

MINUTES – MAY 16, 2000

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 16th day of May, 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 10:59 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 10:59 AM and adjourned at 11:01 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 11:02 AM and adjourned at 11:02 AM.

The Commissioners' Court reconvened the Voting Session at 11:02 AM.

The Commissioners' Court retired to Executive Session at 11:03 AM.

The Commissioners' Court reconvened the Voting Session at 11:56 AM.

The Commissioners' Court adjourned the Voting Session at 12:19 PM.

The Commissioners' Court record notes that Precinct One Commissioner Ron Davis and Precinct Four Commissioner Margaret J. Gómez were not present during this Voting Session.

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO DISCUSS AND 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. (9:12 AM)

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

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

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

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

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

Clerk’s Note: The Action Item for Item 1 is Item C8. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

2. PUBLIC HEARING TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 25' DRAINAGE EASEMENT ACROSS THE BACK OF LOT 89, BLOCK A, JACK'S POND SECTION THREE, A SUBDIVISION IN PRECINCT TWO.
(9:14 AM)

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

Motion carried:

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

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

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

Motion carried:

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

Clerk's Note: The Action Item for Item 1 is Item C9. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

3. PUBLIC HEARING TO APPROVE A TEMPORARY ROAD CLOSURE OF THORNBERRY ROAD BEGINNING MAY 24, 2000 FOR THE PURPOSE OF UTILITY RELOCATION AND LOW WATER CROSSING REPAIR IN PRECINCT FOUR. (9:16 AM)

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

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

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

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

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

Clerk's Note: The Action Item for Item 1 is Item C10. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

RESOLUTIONS & PROCLAMATIONS

4. APPROVE PROCLAMATION OBSERVING MAY 16, 2000 AS “ELDER ABUSE PREVENTION DAY” IN TRAVIS COUNTY. (9:18 AM)

Members of the Court heard from: Demita Graves, Adult Protective Services.

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

Motion carried:

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

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Private Citizen; and Joe Vela, Assistant to Commissioner Gómez Precinct 4. (9:28 AM)

CONSENT ITEMS

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

5. Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the following Consent Items: C1-C13 (excluding C7, C11, and C5 which was reconsidered and pulled from the agenda), and Items 6.A & B, 7, 9, 11, 12, 13, 14, 15.A-D, 17.A-D, 18, 26, 30, and 31. (9:39 AM)

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

- 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 MEETING OF APRIL 25, 2000.
- C4.** APPROVAL OF RECORDING A PLAT IN PRECINCT TWO: DEER CREEK ROADWAY DEDICATION SECTION 1 – (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 1 LOT – 10.739 ACRES – CYPRESS CREEK ROAD – WASTEWATER N/A – CEDAR PARK ETJ).

CONSENT ITEMS CONTINUED

C5. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: DEER CREEK PHASE TWO SECTION ONE – (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 106 LOTS – 34.53 ACRES – ANDERSON MILL ROAD – WASTEWATER BY WILLIAMSON CO. WCID #18 – CEDAR PARK ETJ). (12:02 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to reconsider Item C5.

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

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to pull C5 under further notice from Transportation and Natural Resources.

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

C6. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: DEER CREEK PHASE ONE SECTION ONE – (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 110 LOTS – 28.885 ACRES – ANDERSON MILL ROAD – WASTEWATER BY WILLIAMSON CO. WCID #18 – CEDAR PARK ETJ).

C7. APPROVE PLAT FOR RECORDING IN PRECINCT TWO: MCNEIL CROSSING SUBDIVISION – (SHORTFORM – NO FISCAL REQUIRED – 1 LOT – 1.832 ACRES – MCNEIL LANE – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE CITY OF AUSTIN). (9:39 AM)

Item C7 postponed until May 23, 2000.

CONSENT ITEMS CONTINUED

C8. APPROVE 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.

Clerk’s Note: Item C8 is the Action Item for Item 1.

C9. APPROVE THE FILING OF AN INSTRUMENT TO VACATE A 25’ DRAINAGE EASEMENT ACROSS THE BACK OF LOT 89, BLOCK A, JACK’S POND SECTION THREE, A SUBDIVISION IN PRECINCT TWO.

Clerk’s Note: Item C9 is the Action Item for Item 2.

C10. APPROVE A TEMPORARY ROAD CLOSURE OF THORNBERRY ROAD BEGINNING MAY 24, 2000 FOR THE PURPOSE OF UTILITY RELOCATION AND LOW WATER CROSSING REPAIR IN PRECINCT FOUR.

Clerk’s Note: Item C10 is the Action Item for Item 3.

C11. **ADDED ITEM:** APPROVE A PUBLIC HEARING DATE OF MAY 23, 2000 TO CONSIDER PROMOTING PUBLIC SAFETY BY AN ORDER PROHIBITING OR REGULATING THE DISCHARGE OF FIREARMS WITHIN UNSAFE DISTANCE OF SCHOOLS OR CHURCHES IN CERTAIN UNINCORPORATED AREA OF THE COUNTY, PURSUANT TO SUBCHAPTER B, CHAPTER 240, LOCAL GOVERNMENT CODE. (9:43 AM)

Motion by Commissioner Baxter **and seconded by** Commissioner Sonleitner to approve Item C11.

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

CONSENT ITEMS CONTINUED

- C12. A. ADDED ITEM:** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: RANCH AT DEER CREEK ROADWAY DEDICATION SECTION 1 (LONGHORN - FISCAL POSTED WITH TRAVIS COUNTY – 1 LOT – 10.739 ACRES – CYPRESS CREEK ROAD – WASTEWATER N/A – CEDAR PARK ETJ).
- B.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: RANCH AT DEER CREEK PHASE ONE SECTION 1 (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 110 LOTS – 28.885 ACRES – ANDERSON MILL ROAD – SEWAGE SERVICE TO PROVIDED BY THE WILLIAMSON - TRAVIS COUNTIES WCID #1B – CEDAR PARK ETJ).
- C13. A. ADDED ITEM:** APPROVE A PRELIMINARY PLAN IN PRECINCT TWO – RANCH AT DEER CREEK PHASE ONE SECTIONS 1 AND 2 PRELIMINARY PLAN. (PRELIMINARY PLAN – 193 LOTS – 123.92 ACRES – ANDERSON MILL ROAD – SEWAGE SERVICE TO BE PROVIDED BY THE WILLIAMSON-TRAVIS COUNTIES WCID #1B – CEDAR PARK ETJ).
- B.** APPROVE PHASING AGREEMENT WITH STANDARD-MORRISON NO. 2, L.L.C. BY ESTABLISHING RESPONSIBILITIES RELATED TO THE CONSTRUCTION AND MAINTENANCE OF STREETS IN RANCH AT DEER CREEK PHASE ONE SECTION ONE AND TWO.

PLANNING AND BUDGET OFFICE ITEMS

- 6.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (9:39 AM)
- A.** APPROVE GRANT CONTRACT TO RENEW THE DEL VALLE TITLE V: JUVENILE DELINQUENCY PROGRAM IN HEALTH AND HUMAN SERVICES.
- B.** APPROVE GRANT CONTRACT TO ACCEPT SUPPLEMENTAL GRANT AWARD FOR THE PROJECT SPOTLIGHT PROGRAM ADMINISTERED BY JUVENILE COURT.

Items 6.A and B added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 7. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:39 AM)**

Item 7 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

HEALTH AND HUMAN SERVICES ITEMS

- 8. CONSIDER REQUEST FROM COMMUNITY ACTION NETWORK TO HELP COVER TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE (TCADA) SHORTFALL AT AUSTIN-TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION, AND TAKE APPROPRIATE ACTION. (9:35 AM)**

Item 8 postponed until May 23, 2000.

PURCHASING OFFICE ITEMS

- 9. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0188-OJ, SHELTON-KELLER GROUP, FOR MODULAR SYSTEMS FURNITURE FOR CRIMINAL JUSTICE CENTER; CONTRACT WAS APPROVED ON JULY 20, 1999. (9:39 AM)**

Item 9 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 10. DISCUSS TERMINATION OF CONTRACT WITH ALLIED COMMERCIAL INDUSTRIES (ACI) FOR REPAIR OF TRAVIS COUNTY FORENSIC CENTER, APPROVE SETTLEMENT AGREEMENT, OR TAKE ANY OTHER APPROPRIATE ACTION. (9:50 AM) (11:03 AM) (11:57 AM)

Judge Biscoe announced that Item 10 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the settlement agreement, which is provided in final form; that we direct County Staff, after securing the agreement from the contractor, to pursue a rebate from the insurance company of whatever part of the \$5,547.00 should be rebated; and that we understand that the settlement amount is \$15,000.00.

Motion carried:

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

- 11. APPROVE AND RATIFY MODIFICATION NO.1 TO CONTRACT NO.PS980004SG, EUROSOFT, INC. FOR THE PROVISION OF PROFESSIONAL SERVICES FOR CONVERSION OF DISTRICT COURT CASE INDICES TO COMPUTER DATABASE UNDER THE SUPERVISION OF THE TRAVIS COUNTY DISTRICT CLERK. (9:39 AM)

Item 11 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 12. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0189-JP, VALDEZ REMODELING & WEATHERIZATION, INC., FOR RESIDENTIAL ROOF REPAIR SERVICE. CONTRACT APPROVED ON JULY 20, 1999. (9:39 AM)

Item 12 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 13. APPROVE CONTRACT AWARD FOR RE-ROOFING OF POST ROAD BUILDING, IFB NO. B000715-JG, TO LOW, QUALIFIED BIDDER, ADVANTAGE USAA, INC. (9:39 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 14. APPROVE CONTRACT AWARD WITH HOPE CENTER YOUTH AND FAMILY SERVICES FOR JUVENILE RESIDENTIAL TREATMENT SERVICES, CONTRACT NO. PS000180KW. (9:39 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 15. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR COUNTYWIDE FURNITURE; CONTRACTS WERE APPROVED ON JULY 6, 1999. (9:39 AM)
 - A. CONTRACT NO. 99T0177-OJ, BT OFFICE PRODUCTS.
 - B. CONTRACT NO. 99Y0178-OJ, ROCKFORD BUSINESS INTERIORS.
 - C. CONTRACT NO. 99T0179-OJ, OFFICE DEPOT BUSINESS SERVICES.
 - D. CONTRACT NO. 99T0180-OJ, SHELTON-KELLER GROUP.

Items 15.A-D added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 16. APPROVE CONTRACT, CONTRACT MODIFICATION, AND MAKING OF CONTRACT FOR JANITORIAL SUPPLIES, IFB NO. B000057-RG, TO THE LOW QUALIFIED BIDDER, GULF COAST PAPER CO., INC. (9:45 AM) (11:03 AM) (11:58 AM)

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

Judge Biscoe announced that Item 16 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 16.

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

- 17.** APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR NON-CAPTIVE AUTOMOTIVE PARTS. CONTRACTS WERE APPROVED ON JULY 27, 1999. (9:39 AM)
- A.** CONTRACT NO. 99T0191-RG, ARNOLD OIL CO.
 - B.** CONTRACT NO. 99T0192-RG, TEXAS ALTERNATOR STARTER SVCS.
 - C.** CONTRACT NO. 99T0193-RG, CAPITOL BEARING OF AUSTIN.
 - D.** CONTRACT NO. 99T0194-RG, CARQUEST AUTO PARTS 176.

Items 17.A-D added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

JUSTICE AND PUBLIC SAFETY ITEMS

- 18.** APPROVE AMENDMENT NUMBER ONE TO THE INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR A NEIGHBORHOOD DISTRICT ATTORNEY FOR THE NORTHEAST WEED AND SEED INITIATIVE. (9:39 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

TRANSPORTATION AND NATURAL RESOURCES ITEMS

- 19. A. DISCUSS CLEAN AIR INITIATIVES, THE FEASIBILITY OF RENEWING THE AGREEMENT WITH CLEAN AIR FORCE OF CENTRAL TEXAS (CAF), AND RELATED ISSUES, AND TAKE APPROPRIATE ACTION. (9:34 AM)
(12:05 PM)
- B. DISCUSS PROPOSAL TO CONTRIBUTE PUBLIC EDUCATION CAMPAIGN ON AIR QUALITY AND TAKE APPROPRIATE ACTION.

Clerk’s Note: Items 19.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.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner, as to Travis County, Option 2 makes all the sense in the world. We’re willing to go ahead and start working on whatever remedies are reasonable. We certainly want to collaborate with the other Counties, but, as to whether or not they want the interim designation, let them speak. But it means, basically we will accept the interim designation and the need to start working, and we basically go along with Option 2 as applied to Travis County.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to renew our agreement with the Clean Air Force of Central Texas.

A Clarification of the previous Motion was made by Judge Biscoe to approve the agreement which is the commitment to pay the \$20,000.00 plus dollar fee, and indicate our position that we think the local participation ought to be stronger, and we hope to work with them in the days ahead on achieving that.

Motion carried:

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

Item 19.B to be reposted on May 23, 2000.

- 20. DISCUSS CAPITAL AREA METROPOLITAN PLANNING ORGANIZATION (CAMPO) TRANSPORTATION PLAN AND TAKE APPROPRIATE ACTION. (9:50 AM) (11:03 AM) (12:03 PM)

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

Judge Biscoe announced that Item 20 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to have that language reflected in our comments, as well as the other matter we’ve discussed this week and last week, including this morning’s conversation on Brodie Lane.

Motion carried:

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

- 21. APPROVE LICENSE AGREEMENT WITH BILL NORMAN, ET AL., FOR ACCESS ACROSS THE FORD/SMITH TRACT IN SOUTHEAST TRAVIS COUNTY, OR TAKE OTHER APPROPRIATE ACTION. (10:11 AM)

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

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

Motion carried:

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

- 22. APPROVE AMENDED TRAVIS COUNTY/CITY OF AUSTIN HOUSEHOLD HAZARDOUS WASTE (HHW) DISPOSAL INTERLOCAL AGREEMENT, AND RECEIVE BRIEFING ON THE RISING COSTS OF DISPOSAL OPERATIONS. (9:37 AM)

Item 22 postponed until May 23, 2000.

ADMINISTRATIVE OPERATIONS ITEMS

23. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS:

A. TCSO – SETTLE (10:35 AM)

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

Members of the Court heard from: Dan Mansour, Risk Manager, Human Resources Management Department (HRMD).

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Staff’s recommendation.

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

B. TCSO – SETTLE (10:35 AM)

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

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I. Please refer to Item 23.A for a summary of the Court’s action on this Motion.

C. FACILITIES MGT. – SETTLE (10:35 AM)

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

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I. Please refer to Item 23.A for a summary of the Court’s action on this Motion.

ITEM 23 CONTINUED

D. TERESA SHIELDS – DENY (10:35 AM)

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

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I. Please refer to Item 23.A for a summary of the Court’s action on this Motion.

E. MAXINE GOMES – DENY (10:47 AM) (11:03 AM) (11:58 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD; and Dr. Maxine Gomes, Private Citizen.

Judge Biscoe announced that Item 23.E would be considered in Executive Session.

Item 23.E to be reposted on May 23, 2000.

F. CLAUDIA HAIDER – DENY (10:21 AM) (11:03 AM) (11:59 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD; and Claudia Haider, Private Citizen.

Judge Biscoe announced that Item 23.F would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve the recommendation of the Court’s Risk Manager, denial of the claim based on legal advice.

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

ITEM 23 CONTINUED

G. SULEYMAN ISIYEL – DENY (10:35 AM)

Clerk's Note: Items 23.A, B, C, D, G, H, and I are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I. Please refer to Item 23.A for a summary of the Court's action on this Motion.

H. EDGAR MUELLER – DENY (10:35 AM)

Clerk's Note: Items 23.A, B, C, D, G, H, and I are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I. Please refer to Item 23.A for a summary of the Court's action on this Motion.

I. EDWIN LOWTHER – SETTLE (10:35 AM)

Clerk's Note: Items 23.A, B, C, D, G, H, and I are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 23.A, B, C, D, G, H, and I. Please refer to Item 23.A for a summary of the Court's action on this Motion.

24. A. DISCUSS STATUS OF TRAVIS COUNTY CORRECTIONAL COMPLEX PHASE 2 IMPROVEMENTS PROJECT, DISCUSS BUDGET IMPLICATIONS, AND TAKE APPROPRIATE ACTION. (9:35 AM)

B. APPROVE CONTRACT, CONTRACT MODIFICATION, AND MAKING OF CONTRACT TO STEWART-MATL, FOR THE PHASE 2 CAPITAL IMPROVEMENTS AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX, IFB NO. B000709-MB.

Items 24.A and B postponed until May 23, 2000.

25. A. DISCUSS JOB ANALYSIS RESULTS AND RECOMMENDATIONS ON THE AUDITOR'S OFFICE INFORMATION TECHNOLOGY (IT) POSITIONS, INCLUDING JOB TITLES, PAY GRADES, AND FLSA STATUS. (9:36 AM)
- B. CONSIDER ALTERNATE FUNDING OPTIONS FOR JOB ANALYSIS PROJECTS THAT INVOLVE THE AUDITOR'S OFFICE.

Clerk's Note: Judge Biscoe without objection requested that Commissioner Gómez and Judge Biscoe sit down with the parties and see if they can achieve an acceptable compromise on this matter, if not it will be back on the Court's Agenda.

Items 25.A and B postponed until May 23, 2000.

26. APPROVE PERSONNEL AMENDMENTS. (9:39 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

27. **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. (11:03 AM)

No action necessary on Item 27.

