

MINUTES – MAY 2, 2000

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 2nd day of May, 2000, the Commissioners' Court convened the regular Voting Session at 9:05 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 Robert Resnick.

The Commissioners' Court retired to Executive Session at 11:05 AM.

The Commissioners' Court reconvened the Voting Session at 11:45 AM.

The Commissioners' Court recessed the Voting Session at 11:47 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 11:47 PM and adjourned at 11:47 PM.

The Commissioners' Court reconvened the Voting Session at 1:38 PM.

The Commissioners' Court adjourned the Voting Session at 3:02 PM.

The Commissioners' Court record notes that County Judge Samuel T. Biscoe was not present during this Voting Session.

ADDITIONAL MOTION AND VOTE

Motion by Commissioner Davis **and seconded by** Commissioner Baxter that Commissioner Sonleitner be authorized to sign documents in the absence of Judge Biscoe. (9:05 AM)

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

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE THE 5’ PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 1 & 2, BLOCK 7, AUSTIN LAKE ESTATES SECTION TWO, IN PRECINCT THREE. (9:06 AM)

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to open the public hearing.

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

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

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to close the public hearing.

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

Clerk’s Note: The Action Item for Item 1 is Item C9. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 2. PUBLIC HEARING TO APPROVE THE TEMPORARY ROAD CLOSURE OF CAMERON ROAD TO THROUGH TRAFFIC BETWEEN GREGG-MANOR ROAD AND PECAN STREET FOR ROAD REHABILITATION BEGINNING MAY 3, 2000 FOR 12 WEEKS. (9:08 AM)

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to open the public hearing.

Motion carried:

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

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Randy Mogue, Private Citizen; and Rusty Burns, Private Citizen.

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to close the public hearing.

Motion carried:

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

Clerk’s Note: The Action Item for Item 2 is Item C10. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

RESOLUTIONS & PROCLAMATIONS

- 3. APPROVE PROCLAMATION DESIGNATING THE MONTH OF MAY AS HISPANIC CULTURAL AWARENESS MONTH IN TRAVIS COUNTY AND RECOGNIZING THE FOURTH ANNUAL COMBINED CITY/COUNTY CINCO DE MAYO CELEBRATION. (9:11 AM)

Members of the Court heard from: Joe Vela, Commissioner Precinct 4 Office; John Compton, District Clerk’s Office; Jorge Zapata, City of Austin Parks and Recreation; Carlos Lopez, Constable Precinct 5 Office; and Irma Marquez, Domestic Relations.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 3.

Motion carried:

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

- 4. APPROVE PROCLAMATION DECLARING THE MONTH OF MAY 2000 AS “FOSTER CARE MONTH” IN TRAVIS COUNTY AND THANK THE FOSTER PARENTS WHO ARE SPECIAL PEOPLE DOING A SPECIAL JOB. (9:16 AM)

Members of the Court heard from: Mike Rutherford, President, Capital Area Foster Parent Association; Elijah Holland, Jr., Foster parent; Laura Peveto, Child Protective Services; and Walter Timberlake, Board Member, Child Protective Services.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 4.

Motion carried:

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

5. APPROVE PROCLAMATION HONORING DOBBS ROGERS ON HIS RETIREMENT FOR 25 YEARS OF DEDICATED SERVICE TO TRAVIS COUNTY. (9:22 AM)

Members of the Court heard from: Dobbs Rogers, Domestic Relations; Cecelia Burke, Director, Domestic Relations; and Estela Medina, Chief Probation Officer, Juvenile Probation Department.

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

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

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Private Citizen; Nettie Brown, Private Citizen; and Jennifer Gale, Mayoral Candidate. (9:28 AM)

CONSENT ITEMS

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

6. Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1- C11 (excluding Item C8), and Items 7, 9, 10, 11, 12, 13.A, B, & C, 14, 18, 19, 23, and 29. (9:36 AM)

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

C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.

C3. APPROVE COMMISSIONER COURT MINUTES FOR THE FOLLOWING:
A. MINUTES FOR THE VOTING SESSION OF APRIL 11, 2000.
B. MINUTES FOR VOTING SESSION OF APRIL 18, 2000.

C4. PROCLAIM FRIDAY, APRIL 28, 2000, AS TOMMY STEINER DAY ON LAKE TRAVIS.

C5. APPOINT HELEN JOBES TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICE DISTRICT #8 BOARD (PEDERNALES) TERM EFFECTIVE UNTIL DECEMBER 31, 2001.

C6. APPROVE A PUBLIC HEARING DATE OF MAY 9, 2000, FOR THE PURPOSE OF A TEMPORARY ROAD CLOSURE ON COMANCHE TRAIL.

C7. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR COLLINGWOOD WEST SECTION 2-A, A SUBDIVISION IN PRECINCT 2.

C8. APPROVAL OF PLAT FOR RECORDING IN PRECINCT TWO; TECH. RIDGE SECTION FOUR – (SHORTFORM – NO FISCAL REQUIRED – 8 LOTS – 85.039 ACRES – HOWARD LANE – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN). (9:05 AM)

Item C8 postponed until May 9, 2000.

CONSENT ITEMS CONTINUED

- C9.** APPROVE THE FILING OF AN INSTRUMENT TO VACATE THE 5' PUBLIC UTILITY EASEMENT ON EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOTS 1 & 2, BLOCK 7, AUSTIN LAKE ESTATES SECTION TWO, IN PRECINCT THREE.

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

- C10.** APPROVE THE TEMPORARY ROAD CLOSURE OF CAMERON ROAD TO THROUGH TRAFFIC BETWEEN GREGG-MANOR ROAD AND PECAN STREET FOR ROAD REHABILITATION BEGINNING MAY 3, 2000 FOR 12 WEEKS.

Clerk's Note: Item C10 is the Action Item for Item 2.

- C11.** **ADDED ITEM:** APPROVE PROCLAMATION RECOGNIZING EPH'PHATHA FULL GOSPEL BAPTIST CHURCH MINISTRIES' 3RD YEAR OF OBSERVING ITS "TRINITY YEAR OF POSSESSION VICTORY WEEK CELEBRATION".

PURCHASING OFFICE ITEMS

- 7.** APPROVE 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. (9:36 AM)

Item 7 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

- 8. APPROVE CONTRACT AWARD WITH THE HIGH FRONTIER, INC. FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000181K. (9:40 AM)

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

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

Motion carried:

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

- 9. APPROVE TWELVE (12) MONTH EXTENSION TO CONTRACT NO. 99T0175-DM, ACRATOD OF AUSTIN, FOR CASE FILE FOLDERS. CONTRACT WAS APPROVED ON JUNE 29, 1999. (9:36 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 10. APPROVE MODIFICATION NO. 3 TO CHANGE VENDOR’S NAME ON CONTRACT NO. 98T0207-LD, OFFSITE RECORDS STORAGE, FROM PIERCE LEAHY ARCHIVES TO IRON MOUNTAIN INC. CONTRACT WAS APPROVED BY COMMISSIONERS’ COURT ON JUNE 30, 1998. (9:36 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 11. APPROVE CONTRACT AWARD FOR ASPHALTIC ROAD MATERIALS, DELIVERED, B000040-JP, TO THE LOW QUALIFIED BIDDERS, INDUSTRIAL ASPHALT, INC. AND AUSTIN BRIDGE AND ROAD. (9:36 AM)

Item 11 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 12. APPROVE CONTRACT AWARD FOR MEDICAL & SURGICAL SUPPLIES, IFB B000045-JP, TO THE LOW QUALIFIED BIDDERS, SOUTHWEST SURGICAL SYSTEMS, INC. (PRIMARY VENDOR), AND HENRY SCHIEN, INC. (SECONDARY VENDOR) (9:36 AM)

Item 12 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 13. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR HEAVY DUTY MACHINERY OEM PARTS. CONTRACTS WERE APPROVED ON JULY 6, 1999. (9:36 AM)
 - A. CONTRACT NO. 99T0181-MG, PROFESSIONAL TURF PRODUCTS, INC.
 - B. CONTRACT NO. 99T0182-MG, Z WATER WORKS, INC.
 - C. CONTRACT NO. 99T0183-MG, CON-EQUIP S. A., INC.

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

- D. CONTRACT NO. 99T0184-MG, DAVIS TRUCK AND EQUIPMENT OF SAN ANTONIO, INC. (9:43 AM)

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 13.D.

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

- 14. APPROVE CONTRACT AWARD FOR AUTOMATIC DOORS AND DOOR OPENERS INSTALLATION, IFB B000038-DM, TO THE SOLE QUALIFIED BIDDER, ACCESS SYSTEM. (9:36 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court’s Motion and Vote.

15. DISCUSS TERMINATION OF CONTRACT WITH ALLIED COMMERCIAL INDUSTRIES (ACI) FOR REPAIR OF TRAVIS COUNTY FORENSIC CENTER AND/OR TAKE ANY OTHER APPROPRIATE ACTION. (9:43 AM) (11:05 AM) (1:38 PM)

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

Commissioner Sonleitner announced that Item 15 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to pursue a termination of the contract with Allied Commercial Industries – basically, that we call it a day related to the work that has gone on there so far – and that the Travis County Attorney’s Office be authorized to work with Facilities, Purchasing, and anyone else, to continue negotiating to bring back the best possible settlement of this case for approval by this Court, and a complete settlement of all claims by Travis County and by the contractor.

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

ADMINISTRATIVE OPERATIONS ITEMS

16. DISCUSS STATUS OF TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT, BUDGET IMPLICATIONS, AND TAKE APPROPRIATE ACTION. (9:39 AM) (1:42 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Ken Gaede, Project Manager, Facilities Management; Kent Neiman, Pfluger, Wiginton, Hooker/NBBJ; Major David Balagia, Travis County Sheriff's Office (TCSO); Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO); Cyd Grimes, Travis County Purchasing Agent; and Marvin Brice, Construction Procurement Manager, Purchasing Office.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to get this contract awarded, and, for the purposes of finding the money to make sure that this could be satisfied for purposes of the Auditor, is that we would assume that we would use the savings off of the Water Quality Project; and then, to make up the differential, (\$376,592.00), for this week, for purposes of the awarding of this contract, that we wipe out the contingency budget, and supplement with \$32,437.00 from the CAR budget, and apply that to the FF&E; and that we work diligently over the next week to replenish those line items with the appropriate hits, either from interest sweeps, the \$10,000,000.00 in CO's, the CAR reserves, projects that are no longer needed that are CAR-funded, one more whack at value engineering, and if there is anything left in any other contingency line item, such as the architecture and engineer's line items

The Motion was reworded by Commissioner Sonleitner to basically give Staff instructions that over the next week, we bring back the appropriate paperwork so that we can award this contract next week, and that we identify the appropriate line items to make up the differential, assuming, also, the savings from the Water Quality Project, so that we can award this next week; and that we spend our time and energy filling the budget gap, as opposed to what I think is wasted effort, in terms of instructions to redesign, and lose even more precious time.

Maker accept the Friendly Amendment by Commissioner Gómez that two Commissioners be assigned to work on that, so that it doesn't fall through the cracks.

Acceptance of the Friendly Amendment was made by Commissioner Sonleitner.

Clerk's Note: Commissioner Sonleitner and Commissioner Gómez then volunteered to work as a subcommittee to try and bring forward a united recommendation on this.

ITEM 16 CONTINUED

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

17. APPROVE PERSONNEL AMENDMENTS. (9:45 AM)

Members of the Court heard from: Norman McRee, Budget/Process Improvement Analyst, Human Resources Management Department (HRMD); and Luane Shull, Senior HR Analyst, HRMD.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the personnel amendments, and that would be all the routine and non-routine, and taking note of the correction that was on page 7 that Norman read into the record.

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

TRANSPORTATION AND NATURAL RESOURCES ITEMS**18. APPROVE LICENSE AGREEMENT WITH STEINER RANCH MASTER ASSOCIATION, INC. FOR LANDSCAPING AND IRRIGATION IN THE RIGHT-OF-WAYS OF STEINER RANCH PHASE 1 SECTION 4-E, A SUBDIVISION IN PRECINCT 2. (9:36 AM)**

Item 18 added to Consent Items. Please refer to Agenda Item 6 (CONSENT ITEMS) for the Court's Motion and Vote.

19. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STEINER RANCH PHASE 1 SECTION 4E, A SUBDIVISION IN PRECINCT 2. (9:36 AM)

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

20. A. DISCUSS LIFE CYCLE COSTS OF ALTERNATIVE SURFACE TREATMENT TYPES; (9:49 PM)

B. APPROVE PROPOSED CHANGES TO TNR’S FY 00 WORK PROGRAM FOR ROAD AND BRIDGE MAINTENANCE, SURFACE TREATMENT PROGRAM.

Clerk’s Note: Items 20.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; James Pamplin, Imperial Valley Neighborhood Assn.; and Mo Mortazavi, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve the proposed changes to the TNR workplan that we just enumerated in Table 1 and Table 2.

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

Motion by Commissioner Baxter **and seconded by** Commissioner Sonleitner to approve the allocation of the left over HMAc money to go towards Bermuda Drive and Doss Road Drive as enumerated in Table 3 of the backup.

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

21. A. CONSIDER THE PROPOSED DISPOSITION OF APPROXIMATELY 3.40 ACRES OF UNUSED RIGHT-OF-WAY, AND CONSIDER ACCEPTING THE CONVEYANCE OF TWO TRACTS TOTALING 1.275 ACRES OF NEEDED RIGHT-OF-WAY IN PRECINCT THREE. (10:25 AM)

B. IF APPROVED, APPOINT COMMISSIONER BAXTER AS COMMISSIONER OF SALE.

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: Joe Gieselman, Executive Manager, TNR; and Joan Hardy, Subdivision Planner, TNR.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to institute the process necessary and give TNR direction to move forward to proceed with the disposition of 3.4 acres of the unused right of way, and to accept the conveyance of the 2 tracts totaling the 1.275 acres.

A Clarification of the previous Motion was made by Commissioner Sonleitner that there’s also a finding of the Commissioners’ Court that that 3.4 acres is no longer needed by the County, and the 1.275 acres is needed by the County.

A Clarification of the previous Motion was made by Commissioner Baxter that Staff has done their due diligence, and had insured that this property is otherwise not useable for a County purpose.

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

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez that the Court appoint Commissioner Baxter as the Commissioner of sale.

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

- 22. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR THE ONE PUBLIC STREET, FRANCES DRIVE, AND NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR THE SUMMIT AT WEST RIM ON MOUNT LARSON BLOCK A, A SUBDIVISION IN PRECINCT 3. (10:30 AM)

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

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve the acceptance of the dedication of street and drainage facilities for Frances Drive, and the official notification to the Court related to the second half of the private streets as listed on Item 22.

Motion carried:

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

PLANNING AND BUDGET DEPARTMENT ITEMS

- 23. APPROVE A GRANT CONTRACT FROM THE ALTERNATIVE FUELS COUNCIL FOR ALTERNATIVE FUELS GRANT IN TNR. (9:36 AM)

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

- 24. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:45 AM)

Members of the Court heard from: Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Jessica Rio, Planning and Budget Analyst, PBO; and Amalia Rodriguez-Mendoza, Travis County District Clerk.

Motion by Commissioner Baxter **and seconded by** Commissioner Gómez to approve Item 24.

Motion carried:

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

JUSTICE AND PUBLIC SAFETY ITEMS

- 25. DISCUSS CONVERTING HALF-TIME PATHOLOGIST POSITION TO A FULL-TIME POSITION AND TAKE APPROPRIATE ACTION. (10:50 AM)

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

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to follow PBO’s recommendation, and that we ask, in maybe July, if you realize savings, that you bring it back to the Court.

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

OTHER ITEMS

- 26. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION.

No Action taken on Item 26.

- 27. DISCUSS AND TAKE ACTION ON MEMO OF UNDERSTANDING BETWEEN TCSO – CORRECTIONS BUREAU – INMATE SERVICES AND DEL VALLE ISD. (10:57 AM)

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

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to move approval of Item 27 and send it over to the Del Valle School Board.

The Motion was restated by Commissioner Sonleitner to take action on the memorandum of understanding, with us signing first, and it basically would become effective when Del Valle signs the memo.

Motion carried:

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

- 28. APPROVE AND SIGN INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF AUSTIN FOR THE CITY’S USE OF THE COUNTY’S ZORRO COMPUTER SYSTEM AND RELATED SERVICES. (11:01 AM)

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

Motion by Commissioner Baxter **and seconded by** Commissioner Davis to approve the interlocal.

Motion carried:

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

- 29. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:36 AM)

Item 29 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

30. 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. ¹ (11:05 AM) (11:45 AM)

B. RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (11:05 AM) (11:45 AM) (1:40 PM)

Commissioner Sonleitner announced that Items 30.A and B would be considered in Executive Session.

No Action necessary on Item 30.A.

Members of the Court heard from: John Hille, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the County signing the release with Victoria Air Conditioning for the previously announced amount of \$867,680.00, and that this signed release also includes an assignment of subrogation to Travis County to pursue in other matters.

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

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING CLAIM BY FEDERAL SERVICES CORP. ¹ (10:56 AM)

Item 31 postponed until May 9, 2000.

- 32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN DENNY STANLEY V. DONALD CRAIG SMITH AND TRAVIS COUNTY (STANLEY; FRASIER; TEXAS TORT CLAIMS ACT, PERSONAL INJURY) ¹ (11:05 AM) (11:46 AM)

Commissioner Sonleitner announced that Item 32 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to authorize the County Attorney to file a counter claim for damages in the case of Denny Stanley vs. Donald Craig Smith and Travis County.

Motion carried:

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

- 33. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING CLAIM BY MARCIE CALDWELL ET AL. (DEBEAUVOIR; TEX. CIV. PRAC. & REM. CODE SECTION 37.001 ET SEQ; TEX. LOC. GOV'T. CODE SECTION 89.004; TEX. GOV'T CODE SECTION 51.702(B) ¹ (9:05 AM)
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING COLLECTION OF FEES PURSUANT TO TEX. GOV'T CODE SECTION 51.702. ¹

Items 33.A and B postponed until May 9, 2000.

- 34. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION AND TAKE APPROPRIATE ACTION. ¹ (11:05 AM) (11:46 AM)

Commissioner Sonleitner announced that Item 34 would be considered in Executive Session.

Item 34 to be reposted on May 9, 2000.

- 35. 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). ¹ (10:56 AM)

Item 35 postponed until May 9, 2000.

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN TONY DIAZ V. TRAVIS COUNTY MEDICAL EXAMINER). ¹ (10:56 AM)

Item 36 postponed until May 9, 2000.

THE FOLLOWING IS AN ADDENDUM:

- A.1. REQUEST APPROVAL OF AN EXEMPTION ORDER FOR THE PROCUREMENT OF PROFESSIONAL ARCHITECTURAL/ENGINEERING SERVICES FOR THE DESIGN OF AN EFFLUENT LINE FOR SOUTHEAST METROPOLITAN PARK, FROM THE COMPETITIVE PROPOSAL REQUIREMENTS OF THE COUNTY PURCHASING ACT. (10:42 AM)

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

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the exemption order for the procurement of the services on the effluent line for Southeast Metro.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Baxter to adjourn the Voting Session. (3:02 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge