APPROVE A PUBLIC HEARING DATE OF NOVEMBER 2, 1999 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE 5' PUBLIC UTILITY EASEMENTS ON EITHER SIDE OF THE COMMON LOT LINES BETWEEN LOTS 951 AND 952, APACHE SHORES SECTION TWO, IN PRECINCT THREE.

C13. APPROVE A PUBLIC HEARING DATE OF NOVEMBER 2, 1999 TO APPROVE A TEMPORARY ROAD CLOSURE OF CAMERON ROAD BETWEEN FUCHS GROVE ROAD AND SCHMIDT LANE FOR THE REPLACEMENT OF CAMERON ROAD BRIDGE #233 OVER WILBARGER CREEK, IN PRECINCT ONE, FROM APPROXIMATELY JANUARY 2000 THROUGH MAY 2000.

C14. APPROVE A PUBLIC HEARING DATE OF NOVEMBER 9, 1999 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT LOCATED NORTH OF OLD LOCKHART ROAD WHICH IS 2500 FEET WEST OF FM 1625 TO BE KNOWN AS "CECIL ROSETTA COURT" IN PRECINCT FOUR.

C15. APPROVE PROPOSED STREET NAME ASSIGNMENTS FOR THREE EASEMENTS LOCATED NORTH OF BLAKE MANOR ROAD NEAR LOCKWOOD SPRINGS ROAD TO "ROADRUNNER GLEN ROAD", "JOE M. BOWIE ROAD" AND "PEACE ON EARTH PATH", IN PRECINCT ONE.

Clerk's Note: Item C15 is the Action Item for Item 1.

CONSENT ITEMS CONTINUED

C16. APPROVE A REVISION TO A SUBDIVISION IN PRECINCT THREE: REPLAT OF LOT 13, BLOCK FIVE, SECTION 10, THE RANCH PUD SECTIONS 4-11 - (SHORTFORM - NO FISCAL REQUIRED - 1 LOT - 0.895 ACRES - MASTERS PARKWAY - OETJ - ONSITE WASTEWATER).

Clerk’s Note: Item C16 is the Action Item for Item 2.

8. PRESENT REPORT FROM THE TRAVIS COUNTY CHILD SUPPORT TASK FORCE. (10:04 AM)

Members of the Court heard from: Cecilia Burke, Director, Domestic Relations; Bruce Elfant, Constable Precinct 5; and Howard Baldwin, Department of Protective and Regulatory Services.

Discussion Only.

9. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING OUTDOOR BURNING BAN IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:20 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Emergency Services, Justice and Public Safety (JPS).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the extension of the burning ban.

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

JUSTICE AND PUBLIC SAFETY ITEMS

- 10. RECEIVE STATUS UPDATE ON COUNTY MAGISTRATION ISSUES AND TAKE APPROPRIATE ACTION. (10:21 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS.

Discussion Only.

Item 10 to be reposted on October 26, 1999.

- 11. DISCUSS AND APPROVE APPOINTMENT OF DAN RICHARDS TO THE CAPITAL AREA PLANNING COUNCIL (CAPCO) 9-1-1 TASK FORCE. (10:01 AM)

Item 11 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 12. DISCUSS THE LOWER COLORADO RIVER AUTHORITY’S INVITATION TO PARTICIPATE IN THE DECISION MAKING PROCESS FOR THE LAKE TRAVIS RECREATION MANAGEMENT PLAN AND CONSIDER APPOINTMENT OF COUNTY REPRESENTATIVE(S) TO SERVE ON THE STAKEHOLDER COMMITTEE. (10:19 AM) (1:48 PM)

Members of the Court heard from: Charles Bergh, Division Manager, TNR; Terry Colgan, LCRA; and Mary Ann Neeley, LCRA.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to accept the LCRA’s invitation for the County to be a member of the Stakeholder Committee, and that the County’s two appointments be Major Terry Pickering of TCSO, or his designee, and Charles Bergh of TNR, or his designee. In terms of having law enforcement and parks represented: When there is a law enforcement issue, TCSO would take the lead; and when there is a parks issue, TNR would take the lead.