28. DISCUSS THE AUSTIN YOUNG LAWYERS ASSOCIATION'S PROPOSAL FOR THE USE OF COUNTY SPACE FOR THE SITE FOR THE TRAVIS COUNTY CHILDREN'S COURTHOUSE WAITING ROOM FACILITY, AND TAKE APPROPRIATE ACTION. (9:37 AM)

Item 28 postponed until May 23, 2000.

29. RECEIVE STATUS REPORT FROM MINORITY BUSINESS OPPORTUNITY COMMITTEE, CONSIDER REQUEST FOR SECOND YEAR FUNDING, AND TAKE APPROPRIATE ACTION. (9:37 AM)

Item 29 postponed until May 30, 2000.

- 30. REVIEW, APPROVE AND EXECUTE JOINT MEMORANDUM OF UNDERSTANDING BETWEEN THE TEXAS ANIMAL HEALTH COMMISSION AND THE TRAVIS COUNTY COMMISSIONERS' COURT. (9:39 AM)**

Item 30 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:39 AM)**

Item 31 added to Consent Items. Please refer to Agenda Item 5 (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

- 32. 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 (11:03 AM) (12:01 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 32.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 32.A and B would be considered in Executive Session.

No action necessary on Items 32.A and B.

- 33. APPOINT REPRESENTATIVE FOR MEDIATION AND/OR RECEIVE BRIEFING IN; MELISSA WILLIAMS, ADMINISTRATIX OF THE ESTATE OF CODY WAYNE PIERCE V. MARY LEE FOUNDATION ET AL., (WILLIAMS; GIESELMAN; TEXAS TORT CLAIMS ACT AND PERSONAL INJURY). ¹ (11:03 AM) (12:01 PM)

Judge Biscoe announced that Item 33 would be considered in Executive Session.

Motion by Judge Biscoe and seconded by Commissioner Baxter to appoint Dan Mansour to represent Travis County in this mediation, and the we put this Item back on the Court’s agenda next week.

Motion carried:

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

Item 33 to be reposted on May 23, 2000.

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN JASON SHAPIRO V. MARGO FRASIER, ET AL; CAUSE NO. A-99-CA-438-SS (FRASIER; CIVIL RIGHTS). ¹ (11:03 AM) (12:01 PM)

No action required on Item 34.

- 35. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION AND TAKE APPROPRIATE ACTION. ¹ (11:03 AM) (12:01 PM)

Item 35 postponed until May 23, 2000.

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING CLAIM BY FEDERAL SERVICES CORP. (RODRIGUEZ-MENDOZA/DEBEAUVOIR; TEX. GOV’T CODE SECTION 51.319). ¹ (11:03 AM)

Item 36 postponed until May 23, 2000.

- 37. 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 (11:03 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 (M)

Items 37.A and B postponed until May 23, 2000.

- 38.** 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 (11:03 AM)

Item 38 pulled from the agenda.

- 39.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN TONY DIAZ V. TRAVIS COUNTY MEDICAL EXAMINER. (TX GOVT CODE § 552.321). ¹ (11:03 AM)

Item 39 postponed until May 23, 2000.

THE FOLLOWING ITEM IS AN ADDENDUM:

- A1.** APPROVE A RESOLUTION HONORING THE EMS PROVIDERS OF THE AUSTIN TRAVIS COUNTY EMS SYSTEM AND PROCLAIMING THE WEEK OF MAY 14-20, 2000 “EMERGENCY MEDICAL SERVICES WEEK” IN TRAVIS COUNTY. (9:21 AM)

Members of the Court heard from: Chris Callsen, Director, Emergency Services, Justice and Public Safety (JPS); Dr. Ed Racht, Medical Director, Austin-Travis County EMS; Richard Harrington, Deputy Director, Austin-Travis County EMS; and Mike Berg, Emergency Services.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item A1.

Motion carried:

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

- A2.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: LAKE SIDE ADDITION AMENDED PLAT OF LOTS 40, 41, 42, 45, 46, 49, 50, 53, AND 54 (AMENDED PLAT – 2 LOTS – 59.3420 ACRES – CEDAR STREET – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – COA ETJ). (9:48 AM)

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

Motion by Commissioner Baxter **and seconded by** Commissioner Sonleitner to approve the plat.

Motion carried:

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

- A3.** APPROVE TRAVEL EXPENSES FOR CANDIDATES FOR FACILITIES MANAGEMENT DIRECTOR. (9:38 AM)

Item A3 pulled from the agenda.

ADJOURNMENT

Motion by Commissioner Baxter **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (12:19 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge