

## **MINUTES – APRIL 25, 2000**

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

On Tuesday, the 25<sup>th</sup> day of April, 2000, the Commissioners' Court convened the regular Voting Session at 9:10 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 Velasquez.

The Commissioners' Court recessed the Voting Session at 12:14 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:50 PM and adjourned at 2:12 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 2:12 PM and adjourned at 2:12 PM.

The Commissioners' Court reconvened the Voting Session at 2:13 PM.

The Commissioners' Court retired to Executive Session at 4:49 PM.

The Commissioners' Court reconvened the Voting Session at 6:47 PM.

The Commissioners' Court adjourned the Voting Session at 6:53 PM.

**PUBLIC HEARINGS**

- 1. PUBLIC HEARING TO RECEIVE COMMENTS REGARDING PROPOSED REVISIONS THAT INCLUDE MORE SPECIFIC REQUIREMENTS IN SECTION 82.301 (d), MANUFACTURED HOME RENTAL COMMUNITY MINIMUM INFRASTRUCTURE STANDARDS, OF CHAPTER 82, TRAVIS COUNTY STANDARDS FOR THE CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISION. (9:11 AM)

**Motion by** Commissioner Sonleitner **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); and Mike French, Texas Manufactured Housing Association.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis 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 12. Please refer to Agenda Item 12 for the Court’s Motion and Vote.







**RESOLUTIONS & PROCLAMATIONS**

5. APPROVE A PROCLAMATION DESIGNATING MAY 1, 2000 THROUGH MAY 7, 2000 AS “LAW WEEK” IN TRAVIS COUNTY. (9:33 AM)

**Members of the Court heard from:** President-elect, Velma Price, Travis County Bar Association.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez to approve Item 5.

<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

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Kenneth Snyder, Private Citizen; Nettie Brown, Private Citizen; Leslie Lawson, Private Citizen; Jimmy Castro, Private Citizen; Catherine Govea, Private Citizen; Jennifer Gale, Candidate for Mayor; and Mary Aleshire, Private Citizen. (9:36 AM)

**CONSENT ITEMS**

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

- 6. **Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C12 (excluding C6.A&B and C10) and Items 13.A&B, 19, 23, 24, 25, 27, 28, 29, 30, 33.A-F, 41, and 44. (10:52 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 SERVICES.
- C3. APPROVE COMMISSIONERS’ COURT MINUTES FOR THE VOTING SESSION OF APRIL 4, 2000.
- C4. CONSIDER THE RELEASE OF TWO DRAINAGE EASEMENTS ON THE DON R. AND NAOMI S. LLOYD PROPERTY.

**Clerk’s Note:** The Action Item for Item C4 is Item 8. Please refer to Agenda Item 8 for the Court’s Motion and Vote.

- C5. APPROVE A PUBLIC HEARING DATE OF MAY 2, 2000 FOR THE PURPOSE OF A TEMPORARY ROAD CLOSURE ON CAMERON ROAD.
- C6.
  - A. APPROVE PLAT FOR RECORDING IN PRECINCT THREE: DAVENPORT WEST PUD SECTION 5, PHASE 5 (4 LOTS – 12.970 ACRES – WESTLAKE DRIVE FISCAL POSTED WITH CITY OF AUSTIN - SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN. (10:52 AM)
  - B. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: DAVENPORT WEST PUD SECTION 5, PHASE 6 (8 LOTS – 36.911 ACRES WESTLAKE DRIVE – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN.

Items C6.A and B pulled from the Agenda.

**CONSENT ITEMS CONTINUED**

- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: SARAH’S CREEK SECTION SIX – (FISCAL POSTED AT CITY OF AUSTIN – 114 LOTS – 21.59 ACRES – ORA LANE – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN.
- C8.** APPROVE A PUBLIC HEARING DATE OF MAY 16, 2000 TO HEAR DISCUSSION AND TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A DRAINAGE AND PUBLIC UTILITY EASEMENT ALONG THE COMMON LOT LINE BETWEEN LOTS 3 & 4 AND A PUBLIC UTILITY EASEMENT ALONG THE COMMON LOT LINE BETWEEN LOTS 4 & 5, NORTH RIM SUBDIVISION, A SUBDIVISION IN PRECINCT TWO.
- C9.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: PALISADES WEST (4 LOTS – 22.329 ACRES – BEE CAVE ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY – CITY OF AUSTIN ETJ).
- C10.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: LA PIAZZA SUBDIVISION (1 LOT – 28.4740 ACRES – RANCH ROAD 620 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WCID NO. 17 – CITY OF LAKEWAY ETJ). (10:52 AM) (11:58 AM)

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

**Motion by** Commissioner Baxter **and seconded by** Judge Biscoe to approve Item C.10, with a note to accompany the County Clerk of the situation, lacking the signature from the City of Lakeway.

<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

- C11.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: RIVERCLIFF SUBDIVISION (20 LOTS – 171.30 ACRES – STATE HIGHWAY 71 – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – LCRA – OETJ).
- C12.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN CANTERBURY TRAILS SECTION 4 & 5, TWO SUBDIVISIONS IN PRECINCT 3.



**JUSTICE AND PUBLIC SAFETY ITEMS**

- 7. DISCUSS CONVERTING HALF-TIME PATHOLOGIST POSITION TO A FULL-TIME POSITION AND TAKE APPROPRIATE ACTION. (10:57 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Dr. Bayardo, Medical Examiner; and Jessica Rio, Planning and Budget Analyst, PBO.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to conditionally approve Item 7. We expect PBO and the Auditor to take a close look at this, and get back to us next week. Even if the funding is certified, it is not certified for this fiscal year, but at least we will know the fiscal ramifications.

**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 7 to be reposted on May 2, 2000.

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 8. CONSIDER THE RELEASE OF TWO DRAINAGE EASEMENTS ON THE DON R. AND NAOMI S. LLOYD PROPERTY AND TAKE APPROPRIATE ACTION. (11:07 AM)

**Clerk’s Note:** Item 8 is the Action Item for Item C4.

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

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item 8.

**Motion carried:**

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

- 9. APPROVE LICENSE AGREEMENT WITH SLEEPING SHARK PRODUCTIONS FOR USE OF PORTION OF PEARCE ROAD AND PORTION OF COMANCHE TRAIL DURING APRIL AND MAY FOR FILMING. (11:09 AM)

**Members of the Court heard from:** John Hille, Assistant County Attorney; and Joe Gieselman, Executive Manager, TNR.

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

**Motion carried:**

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

- 10. A. APPROVE A POLICY FOR NAMING COUNTY PARKS AND PARK FACILITIES AND TAKE APPROPRIATE ACTION. (11:11 AM)

**Clerk’s Note:** Item 10.A is the Action Item for Item 3.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 10.A, changing the policy to indicate a preference for posthumous honoring, but, where the circumstances justify it, recognition of living folk be authorized also.

**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. INVITE RECOMMENDATIONS ON THE NAMING OF SOUTHEAST METROPOLITAN PARK AND NORTHEAST METROPOLITAN PARK. (11:12 AM)

Discussion Only.

- 11. A. CONSIDER THE POSSIBLE DISPOSITION OF APPROXIMATELY 1-ACRE TRACT OF LAND, THE CURRENT SITE OF A HISTORIC SCHOOLHOUSE, LOCATED ON THE SOUTH SIDE OF STATE HIGHWAY 71 IN PRECINCT THREE. (11:15 AM)
- B. CONSIDER THE APPOINTMENT OF A COMMISSIONER OF SALE FOR THE DISPOSITION OF APPROXIMATELY 1-ACRE TRACT LOCATED ON THE SOUTH SIDE OF STATE HIGHWAY 71 AND FM 620, IN PRECINCT THREE.
- C. DISCUSS TERMS OF A MEMORANDUM OF UNDERSTANDING WITH THE HILL COUNTY HISTORICAL SOCIETY, THE VILLAGE OF BEE CAVES AND CCNG DEVELOPMENT COMPANY REGARDING MOVING THE HISTORICAL SCHOOLHOUSE TO AN ALTERNATIVE SITE PRIOR TO OR AS PART OF DISPOSITION OF THE 1-ACRE TRACT, AND TAKE APPROPRIATE ACTION.