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

PURCHASING DEPARTMENT ITEMS

- 13.** DISCUSS AND APPROVE CONTRACT MODIFICATIONS, AS NECESSARY, TO THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS. (10:22 AM) (10:28 AM)

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

Discussion Only.

Item 13 to be reposted on October 26, 1999.

- 14.** REJECT BID RECEIVED IN RESPONSE TO INVITATION FOR BID NO. B990727-JG, EXTERIOR REHABILITATION OF STOKES BUILDING. (10:01 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15.** REJECT BID RECEIVED IN RESPONSE TO INVITATION FOR BID NO. B990732-JG, PALM SQUARE LIFE SAFETY IMPROVEMENT PROJECT. (10:23 AM) (10:28 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Leslie Stricklan, Project Manager, Facilities Management; and Kevin Bailey, Director, Facilities Management.

Discussion Only.

Item 15 to be reposted until October 26, 1999.

16. APPROVE CONTRACT AWARDS FOR HOME REPAIR MATERIALS, IFB #B990117-JP, TO THE LOW QUALIFIED BIDDERS, LOWE’S HOME IMPROVEMENT, AND 84 LUMBER. (10:43 AM)

Members of the Court heard from: Frank Holder, Assistant Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to approve Item 16 to the low qualified bidders Lowe’s and 84 Lumber.

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

17. APPROVE CONTRACT AWARD FOR THE PROVISION OF CAB AND CHASSIS WITH REFRIGERATED VAN BODY, IFB #990121-LD, TO THE SOLE QUALIFIED BIDDER, LONGHORN INTERNATIONAL, AUSTIN, TEXAS. (10:01 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

18. APPROVE CONTRACT AWARD FOR THE PROVISION OF GROUNDS MAINTENANCE, IFB #B990115-RG, TO THE LOW, QUALIFIED BIDDER, VISTA SCAPE, INC. (10:01 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

19. APPROVE CONTRACT AWARD FOR THE PROVISION OF CONSTRUCTION SERVICES FOR THE OLD LOCKHART ROAD RECONSTRUCTION PROJECT, IFB #B990734-JJ, TO THE LOW, QUALIFIED BIDDER, JAMES HARPER LANDSCAPING. (10:24 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Joe Gieselman, Executive Manager, TNR.

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

Motion carried:

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

20. APPROVE CONTRACT AWARD FOR THE PROVISION OF SPRINKLER HEAD REPLACEMENT AND INSTALLATION, IFB #B990107-LD, TO THE LOW RESPONSIVE BIDDER, GRINNELL FIRE PROTECTION, AUSTIN, TEXAS. (10:47 AM)

Members of the Court heard from: Frank Holder, Assistant Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

21. APPROVE TERMINATION FOR DEFAULT OF CONTRACT NO. 99C0090-MB, CONSTRUCTION CLEANING SERVICES, STERLING JANITORIAL; CONTRACT APPROVED ON MARCH 2, 1999. (10:48 AM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and John Hille, Assistant Purchasing Agent.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 21.

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

PLANNING AND BUDGET DEPT. ITEMS

22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:55 AM) (5:23 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); John Hille, Assistant County Attorney; Christian Smith, Executive Manager, PBO; Dinah Dinwiddie, Executive Manager, JPS; and Susan Spataro, Travis County Auditor.

A Division of the Vote was requested by Commissioner Sonleitner on Item 22.

First Division of the Vote:

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 22, excluding parts D1 – D7.

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

Second Division of the Vote:

Motion by Commissioner Gómez and seconded by Judge Biscoe to approve Item 22, parts D1 – D7.

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

ITEM 22 CONTINUED

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to reconsider Budget Amendments and Transfers.

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 Commissioner Sonleitner **and seconded by** Commissioner Davis to reverse what the Court did this morning and Item number A10, in terms of the transfers made related to \$400,000.00 from the allocated into Facilities Management, and the Court will bring that back when 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 - absent
 Precinct 4, Commissioner Margaret J. Gómez - yes

- 23. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (10:01 AM)**
 - A. APPROVE GRANT APPLICATION FROM THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR THE RETIRED SENIORS VOLUNTEER PROGRAM FOR HEALTH AND HUMAN SERVICES.**
 - B. APPROVE GRANT APPLICATION FROM FEDERAL EMERGENCY MANAGEMENT (FEMA) FOR EMERGENCY UTILITY ASSISTANCE FOR HEALTH AND HUMAN SERVICES.**
 - C. APPROVE GRANT CONTRACT WITH THE TEXAS PARKS AND WILDLIFE DEPARTMENT (TPWD) FOR MANSFIELD DAM PARK RENOVATION.**

Clerk’s Note: Items 23. A, B, and C are associated with one another and were called for concurrent discussion.

Items 23.A, B, and C added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

24. DISCUSS RECENT LEGISLATIVE CHANGE (HB 51) THAT PERMITS HOMEOWNERS 65 YEARS OF AGE OR OLDER TO PERFORM SERVICES IN LIEU OF PAYING HOMESTEAD PROPERTY TAXES AND TAKE APPROPRIATE ACTION. (10:20 AM) (11:14 AM)

Members of the Court heard from: Dusty Knight, Tax Assessor Collector’s Office; Shirley Warren, Assistant County Attorney; Susan Spataro, Travis County Auditor; Alan Miller, Planning and Budget Analyst, PBO; and Russ Thomas, Private Citizen.

Motion by Judge Biscoe and seconded by Commissioner Gómez to create a committee including Dusty Knight from the Travis County Tax Assessor Collector’s Office, Alan Miller from PBO, representatives from the League of Women Voters and Gray Panthers, Shirley Warren, Assistant County Attorney, and Fred Lugo, with the Auditor’s Office rendering whatever assistance it can. The Court wishes to see how much progress has been made in 30 days, have a briefing then, determine whether more time is needed, and, if decisions have been made, to hear what the recommendations are 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

ADMINISTRATIVE OPERATIONS ITEMS

- 25. CONSIDER BID ALTERNATES FOR THE 1997 BOND FUNDED PHASE II IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX AND APPROPRIATE ACTION. (11:31 AM) (2:35 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; Jim Wiginton, Architect, Pflugger Wiginton Hooker/NBBJ; Ken Gaede, Project Manager, Facilities Management; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve two bid alternates in this Item, one in the amount of \$37,000.00, and the other in the amount of \$118,000.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the bid alternates are the covered walk, and building four.

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

- 26. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH HERNDON, STAUCH, AND ASSOCIATES REGARDING CONTINGENCY STAFFING FOR SPECIALIZED MANAGEMENT SERVICES FOR THE 1993 CRIMINAL JUSTICE BOND PROJECTS. (10:19 AM) (2:05 PM) (4:00 PM) (5:19 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and John Hille, Assistant County Attorney.

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

No Action necessary on Item 26.

- 27. CLARIFY SOURCE OF FUNDING FOR HERNDON STAUCH AND ASSOCIATES' FIRST CONTRACT, AND TAKE APPROPRIATE ACTION. (10:19 AM) (2:09 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Leroy Nellis, Budget Manager, PBO; and Susan Spataro, Travis County Auditor.

Clerk's Note: The Court approved without objection the clarification that funding be from general funds as stated by Leroy Nellis, Budget Manager, PBO.

- 28. 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. (10:19 AM) (2:51 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Dan Mansour, Risk Manager, HRMD; Greg Powell, AFSCME Local 1624; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to give directions to repost this Item with new language that says that the Court can take action on this in 2 weeks, Tuesday, November 2, 1999, that Barbara Wilson work on the legal clean up language, that the Court, under "covered employees", eliminate the sentence that begins, "those who operate their own personal vehicle while conducting official County business", and make that an issue to come back at a later time with much more discussion; to include the suggestion that DWI or DUI on duty is 10 points, but that DWI or DUI off duty is 7 points; to include, on page two at the bottom under "unsatisfactory", that the Court make it very clear that you may be terminated or demoted to a non-driving operating position, to make it clear that there are other options that the County may be considering besides termination; to eliminate the words "at the employee's expense".

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

Item 28 reposted on November 2, 1999.

29. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE LISTING AGREEMENT BETWEEN THE SCHEFFE COMPANY AND TRAVIS COUNTY, TEXAS FOR BROKER SERVICES TO SUBLET LEASE SPACE AT 201 W. 5TH STREET. (4:00 PM)

Item 29 postponed until October 26, 1999.

30. APPROVE AWARD OF INTERLOCAL AGREEMENT WITH TEXAS GENERAL SERVICES COMMISSION AND REIMBURSEMENT RESOLUTION FOR IMPROVEMENTS AT EXPOSITION CENTER. (2:17 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and James Beaman, Architect, Casa Bella Architects.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the reimbursement resolution, the interlocal agreement, and the funding sources mentioned.

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

- 31. A. ADOPT SHORT TERM DISABILITY BENEFITS AS RECOMMENDED BY STAFF. (2:11 AM)
- B. AUTHORIZE STAFF TO COMPLETE NEGOTIATIONS WITH GROUP LIFE AND HEALTH (GLH) AS AN INSURANCE CARRIER FOR SHORT TERM DISABILITY INSURANCE.
- C. AUTHORIZE PAYROLL DEDUCTION BEGINNING FEBRUARY 1, 2000.

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

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Lynette Wade, Representative, Blue Cross Blue Shield; and Dan Mansour, Risk Manager, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Items 31.A, B, and 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

32. APPROVE PERSONNEL AMENDMENTS. (11:59 AM) (1:47 PM)

Members of the Court heard from: Norman McRee, Lead Personnel Analyst, HRMD; and The Honorable Paul Davis, Judge, 200th District.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the routine and non-routine personnel items, with the exception of the District Clerk Slot 41 moving into Slot 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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve District Clerk Slot 41 going to its new salary as Slot 26, as corrected.

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

OTHER ITEMS

33. APPROVE CONTRACT WITH KAMM AND SHIELDS FOR INTERIM LEGISLATIVE ADVOCACY SERVICES. (2:22 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 33.

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

- 34. A. APPROVE AMENDMENT TO CONTRACT BETWEEN THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES (TDPRS) AND TRAVIS COUNTY TO PROVIDE TITLE IV-E FUNDS FOR ALL ALLOWABLE EXPENSES RELATED TO THE PREPARATION FOR AND PARTICIPATION IN JUDICIAL DETERMINATIONS. (2:28 PM)
- B. APPROVE CERTIFICATE OF FY 2000 COST ALLOCATION PLAN FOR REIMBURSING LEGAL COSTS UNDER THE TITLE IV-E PROGRAMS.

Clerk’s Note: Items 34.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Vicki Skinner, Director of Administration, Travis County District Attorney’s Office.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Items 34.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	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 35. A. APPROVE ORDER DESIGNATING REGULAR POLLING PLACES FOR CERTAIN NEW AND REVISED COUNTY ELECTION PRECINCTS. (10:01 AM)
- B. APPROVE ORDER DESIGNATING ANY REGULAR POLLING PLACE CHANGES FOR NOVEMBER 2, 1999 JOINT ELECTION.

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

Items 35.A and B added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 36. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:01 AM)

Item 36 added to Consent Items. Please refer to Agenda Item 7 (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

37. A. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY'S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC. ON M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (4:00 PM) (5:19 PM)

B. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹

Clerk's Note: Items 37.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 37.A and B would be considered in Executive Session.

No action required on Items 37.A and B.

38. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING 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 AND TAKE APPROPRIATE ACTION. ¹ (4:00 PM)

Item 38 postponed until October 26, 1999.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING VISTA POINT, PHASE I (264-ACRE BALCONES CANYONLANDS PRESERVE TRACT) CLOSING BETWEEN TRAVIS COUNTY AND TRUST FOR PUBLIC LAND AND TAKE APPROPRIATE ACTION AND AUTHORIZE AGENT TO TAKE ACTIONS NEEDED TO CLOSE THE PURCHASE. ¹ & ² (4:00 PM)

Item 39 pulled from the agenda.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER A SETTLEMENT OFFER IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD., (LAURELWOOD; GIESELMAN; CONDEMNATION). ¹ (4:00 PM) (5:20 PM)

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

Clerk’s Note: Items 40 and 41 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 40 and 41.

Motion by Judge Biscoe and seconded by Commissioner Davis that the Court enter into and offer an agreed judgement in the amount of \$359,131.00 which is the amount of the Commissioners’ award that has already been paid by the County.

A Clarification of the previous Motion was made by Commissioner Sonleitner that Item 41 is the Laurelwood/Manchaca side of the deal.

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

41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER A SETTLEMENT OFFER IN TRAVIS COUNTY, TEXAS V. LAURELWOOD/MANCHACA, (CONDEMNATION). ¹ (4:00 PM) (5:20 PM)

Judge Biscoe announced that Item 41 would be considered in Executive Session.

Clerk’s Note: Items 41 and 40 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 41 and 40. Please refer to Item 40 for a summary of the Court’s action on this Motion.

42. 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 (4:00 PM) (5:20 PM)

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

No action necessary on Item 42.

Clerk’s Note: Commissioner Sonleitner expressed heartfelt thanks to Amy Uren and Sherine Thomas for an excellent job in defending the County.

43. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION REGARDING CARMEN GUZMAN V. TRAVIS COUNTY; (FRASIER; TEXAS TORT CLAIMS ACT & §1983 CLAIM). ¹ (4:00 PM) (5:20 PM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Gómez that the Court accept the settlement offer in amount of \$6,500.00.

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

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY; AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S); APPOINT REPRESENTATIVE FOR MEDIATION AND/OR TAKE APPROPRIATE ACTION IN; SANTOS MORENO ET AL. V. TRAVIS COUNTY, ET AL., (MORENO; WILLIAMS; TEXAS TORT CLAIMS ACT AND PERSONAL INJURY). ¹ (4:00 PM) (5:20 PM)

Judge Biscoe announced that Item 44 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Attorney to hire the appropriate experts.

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

45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER SETTLEMENT, AND/OR TAKE APPROPRIATE ACTION IN RICARDO LAGRANGE V. DEBRA GALLOWAY, ET AL., CAUSE NO. A-9-CA-462 JN (FRASIER; FAILURE TO PROTECT/CIVIL RIGHTS). ¹ (4:00 PM) (5:21 PM)

Judge Biscoe announced that Item 45 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Gómez to reject the settlement offer of the plaintiff LaGrange.

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

46. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION WITH REGARD TO COUNTY AUDITOR’S REQUEST FOR LITIGATION INFORMATION IN CONNECTION WITH THE YEAR END INDEPENDENT AUDIT. ¹ (4:00 PM) (5:21 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that the Commissioners’ Court give Judge Biscoe permission to release to Susan Spataro, Travis County Auditor, the 1999 Fiscal Year Pending Litigation Report for use in preparing the 1999 year end audit, and that the Court authorize the County’s Attorney’s Office to meet with Ms. Spataro, as necessary, to discuss and supplement the report.

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

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (5:23 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

Date of Approval

Samuel T. Biscoe, Travis County Judge