

MINUTES – JANUARY 25, 2000

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 25th day of January, 2000, the Commissioners' Court convened the regular Voting Session at 9:12 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 11:44 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 1:28 PM and adjourned at 1:28 PM.

The Commissioners' Court reconvened the Voting Session at 1:29 PM.

The Commissioners' Court retired to Executive Session at 3:10 PM.

The Commissioners' Court reconvened the Voting Session at 5:39 PM.

The Commissioners' Court adjourned the Voting Session at 5:46 PM.

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO APPROVE PROPOSED STREET NAME CHANGE FOR A PORTION OF LOHMANS CROSSING ROAD TO “LYNN ACRES DRIVE” OR “LOHMANS SPUR ROAD”, IN PRECINCT THREE. (9:12 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); Steve Manilla, Director of Engineering and Planning, TNR; Debra Hornacle, Merchant at Lohmans Crossing Shopping Center; Mack Bentliff, Representative of the Land Owners; and Gayla Dembkowski, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to close the Public Hearing.

Motion carried:

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

Clerk’s Note: The Action Item for Item 1 is Item 27.

CITIZENS COMMUNICATION

Members of the Court heard from: Jimmy Castro, Private Citizen; Jeff Davis, Private Citizen; Mary Aleshire, Private Citizen; and Mike Hanson, Private Citizen. (9:31 AM)

CONSENT ITEMS

- 2. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C6 and Items 8.A, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 24, 31, 32. (9:44 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 PLAT FOR RECORDING IN PRECINCT TWO: COLDWATER SECTION 1, PHASE B, (LONG FORM PLAT - FISCAL POSTED WITH CITY OF AUSTIN - 8 LOTS - 19.013 ACRES - COLDWATER MOUNTAIN COURT - SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).
- C4.** APPROVE THE PARTIAL VACATION OF LOT 1 BLOCK B, WELLS BRANCH PHASE U AND A PLAT FOR RECORDING IN PRECINCT TWO: A REPLAT OF LOT 1 BLOCK B, WELLS BRANCH PHASE U (SHORTFORM PLAT - NO FISCAL REQUIRED - 2 LOTS - 2.976 ACRES -OWEN TECH BOULEVARD - SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN).
- C5.** **ADDED ITEM:** APPROVE RESOLUTION CONGRATULATING NORTH SHORE FIRE AND RESCUE SERVICES OF LAKE TRAVIS ON THEIR 30TH ANNIVERSARY.
- C6.** **ADDED ITEM:** APPROVE A PUBLIC HEARING DATE OF FEBRUARY 8, 2000 TO CONSIDER APPROVING A REQUEST FOR A TEMPORARY ROAD CLOSURE OF A PORTION OF DAFFAN LANE TO FACILITATE THE CONSTRUCTION OF ROADWAY AND UTILITY IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF DAFFAN LANE IN PRECINCT ONE.

3. APPROVE ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND TAKE APPROPRIATE ACTION. (9:47 AM)

Members of the Court heard from: Richard Gaston, Travis County Fire Marshall; and Pete Baldwin, Emergency Management Coordinator, Emergency Services, Justice and Public Safety (JPS).

Motion by Judge Biscoe and seconded by Commissioner Gómez to execute another outdoor burning ban in the unincorporated areas of Travis County.

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

4. RECEIVE BRIEFING CONCERNING ORDER PROHIBITING SALE OR USE OF RESTRICTED FIREWORKS IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY AND TAKE APPROPRIATE ACTION. (9:49 AM)

Members of the Court heard from: Richard Gaston, Travis County Fire Marshall; and Pete Baldwin, Emergency Management Coordinator, Emergency Services, JPS.

No action necessary on Item 4.

PLANNING AND BUDGET DEPT. ITEMS

5. REVIEW AND APPROVE AMOUNT OF CERTIFICATES OF OBLIGATION TO BE ISSUED IN FY 2000. (9:50 AM)

A. APPROVE CRIMINAL JUSTICE CENTER PROGRAM BUDGET.

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Glen Opel, Bond Counsel, Vinson and Elkins; Susan Spataro, Travis County Auditor; Alicia Perez, Executive Manager, Administrative Operations; and Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to adopt the budget of \$92,134,310.00.

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	no
	Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court agreed to consider one Motion for Items 5, 6.A, B, and C.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to issue a total of \$14.8 million dollars, and to approve the order authorizing publication of the notice of intent to issue Certificates of Obligation, and that the Court approves exhibit 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

Clerk’s Note: Items 5, 5.A, 6.A, B, and C are associated with one another and were called for concurrent discussion.

- 6. A. ADOPT ORDER APPROVING PUBLICATION OF NOTICE OF INTENT TO ISSUE CERTIFICATES OF OBLIGATION. (10:08 AM)
- B. GIVE ALL OTHER AUTHORIZATIONS NECESSARY FOR ISSUING CERTIFICATES OF OBLIGATION AND VOTER APPROVED BONDS.
- C. ADOPT BUDGET FOR PROPOSED USES FOR CERTIFICATES OF OBLIGATION.

Clerk’s Note: Items 5, 5.A, 6.A, B, and C are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider on Motion for Items 5, 6.A, B, and C. Please refer to Item 5 for a summary of the Court’s action on this Motion.

- 7. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:10 AM)

Members of the Court heard from: Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve A1-A5.

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 GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:44 AM)
 - A. APPROVE GRANT APPLICATION FOR LCRA/COMMUNITY DEVELOPMENT PARTNERSHIP PROGRAM.

Item 8.A added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

PURCHASING DEPARTMENT ITEMS

- 9. DISCUSS, APPROVE, OR GIVE STAFF DIRECTION REGARDING PROCEDURE FOR CLOSE OUT OF CONTRACT NO. 96K0700G, TREMUR CONSULTING CONTRACTORS, GENERAL BUILDING PACKAGE, PARKING GARAGE EXPANSION; ACTIONS REQUIRED FOR CLOSE OUT ARE: (10:54 AM) (3:10 PM) (5:40 PM)
 - A. APPROVE CONTRACT MODIFICATION NO. 8 WHICH INCLUDES BACKCHARGES TO THE CONTRACTOR FOR COST INCURRED BY THE COUNTY TO PROVIDE CODE COMPLIANT CONSTRUCTION AT EXTERIOR RAILING LOCATIONS.
 - B. APPROVE FINAL PAY APPLICATION, WHICH CONSIDERS DEDUCTIVE AMOUNT INCLUDED IN CONTRACT MODIFICATION NO. 8.

Clerk’s Note: Items 9.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; Jim Barr, Senior Project Manager, Facilities Management; Chris Murraray, Owner, Tremur Consulting Contractors; John Hille, Assistant County Attorney; and Cliff Brown, Fluor Daniel.

Judge Biscoe announced that Items 9.A and B would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis that the County split the difference in half and keep \$4,959.88 from the retainage and pay the amount of \$14,931.77 to Tremur Construction Company in exchange for a full and final release.

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	absent

- 10. APPROVE AMENDMENT TO INTERLOCAL AGREEMENT WITH AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER TO PROVIDE AN ADDITIONAL \$30,000 FROM THE CITY OF AUSTIN TO ATCMHMR. (9:44 AM)

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

- 11. APPROVE RENEWAL OF THE INTERLOCAL AGREEMENT WITH AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER TO PROVIDE MENTAL HEALTH AND MENTAL RETARDATION SERVICES IN AUSTIN AND TRAVIS COUNTY. (9:44 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. APPROVE AMENDMENT TO INTERLOCAL AGREEMENT TO ALLOW AUSTIN AND TRAVIS COUNTY TO PURCHASE FROM EACH OTHER'S MATERIALS CONTRACTS. (9:44 AM)**

Item 12 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS990076-KW, FRANK CURCIO FOR THE PROVISION OF PROFESSIONAL SYSTEMS ANALYSIS SERVICES. (9:44 AM)**

Item 13 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS970143-LH, PHOENIX HOUSES OF TEXAS, INC. FOR PROVISION OF SUBSTANCE ABUSE TREATMENT SERVICES FOR THE JUVENILE OFFENDER SUBSTANCE ABUSE TREATMENT SERVICES (JOSATS) NETWORK (JUVENILE COURT). (9:44 AM)**

Item 14 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 99K0734-JJ, JAMES HARPER LANDSCAPING, OLD LOCKHART ROAD RECONSTRUCTION PROJECT; CONTRACT APPROVED ON OCTOBER 19, 1999. (9:44 AM)**

Item 15 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 16. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 99C0219-OJ AND 99C0245-OJ, DOOR CONTROLS, TO GRANT TIME EXTENSION. (9:44 AM)**

Item 16 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO.3) TO CONTRACT 97T0208-RG, SPEEDS WATERCRAFT RENTALS, INC., FOR WATERCRAFT RENTALS; CONTRACT APPROVED ON APRIL 15, 1997. (9:44 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT 99T0126-RG, PRAXAIR DISTRIBUTION, INC. FOR MEDICAL GASES; CONTRACT APPROVED ON APRIL 20, 1999. (9:44 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT 99T0123-RG, CENTERLINE INDUSTRIES, FOR TRAFFIC PAINT; CONTRACT APPROVED ON APRIL 13, 1999. (9:44 AM)**

Item 19 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20. APPROVE CONTRACT AWARD WITH AUSTIN DIAGNOSTIC CLINIC, P.A./ CHRISTOPHER MASI, M.D. FOR THE PROVISION OF JUVENILE PSYCHIATRIC ASSESSMENT SERVICES. (9:44 AM)**

Item 20 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21. APPROVE MODIFICATION NO. 5 TO CONTRACT NO. PS960075LH, AUSTIN/TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION CENTER FOR THE PROVISION OF FAMILY PRESERVATION PROGRAM SERVICES. (9:44 AM)**

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

ADMINISTRATIVE OPERATIONS ITEMS

- 22. A. RECEIVE STATUS REPORT ON THE FORMULATION OF THE GROUP BENEFITS COMMITTEE AND PROVIDE NECESSARY DIRECTION, AND TAKE APPROPRIATE ACTION. (10:11 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Cindy Purington, Benefit Contract Administrator, HRMD; and Linda Moore Smith, Director, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve those listed on the attachment plus Susan Spataro, Travis County Auditor, as the newly constituted committee.

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. DISCUSS COMPARISON OF TRAVIS COUNTY BENEFITS TO LOCAL GOVERNMENTAL ENTITIES AND THE TEXAS ASSOCIATION OF COUNTIES, AND TAKE APPROPRIATE ACTION. (10:17 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Cindy Purington, Benefit Contract Administrator, HRMD; Linda Moore Smith, Director, HRMD; Dan Mansour, Risk Manager, HRMD; and Barbara Wilson, Assistant County Attorney.

Discussion Only.

Items 22.B to be reposted on February 8, 2000.

ITEM 22 CONTINUED

C. RECEIVE STATUS REPORT ON INFORMAL SURVEY OF POSSIBLE RATES OF HEALTH INSURANCE CARRIERS. (10:36 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; Cindy Purington, Benefit Contract Administrator; and Dan Mansour, Risk Manager, HRMD.

Discussion Only.

Items 22.C to be reposted on February 8, 2000.

D. RECEIVE STATUS REPORT ON THE HEALTH CARE BUYING COALITION. (10:43 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD.

Discussion Only.

Items 22.D to be reposted on February 8, 2000.

23. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (10:45 AM)

- A.** TNR. - SETTLE
- B.** T.C.S.O. - SETTLE
- C.** T.C.S.O. - SETTLE
- D.** WILLIE RODRIGUEZ - DENY
- E.** GREG KNUE - DENY
- F.** NITA BROWN - DENY

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

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD.

A Division of the Vote was requested by Commissioner Gómez on Item 23

First Division of the Vote:

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve 23.C, D, E, and F as recommended by the Risk Manager.

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

Second Division of the Vote:

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve 23.A and B as recommended by the Risk Manager.

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	no

24. APPROVE PERSONNEL AMENDMENTS. (9:44 AM)

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

JUSTICE AND PUBLIC SAFETY ITEMS

- 25. DISCUSS COUNTY RESPONSE TO VOORHIS ROBERTSON JUSTICE SERVICES, INC. (VRJS), CRIMINAL JUSTICE CENTER NEIGHBORHOOD IMPACT STUDY AND ACTION PLAN FOR ADDRESSING RECOMMENDATIONS AND TAKE APPROPRIATE ACTION. (11:36 AM)

Members of the Court heard from: Kati Broderick, Division Manager, JPS; and Major David Balagia, Travis County Sheriff’s Office (TCSO).

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the proposed action steps, that we ask that the Court be kept abreast of developments between now and the next report the first part of May.

Motion carried:

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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 26. CONSIDER STATE HIGHWAY 130 DRAFT ENVIRONMENTAL IMPACT STATEMENT AND TAKE APPROPRIATE ACTION. (11:42 AM) (1:39 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; John Kuhl, Natural Resources Program Manager, TNR; and Elaine Wray, TNR.

Discussion Only.

Item 26 to be reposted on February 1, 2000.

27. APPROVE PROPOSED STREET NAME CHANGE FOR A PORTION OF LOHMANS CROSSING ROAD TO “LYNN ACRES DRIVE” OR “LOHMANS SPUR ROAD”, IN PRECINCT THREE. (9:29 AM)

Clerk’s Note: Item 27 is the Action Item for Item 1.

Members of the Court heard from: Tom Nuckols, Assistant County Attorney; and Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Davis that this street name change be made to Lohmans Spur in precinct three.

Motion carried:

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

OTHER ITEMS

28. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (9:46 AM) (1:30 PM)

Members of the Court heard from: Dave Stauch, Herndon Stauch & Associates; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the requested contract modification in the amount of \$87,485.00 for Kanetzky Electric.

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

29. AUTHORIZE COUNTY JUDGE SAMUEL T. BISCOE TO SIGN A VARIANCE REQUEST FROM THE SHERIFF’S OFFICE TO THE TEXAS COMMISSION ON JAIL STANDARDS RELATED TO FLOOR DRAINS. (11:35 AM)

Item 29 to be reposted on February 1, 2000.

30. DISCUSS NEED TO APPOINT SALARY GRIEVANCE COMMITTEE AND TAKE APPROPRIATE ACTION. (9:46 AM) (11:29 AM) (1:29 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and John Hille, Assistant County Attorney.

Clerk’s Note: These were names chosen in the following order by the Commissioners’ Court in a random drawing: Chris D. Johnson, Rachel Davila, Jack C. Eisenberg, Eugene Hooper, Lee Allbright, Pamela Louise Moore, Leroy Jones Jr., Edward Shepard, Mary Kay Bickett, Leticia Moreno, Kenneth R. Simpkins, Pat Crow, Marsha L. Sharp, Jane Rae Street, Malorie Ray, Lillie Gilligan, Charles F. Stahl, Marjorie Ferrell, Joe Robertson, Lois Mayes, and Gene Freudenberg.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that the County Clerk be authorized to call the individuals in the order they were pulled, and when a full complement of members has been collected, the motion is to approve them as the Grievance Committee.

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. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF DECEMBER 1999. (9:44 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

32. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:44 AM)

Item 32 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 -Gov't Code Ann 551.071, Consultation with Attorney

Note 2 -Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

Note 4 - Gov't Code Ann 551.076, Security

33. A. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY’S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹
(3:10 PM) (5:40 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 33.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 33.A and B would be considered in Executive Session.

Members of the Court heard from: Dealy Herndon, Herndon, Stauch & Associates; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Davis that the Court counteroffer for the full amount of the material storage claim and ½ of the general conditions and overhead claim, which includes the amount claimed for the project manager, and those amounts would be \$55,417.91 for the material handling and storage, and ½ of \$37,373.23 the extended overhead claim which would be \$74,104.53 [$\$55,417.91 + (\$37,373.23/2)$], plus an assignment to the County of subrogation rights for the County to try and seek reimbursement.

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	absent

- 34. RECEIVE BRIEFING AND/OR LEGAL ADVICE FROM COUNTY ATTORNEY RE: WAIVER OF CONFLICT OF INTEREST FOR VINSON & ELKINS REPRESENTATION OF SHELL OIL COMPANY IN POSSIBLE POLYBUTYLENE PIPE LITIGATION AND TAKE APPROPRIATE ACTION. ¹ (3:10 PM) (5:45 PM)

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

Item 34 postponed until February 1, 2000.

- 35. AUTHORIZE COUNTY ATTORNEY TO CONDUCT MEDIATION AND APPOINT COMMISSIONERS' COURT REPRESENTATIVE FOR MEDIATION AND/OR TAKE APPROPRIATE ACTION IN PELZEL AND ASSOCIATES, INC. V. TRAVIS COUNTY. ¹ (3:10 PM) (5:45 PM)

Judge Biscoe announced that Item 35 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Davis to reject the offer, but indicate to the opposing party the Court's willingness to consider another reasonable offer in the future.

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

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF LETECIA MORENO V. TRAVIS COUNTY. ¹ AND ³ (3:10 PM) (5:45 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to reject the offer and counter in the amount of \$1,500.00.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF GREGORY ESTEPP V. TRAVIS COUNTY, ET AL. ¹ AND ³ (3:10 PM) (5:46 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Davis to counter offer in the amount of \$10,000.00.

Motion carried:

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

38. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY RE: RESALE OF PROPERTY OWNED BY LAGO VISTA INDEPENDENT SCHOOL DISTRICT AS TRUSTEE FOR ALL TAXING JURISDICTIONS LOCATED IN HIGHLAND LAKE ESTATES AND BAR-K RANCHES, REGARDING PROPERTIES THAT HAVE BEEN STRUCK OFF TO THE JURISDICTIONS AND SOLD FOR LESS THAN THE DELINQUENT TAXES OR APPRAISED VALUE, AS PROVIDED FOR IN THE TEXAS PROPERTY TAX CODE, REVIEW SETTLEMENT STATEMENT AND DEEDS, AND TAKE APPROPRIATE ACTION. ¹ (3:10 PM) (5:46 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Judge to sign on behalf of the Commissioners' Court.

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