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

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Greg Chico, Right of Way Manager, TNR; Tom Nuckols, Assistant County Attorney; and Jimmy Perkins, Bee Caves Resident.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to appoint Commissioner Baxter as the Commissioner of Sale for the disposition of this tract, located on the south side of State Highway 71 and FM 620, in Precinct Three, that we will negotiate, we will go through the process, and then we will reserve ultimate ratification to be brought back to the Commissioners’ Court, and that we will also make a part of that final action the understanding upon which the relocation of the school will take place.

**Clarification of the previous Motion was made by** Commissioner Sonleitner that part of the previous Motion is a finding by the Commissioners’ Court that this is indeed surplus property, and we have not found any other use for it.

**Further clarification of the previous Motion was made by** Commissioner Baxter that, under A, County staff has gone through their due diligence to insure that this property would not otherwise be useful to the County in any of its internal departments.

<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

- 12. APPROVE PROPOSED REVISIONS THAT INCLUDE MORE SPECIFIC REQUIREMENTS IN SECTION 82.301(D), MANUFACTURED HOME RENTAL COMMUNITY MINIMUM INFRASTRUCTURE STANDARDS OF CHAPTER 82, TRAVIS COUNTY STANDARDS FOR THE CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS. (11:33 AM)

**Clerk’s Note:** Item 12 is the Action Item for Item 1.

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

Discussion Only.

Item 12 to be reposted on May 9, 2000.

- 13. A. APPROVAL OF CASH SECURITY AGREEMENT FOR LAKE POINTE SECTION 8, A SUBDIVISION IN PRECINCT 3. (10:52 AM)
- B. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: LAKE POINT SECTION EIGHT – (SHORTFORM – CASH SECURITY POSTED WITH TRAVIS COUNTY – 10 LOTS – 4.5205 ACRES – RESACA BOULEVARD – WASTEWATER BY WEST TRAVIS COUNTY MUD #5 – VILLAGE OF BEE CAVES ETJ).

Items 13.A and B added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 14. APPROVE A PRELIMINARY PLAN IN PRECINCT THREE – 11505 TX 71 PHASE ONE PRELIMINARY PLAN. (PRELIMINARY PLAN – 102 LOTS – 168.1634 ACRES – HWY 71 – SEWAGE SERVICE TO BE PROVIDED BY THE LCRA – VILLAGE OF BEE CAVE ETJ). (2:13 PM)

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

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to approve Item 14.

<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

**HEALTH AND HUMAN SERVICES ITEMS**

- 15. DISCUSS ADDITIONAL FINANCIAL REQUIREMENTS OF THE RURAL MEDICAL ASSISTANCE PROGRAM (RMAP) AND TAKE APPROPRIATE ACTION. (2:16 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Travis County Health, Human Services and Veterans’ Services (TCHHS&VS); and Elaine Carroll, Assistant Director, Managed Services, TCHHS.

Discussion Only.

- 16. CONSIDER REQUEST FOR \$24,747 TO FUND H.U.D. GRANT MATCH FOR AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER SAFE HAVEN PROGRAM. (2:42 PM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, TCHHS&VS; David Gómez, Safe Haven, Austin-Travis County Mental Health and Mental Retardation; Alan Miller, Planning and Budget Analyst, PBO; and Mary Etta Gerhardt, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to take the money from Allocated Reserve.

**A Clarification of the previous Motion was made by Judge Biscoe** that Staff look internally, in an effort to identify funds that may cover this.

**Withdrawal of the previous Motion and Second** was made by Judge Biscoe and Commissioner Gómez.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to recommend approval of this Item, with the money being taken from HHS line items, being an automatic budget transfer. \$25,747.00, that is the Motion.

**A Clarification of the previous Motion was made by Commissioner Sonleitner** that, to protect HHS, we’re not going to leave them hanging, is to put an earmark on the Allocated, so that it’s that constant reminder that we get on a weekly basis that it is still out there, and they may be back, maybe in August or September, or maybe not.

**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. APPROVE PARTNERSHIP AGREEMENT BETWEEN TRAVIS COUNTY AND THE CENTRAL EAST AUSTIN COMMUNITY ORGANIZATION (CEACO) FOR CLIENT SCREENING SERVICES. (12:05 PM)

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve Item 17.

**Motion carried:**

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

- 18. RECEIVE REPORT ON OUTCOME OF THE 4-H CAPITAL URBAN ANIMAL SCIENCE PROJECT. (12:06 PM)

**Members of the Court heard from:** Arlene Tillman, Director, Administrative Services Division, TCHHS; Lillianne Gedders, County Extension Agent for 4-H; Leslie Dusing, Assistant Principal, Blanton Elementary School.

Discussion Only.

**PURCHASING OFFICE ITEMS**

- 19. APPROVE CONTRACT AWARD FOR THE PROVISION OF COPIER CHEMICAL SUPPLIES, IFB B000049-RG, TO THE LOW QUALIFIED BIDDERS, IKON OFFICE SOLUTIONS, NASHUA CORPORATION, CTWP AND XEROX CORPORATION. (10:52 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 20. DISCUSS TERMINATION OF CONTRACT WITH ALLIED COMMERCIAL INDUSTRIES (ACI) FOR REPAIR OF TRAVIS COUNTY FORENSIC CENTER AND TAKE APPROPRIATE ACTION. (2:59 PM)

Item 20 postponed until May 2, 2000.

21. APPROVE PURCHASE FROM GRANDE FORD OFF STATE TERM CONTRACT THE FOLLOWING: (2:59 PM)

A. FIVE (5) EACH F-150 FORD PICK-UP TRUCKS

B. THREE (3) EACH F-250 FORD PICK-UP TRUCKS

**Clerk’s Note:** Items 21.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; Mike Joyce, Fleet Manager, TNR; Joe Gieselman, Executive Manager, TNR; and Terry Pickering, Major, Travis County Sheriff’s Office (TCSO).

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 21.A & 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

22. CONSIDER REQUEST FOR COUNTY TO CONTRACT WITH TIBH INDUSTRIES FOR JANITORIAL SERVICES TO UTILIZE DISABLED PERSONS PURSUANT TO CHAPTER 122, TEXAS GOVERNMENT CODE, AND TAKE APPROPRIATE ACTION. (11:53 AM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; and Scott Kennedy, TIBH Industries.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 22.

<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

- 23. APPROVE CONTRACT AWARD FOR THE PROVISION OF RENTAL OF VEHICLES, IFB B000055-RG, TO THE LOW QUALIFIED BIDDER, CAPPS RENT-A-CAR. (10:52 AM)**

Item 23 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 24. APPROVE THE SALE OF USED AUTOMOTIVE TIRES TO THE SOLE, RESPONSIVE BIDDER, BARNEY ROSS. (10:52 AM)**

Item 24 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25. APPROVE CONTRACT AWARD FOR BIOHAZARDOUS WASTE DISPOSAL, IFB #B000043-JP, TO THE LOW QUALIFIED BIDDER, TEXAS ENVIRONMENTAL SERVICE, INC. (10:52 AM)**

Item 25 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 26. CONSIDER AND DISCLOSE WAIVER OF SECTION 32.004 OF THE TRAVIS COUNTY ETHICS POLICY REGARDING THE PROPOSED CONTRACT FOR TITLE SERVICES TO CHICAGO TITLE INSURANCE COMPANY FOR GORDON BOWMAN. (10:54 AM)**

No Action necessary on Item 26.

Item 26 to be reposted on May 2, 2000.

- 27. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. MA990141, IBM, FOR MAINTENANCE SUPPORT OF AS/400 HARDWARE. (10:52 AM)**

Item 27 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.



- 28.** APPROVE MODIFICATION NO. 12 TO CONTRACT NO 99K0701-JG, JUVENILE COURT EXPANSION AT GARDNER-BETTS WITH SILVERTON CONSTRUCTION. MODIFICATION DEDUCTS COST FOR ADDITIONAL A/E SERVICES DUE TO THE DEMOLITION AND REPOUR OF DEFICIENT CONCRETE. (10:52 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 29.** APPROVE PURCHASE OF ONE (1) TYMCO SWEEPER FROM THE HOUSTON GALVESTON AREA COUNCIL INTERLOCAL AGREEMENT, IL 9898858, APPROVED BY COMMISSIONERS' COURT ON JANUARY 27, 1998. (10:52 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 30.** APPROVE CONTRACT MODIFICATION NOS. 13 & 14 TO CONTRACT NO. 99K070-JJ, KEY ENTERPRISES, INC., HOWARD LANE RECONSTRUCTION PROJECT, SEGMENT II. CONTRACT APPROVED BY COMMISSIONERS' COURT ON MAY 25, 1999. (10:52 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

**31. DISCUSS CONTRACT WITH CARLOS M. LOREDO, PH.D., P.C. AND TAKE APPROPRIATE ACTION. (9:10 AM) (11:02 AM) (4:49 PM) (6:53 PM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Dr. Carlos Loredo, PH.D.; Barbara Swift, Deputy Chief Juvenile Probation Office, Juvenile Probation Department; Jim Connolly, Assistant County Attorney; and John Hille, Assistant County Attorney.

Judge Biscoe announced that Item 31 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve the contract as signed by Dr. Loredo, which eliminates the subrogation language. All the other provisions, the indemnification, the insurance requirement, will remain in the contract.

<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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

**PLANNING AND BUDGET DEPT. ITEMS**

- 32.** APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:10 PM) (4:49 PM)  
(6:47 PM)

**Members of the Court heard from:** Alan Miller, Planning and Budget Analyst, PBO; Leroy Nellis, Budget Manager, PBO; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Jessica Rio, Planning and Budget Analyst, PBO; John Hille, Assistant County Attorney; and Susan Spataro, Travis County Auditor.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve T1-T3, D1-D8, with the discussion items related to HHS on the Safe Haven grant and the Ag-Extension situation, have an earmark on the Allocated Reserves, and the rest of it be handled with internal transfers from that department.

**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

Judge Biscoe announced that Item 32 slot numbers 73, 38, 55, 49, and 69 in the Travis County Auditor’s Office would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve A1-A84, and that we redirect Staff to bring these back the Auditor’s positions which are set out in A85 on May 9, 2000 for appropriate consideration and action by 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	yes

33. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE: (10:52 AM)
- A. APPROVE APPLICATION FOR AUTO THEFT PREVENTION AUTHORITY.
  - B. APPROVE APPLICATION FOR EVALUATION OF DRUG COURT.
  - C. APPROVE CONTRACT FOR THE DRUG COURT ENHANCEMENT INITIATIVE.
  - D. APPROVE CONTRACT FOR EMERGENCY NUTRITION/TEMPORARY RELIEF PROGRAM.
  - E. APPROVE CONTRACT FOR CRIME VICTIM SERVICES LIAISON (SHERIFF'S OFFICE).
  - F. APPROVE CONTRACT FOR CRIME VICTIM SERVICES LIAISON (DISTRICT ATTORNEY'S OFFICE)

Items 33.A-F added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

### ADMINISTRATIVE OPERATIONS ITEMS

34. APPROVE PERSONNEL AMENDMENTS. (3:14 PM) (3:23 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Norman McRee, Budget/Process Improvement Analyst, Human Resources Management Department (HRMD).

No action taken on Item 34.

**35. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (3:14 PM)**

- A. CSCD-PRETRIAL – SETTLE
- B. CONSTABLE 5 – SETTLE

Item 35.B pulled from the Agenda.

- C. TCSO – SETTLE
- D. KENJURA TILE INC. – DENY
- E. KELLY CHAPMAN – DENY
- F. MARI CERNA – DENY
- G. MARK DIETZ – DENY

**Clerk’s Note:** Items 35.A, B, C, D, E, F, and G are associated with one another and were called for concurrent discussion.

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

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Staff recommendations on Items 35.A, C, D, E, F, and G.

**Motion carried:**

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

**36. RECEIVE UPDATE ON GROUP BENEFITS COMMITTEE ACTIVITIES AND TAKE APPROPRIATE. (9:10 AM) (10:16 AM)**

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; Dan Mansour, Risk Manager, HRMD; Claire Dawson-Brown, Benefits Committee Member, District Attorney’s Office; and Leroy Nellis, Budget Manager, PBO.

**Clerk’s Note:** The Court without objection gave direction to the Benefits Committee to “keep on keeping on.”

Discussion Only.

37. RECEIVE UPDATE ON FY 2000 TRAINING AND STAFF DEVELOPMENT PROGRAM. (3:24 PM)

**Members of the Court heard from:** Linda Moore Smith, Director, HRMD; Alana Holmes, Manager, Staffing, Training, and Employee Relations Division, HRMD; Carol Darby; HRMD; Leticia Vallejo, Seminar participant; and Gene Burns, Seminar participant, District Courts Office.

Discussion Only.

38. RECEIVE BRIEFING ON TRAVIS COUNTY EXPOSITION CENTER ISSUES AND TAKE APPROPRIATE ACTION. (3:34 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Cyd Grimes, Travis County Purchasing Agent.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve work order #2, in the amount of \$28,960.00, and any amount less than that, if we can negotiate that down further, and that we use the rebate due Travis County to pay for this in its entirety, and if the amount exceeds that, Staff will come back and let us know.

<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

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the FY 2000 plan, and to indicate our intention to consider the FY 2001 recommendation as part of the budget process.

**Maker and Second accept the Friendly Amendment by Commissioner Sonleitner** to move the \$4,000.00 for the firehose cabinets over to the FY 2000 budget.

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

<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

39. DECLARE TUESDAY, APRIL 25, 2000 TRAVIS COUNTY EMPLOYEE RECOGNITION DAY AND PRESENT CERTIFICATES AND SERVICE PINS. (9:10 AM) (10:00 AM)

**Members of the Court heard from:** Linda Moore Smith, Director, HRMD; and Karen Steitle, HRMD.

**Clerk's Note:** The Commissioners' Court recognized Travis County employees for their service.

Discussion only.

### OTHER ITEMS

40. **TAKE UP AT 1:30 P.M.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (3:44 PM)

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

Discussion Only.

41. RECEIVE AND DISCUSS REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MARCH 2000. (10:52 AM)

Item 41 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

42. RECEIVE AND DISCUSS FY-2000 MID-YEAR REVENUE REPORT. (3:45 PM)

**Members of the Court heard from:** Blaine Keith, Chief Assistant County Auditor, Travis County Auditor's Office; and Susan Spataro, Travis County Auditor.

Discussion Only.

- 43. RECEIVE STATUS REPORT FROM MINORITY BUSINESS OPPORTUNITY COMMITTEE, CONSIDER REQUEST FOR SECOND YEAR FUNDING, AND TAKE APPROPRIATE ACTION. (3:51 PM)**

**Members of the Court heard from:** Sylvia Lopez, HUB Coordinator, Purchasing; Cyd Grimes Travis County Purchasing Agent; and Barbara Burton, Executive Director, Texas Minority Business Opportunity Committee (TMBOC); and Kathy Herrod, Project Director, TMBOC.

Discussion Only.

Item 43 to be reposted on May 9, 2000.

- 44. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:52 AM)**

Item 44 added to Consent Items. Please refer to Agenda Item 6 (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

- 45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING PROJECT #97B01-14-2CA, BRATTON LANE, LATERAL SUPPORT EASEMENT; PARCEL NO. 11; JAMES STEPHENS AND TRAVIS COUNTY, TEXAS; (JAMES STEPHENS; GIESELMAN; CONDEMNATION). <sup>2</sup> (4:49 PM) (6:49 PM)**

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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to authorize the County Attorney’s Office to initiate condemnation.

**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

- 46. REVIEW STATUS OF LEASE AT 1300 GUADALUPE AND TAKE APPROPRIATE ACTION. <sup>1&2</sup> (4:49 PM) (6:49 PM)**

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

No Action required on Item 46.

- 47. RECEIVE BRIEFING ON REAL ESTATE ISSUES RELATED TO COMMUNITY SUPERVISION AND CORRECTIONS LEASED FACILITIES, AND TAKE APPROPRIATE ACTION. <sup>2</sup> (4:49 PM) (6:49 PM)**

Judge Biscoe announced that Item 47 would be considered in Executive Session.

No Action required on Item 47.

48. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION ON MEDIATION SETTLEMENT OFFER IN TERRI LYNN GUSLER V. BRADLEY HAGEN, DDS AND TRAVIS COUNTY; CAUSE NO. – 99CA-680-SHC (FRASIER; CIVIL RIGHTS). <sup>1</sup> (4:49 PM) (6:50 PM)

Judge Biscoe announced that Item 48 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve a settlement in the amount of \$6,500.00 to be paid by Travis County, that we ask the County Attorney’s Office to negotiate and bring back to us an appropriate settlement agreement, and that we agree not to pursue an indemnification against the dentist in that case.

**Maker accept the Friendly Amendment by Commissioner Sonleitner** that one of the things in the settlement agreement will be because of a payment by Mr. Hagen related to the settlement.

**Acceptance of the Friendly Amendment was made by Judge Biscoe and seconded by Commissioner Gómez.**

**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

49. APPROVE OR REJECT PROPOSED FARMERS’ MARKET LEASE AGREEMENT WITH DAN BALDERAS D/B/A BALDERAS TAMALES FACTORY. <sup>2</sup> (4:49 PM) (6:50 PM)

Judge Biscoe announced that Item 49 would be considered in Executive Session.

**Motion by Commissioner Sonleitner and seconded by Judge Biscoe** to approve the Balderas Tamale Factory lease.

**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

- 50. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN; JERALD NIX ET AL. V. TRAVIS COUNTY ET AL., NIX; FRASIER; TEXAS TORT CLAIMS ACT). <sup>1</sup> (4:49 PM) (6:51 PM)

Judge Biscoe announced that Item 50 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to counter the offer to settle for the amount of \$15,000.00 for Nix, and \$20,000.00 for the passenger.

**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

- 51. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CONTRACTS WITH FLOUR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:49 PM) (6:51 PM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>

**Clerk’s Note:** Items 51.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 51.A and B would be considered in Executive Session.

No Action required on Items 51.A & B.

- 52. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION IN SYLVIA ESTRADA V. BRADLEY HAGEN, DDS AND TRAVIS COUNTY CAUSE NO. A-99-CA-718-AWA (FRASIER; CIVIL RIGHTS). <sup>1</sup> (4:49 PM) (6:51 PM)

Judge Biscoe announced that Item 52 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to authorize the County Attorney to sue or file a cross claim, as appropriate, against Bradley Hagen, and that we authorize Commissioner Gómez to substitute for Commissioner Sonleitner at the mediation of that matter.

**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

- 53. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN TONY DIAZ V. TRAVIS COUNTY MEDICAL EXAMINER. (TX GOVT CODE § 552.321). <sup>1</sup> (4:49 PM) (6:52 PM)

Judge Biscoe announced that Item 53 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to authorize the County Attorney to indicate our agreement to pay \$300.00 as reimbursement of a filing cost, and that we authorize her to negotiate a confidential order and agreement with the appropriate language to protect to the extent possible the document in question.

**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

54. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. TAIYO CORPORATION AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:49 PM)  
(6:52 PM)

Judge Biscoe announced that Item 54 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner that the County Judge be authorized to sign this document for Travis County. The grantee in this case is Deborah J. Phalan.

**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

55. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: GILBERT VELASQUEZ V. TERRY KEEL, ET AL. (FRASIER; SECTION 1983; EXCESSIVE FORCE). <sup>1</sup> (9:10 AM)

Item 55 postponed until May 2, 2000.

