

## **MINUTES – JULY 11, 2000**

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

On Tuesday, the 11<sup>th</sup> day of July, 2000, the Commissioners' Court convened the regular Voting Session at 9:09 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 12:20 PM.

The Commissioners' Court reconvened the Voting Session at 1:52 PM.

The Commissioners' Court recessed the Voting Session at 2:00 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 2:00 PM and adjourned at 2:34 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD #3), convened the NWTCRD #3 Voting Session at 2:34 PM and adjourned at 2:34 PM.

The Commissioners' Court reconvened the Voting Session at 2:34 PM.

The Commissioners' Court retired to Executive Session at 4:34 PM.

The Commissioners' Court reconvened the Voting Session at 6:14 PM.

The Commissioners' Court adjourned the Voting Session at 6:19 PM.

**PUBLIC HEARINGS**

- 1. PUBLIC HEARING TO DISCUSS AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE EASEMENT GRANTED TO TRAVIS COUNTY IN VOL. 12085 PAGE 15 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS IN PRECINCT THREE.  
(9:14 AM)

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

**Motion carried:**

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

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

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

**Motion carried:**

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

**Clerk’s Note:** The Action Item for Item 1 is Item C5. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

2. PUBLIC HEARING TO DISCUSS PROPOSED STREET NAME CHANGES WITHIN HEATHERWILDE SECTION 2, PHASE 2 SUBDIVISION FROM CRANBERRY DRIVE TO “AVENA VALLEY DRIVE”, IN PRECINCT 2. (9:15 AM)

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

<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

**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.

<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

**Clerk’s Note:** The Action Item for Item 1 is Item C6. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

**RESOLUTIONS & PROCLAMATIONS**

- 3. APPROVE A RESOLUTION HONORING CRIME VICTIMS ADVOCATE NELL MYERS ON THE OCCASION OF HER RECEIVING A LIVING LEGACY AWARD. (9:16 AM)**

Item 3 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

**CITIZENS COMMUNICATION**

**Clerk's Note:** There were no speakers during Citizens Communication. (9:16 AM)

**CONSENT ITEMS**

**4. Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C6, and Items 3, 8, 9, 17, 22, 24, 25, 29, 33, and 35. (9:16 AM)

<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

**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 MEETINGS:

- A.** VOTING SESSION OF JUNE 20, 2000; AND
- B.** VOTING SESSION OF JUNE 27, 2000.

**C4.** APPROVE SETTING A PUBLIC HEARING DATE OF AUGUST 1, 2000 IN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ON THE NORTH SIDE OF LOT 10 CARDINAL HILLS UNIT 13, IN PRECINCT 3.

**C5.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A DRAINAGE EASEMENT GRANTED TO TRAVIS COUNTY IN VOL. 12085 PAGE 15 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS IN PRECINCT THREE.

**Clerk's Note:** Item C5 is the Action Item for Item 1.

**C6.** APPROVE PROPOSED STREET NAME CHANGES WITHIN HEATHERWILDE SECTION 2, PHASE 2 SUBDIVISION FROM CRANBERRY DRIVE TO "AVENA VALLEY DRIVE", IN PRECINCT 2.

**Clerk's Note:** Item C6 is the Action Item for Item 2.

**ADMINISTRATIVE OPERATIONS ITEMS**

- 5. DISCUSS DIRECTIONS TO HRMD ON PROPOSED RESTRUCTURING, RECLASSIFICATIONS, AND OTHER FOLLOW-UP ACTIONS TO THE MARKET SALARY SURVEY (MSS), AND TAKE APPROPRIATE ACTION. (9:09 AM)  
(9:19 AM)

**Members of the Court heard from:** Linda Moore Smith, Director, Human Resources Management Department, (HRMD); Bob Vann, Constable Precinct 2; Alicia Perez, Executive Manager, Administrative Operations; Margo Frasier, Travis County Sheriff; Herb Evans, Justice of the Peace Precinct 5; Eric Sheperd, Assistant County Attorney; Susan Spataro, Travis County Auditor; Joe Gieselman, Executive Manager, TNR; Dana DeBeauvoir, Travis County Clerk; Nelda Wells Spears, Travis County Tax Assessor Collector; Greg Powell, AFSCME Local 1624; and Christian Smith, Executive Manager, Planning and Budget Office (PBO).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis that the Court fix the County’s infrastructure, and that is our pay ranges, by shifting them 3%, that’s 1% for each of the years; to me that means, I guess we’ll have PBO to look at those figures, 3% which is 2.5 million; if you want to add that 2.5 million to 6% to allocate to the Departments to then tweak our infrastructure, that would be 8.5 million total.

**A Restatement of the previous Motion was made by** Judge Biscoe that the Motion is to indicate the Court’s decision to allocate 8.5 million dollars to address compensation issues, and to direct that 3% of that be applied to move the scale forward.

**A Restatement of the previous Motion was made by** Commissioner Gómez, that by shifting that scale 3%, that will cover bringing everyone up to market, and then we have 5% for the Departments to do some tweaking, 3% to shift the pay ranges up, and then 5% for Departments, and that would be a total of 8% to devote to this project.

**Motion failed:**

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

**ITEM 5 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Davis** to indicate our intention to allocate at a minimum 6%, that we indicate that we would like for Elected Officials to show us how they would use that money. For the Appointed Officials, who answer to the Commissioners' Court, to do the same thing by either a 2 ½% for performance pay or moving the pay range 2 ½ or 3%, so I guess I'm looking for some indication from them of how they would use the money, part of which would be performance, the other thing would be and/or moving the pay scale, but would be limited to 6%; that further we indicate our intention to do all we can during the Budget Process to augment this amount by 1% or 2% as the financial circumstances allow, and this Motion is more to give directions than anything else. Our request should include Elected Officials coming in at some later stage with their particular rendering, in about 3 weeks.

**An Addition to the previous Motion was stated by Commissioner Sonleitner and agreed to by Judge Biscoe** to include within the Motion the other things covered in 1-7, that we are going to correct job descriptions and job titles and move people in the appropriate ranges and address living wage issues which seem to be outside the 6%.

**Judge Biscoe further stated** to include that as well as a qualifier, which would be that this is not set in stone. I think there are specifics that we have to work out, probably sub-points under some of these, but that we're headed in this direction, and during this Budget Process we do plan to firm up these directives, and at the end of the Budget cycle have a written specific plan. The other thing is that our further intention, because I think it is important for Departments to know, is that we do plan to continue to do Market Salary Surveys as indicated here, what I don't say here is our intention to fund them as they're done.

**Commissioner Gómez:** and we say every 2 years, for a Market Salary Survey.

**Judge Biscoe:** two years is fine with me.

**Commissioner Gómez:** or every other year, I guess, is another way of saying it and commit to fund them.

**Judge Biscoe:** that's true, and we would ask HRMD to assist us by working with, I guess, the Departments, and try to figure out if we do it every other year: what Departments would be picked up in year one, what Departments in year two.

**Commissioner Sonleitner:** can we separate that stuff out? We're starting to get awfully mixed up here.

**Judge Biscoe:** that last part is a direction to try to help us and come back.

**ITEM 5 CONTINUED**

**A Clarification of the previous Motion was made by** Judge Biscoe to pull from the Motion references to the Market Salary Surveys next year and we'll just deal with that separately. That does leave 6%, does leave our intention for those Departments that work under the Commissioners' Court to do performance evaluations that meet expectations at about 2 ½%, or moving the scale, and it does include requests that Elected and Appointed Officials communicate with us in about 3 weeks and let us know generally how they would use this money. And if there are big issues that are still left, then it would help us to know what they are, and indicate our intention to try to increase the amount above 6%.

**Commissioner Sonleitner:** the point is what we're talking about is 6% to work on all of these issues, including performance pay, not in addition to performance pay.

**Judge Biscoe:** right now the 6% is the minimum in the Motion, and we'll try to increase that later.

**A Clarification of the previous Motion was made by** Judge Biscoe that, in this Motion, Judge Biscoe would e-mail those Officials and say, "It would help if you could let us know this 3 weeks from today", preferably 2 or 3 days before then so we can have a general discussion in Court.

<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



- 6. DISCUSS THE RESTRUCTURING OF THE DEPARTMENT OF INFORMATION AND TELECOMMUNICATIONS SYSTEMS (ITS) TO REPORT DIRECTLY TO THE COMMISSIONERS’ COURT, AND TAKE APPROPRIATE ACTION. (9:13 AM)

Item 6 pulled from the Agenda.

- 7. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIM RECOMMENDATION: (2:55 PM)

**A. DAVID BOWMAN - SETTLE**

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Baxter to approve Item 7.A.

**Motion carried:**

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

- 8. REVIEW AND APPROVE TUITION REFUNDS FOR EMPLOYEES WHO HAVE COMPLETED CLASSES IN ACCORDANCE WITH TUITION REIMBURSEMENT POLICY §10.021. (9:16 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 9. APPROVE PERSONNEL AMENDMENTS. (9:16 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 10. RECEIVE STATUS REPORT AND DISCUSS EFFORTS TO SECURE PERMANENT LOCATION FOR COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) NOW LOCATED AT FREIDRICH LANE. (2:57 PM)

**Members of the Court heard from:** Belinda Poppa, Capital Planning Coordinator, PBO; and Roger El Khoury, Director, Facilities Management.

Discussion Only.

**HEALTH AND HUMAN SERVICES ITEMS**

- 11. RECEIVE UPDATE AND DISCUSS HEALTH AND HUMAN SERVICES SPACE AND FACILITIES ISSUES AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (1:52 PM)
  - A. NORTH RURAL COMMUNITY CENTER IN PFLUGERVILLE; AND
  - B. WEST RURAL COMMUNITY CENTER IN OAK HILL.

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

**Members of the Court heard from:** Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); and Roger El Khoury, Director, Facilities Management.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve programming for the North Rural Community Center and West Rural Community Center and coming back to the Court for review and approval, using traditional approach, and try to put together specifics on it, and work on preliminary CO size and or other funding options.

**Motion carried:**

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

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 12. APPROVE CANDIDATE PROJECTS FOR 2001 BUILD GREATER AUSTIN PROGRAM FROM CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY. (3:16 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 12.

**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

- 13. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: THE RANCH AT CYPRESS CREEK SECTION 16-A (LONGFORM PLAT – 36 LOTS – 18.635 ACRES – ZEPPELIN DRIVE - FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY RANCH AT CYPRESS CREEK MUNICIPAL UTILITY DISTRICT NO. 1 – CEDAR PARK ETJ). (3:21 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 13.

**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

- 14. APPROVE A PRELIMINARY PLAN IN PRECINCT TWO: BELLA VISTA SUBDIVISION PRELIMINARY PLAN (PRELIMINARY PLAN – 312 LOTS – 107.39 ACRES – FM 2769 – SEWAGE SERVICE TO BE PROVIDED BY THE WILLIAMSON-TRAVIS COUNTIES WCID #1B – CEDAR PARK ETJ). (3:22 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 14 with the notation that it’s actually WCID #1E.

**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

- 15. A. APPROVE A PRELIMINARY PLAN IN PRECINCT TWO: RANCH AT DEER CREEK PHASE TWO SECTIONS 1 & 2 PRELIMINARY PLAN. (PRELIMINARY PLAN – 206 LOTS – 63.00 ACRES - ANDERSON MILLS ROAD – SEWAGE SERVICE TO BE PROVIDED BY THE WILLIAMSON-TRAVIS COUNTIES WCID #1B – CEDAR PARK ETJ). (3:26 PM)
- 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 TWO SECTION ONE AND TWO.

**Clerk’s Note:** Items 15.A, B, and 16 are associated with one another and were called for concurrent discussion.

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

**Members of the Court agreed** to consider for one Motion Items 15.A, B, and 16.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Items 15.A and B, and Item 16 with the notation that it’s WCID #1E.

**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

- 16. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: RANCH AT DEER CREEK PHASE 2 SECTION 1 (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY - 107 LOTS – 34.53 ACRES – ANDERSON MILL ROAD – SEWAGE SERVICE TO BE PROVIDED BY THE WILLIAMSON –TRAVIS COUNTIES WCID #1B – CEDAR PARK ETJ). (3:26 PM)

**Clerk’s Note:** Items 15.A, B, and 16 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider for one Motion Items 15.A, B, and 16. Please refer to Items 15.A and B for a summary of the Court’s action on this Motion.

17. CONSIDER THE REIMBURSEMENT OF EXCESS COSTS IN THE AMOUNT OF \$1,384.73 ACCRUED BY WESTTEX 66 PIPELINE CO. WHILE ADJUSTING THEIR PIPELINE LOCATED IN A PRIVATE EASEMENT, TO SUPPORT CIP #3-006 (MANCHACA ROAD) IN PRECINCT 3, AND TAKE APPROPRIATE ACTION. (9:16 AM)

Item 17 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

18. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR BARTON CREEK ABC MIDSECTION, A SUBDIVISION IN PRECINCT 3. (3:31 PM)

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

Discussion Only.

19. CONSIDER THE PROPOSED DISPOSITION OF APPROXIMATELY 0.26 ACRES OF UNUSED RIGHT-OF-WAY, FORMERLY USED FOR OLD MCCARTY LANE IN PRECINCT THREE, AND TAKE APPROPRIATE ACTION. (3:32 PM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Tom Nuckols, Assistant County Attorney; Greg Chico, Right-of-Way Negotiator, TNR; and Dee Buechler, TNR.

Discussion Only.

Item 19 to be reposted on July 18, 2000.

## JUSTICE AND PUBLIC SAFETY ITEMS

20. RECEIVE STATUS UPDATE ON CENTRAL BOOKING, MAGISTRATION AND DIRECT FILING AND TAKE APPROPRIATE ACTION. (3:37 PM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); Margo Frasier, Travis County Sheriff; and Joe Harlow, Director, Information and Telecommunications (ITS).

Discussion Only.

- 21. RECEIVE BRIEFING ON RECENT DEVELOPMENTS REGARDING TEXAS DEPARTMENT OF CRIMINAL JUSTICE PAROLE DIVISION OFFENDER REINTEGRATION STRATEGIES AND TAKE APPROPRIATE ACTION. (4:05 PM)**

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, JPS; Penny Rayfield, Member of the Community Partnership Council; and Margo Frasier, Travis County Sheriff.

Discussion Only.

### **PURCHASING OFFICE ITEMS**

- 22. APPROVE CONTRACT AWARD FOR THE PROVISION OF SIGN MATERIALS, IFB B000068-RG, TO THE LOW QUALIFIED BIDDERS, VULCAN SIGNS, ROCAL, INC. AND 3-M. (9:16 AM)**

Item 22 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23. APPROVE CONTRACT MODIFICATION NO. 10 TO CONTRACT NO. 99K0728-JJ, RANGER EXCAVATING, INC., MANSFIELD DAM PARK RENOVATION PROJECT; CONTRACT APPROVED BY COMMISSIONERS' COURT ON 9/28/99. (9:13 AM)**

Item 23 postponed until July 18, 2000.

- 24. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 4) TO CONTRACT NO. MA980241, ADR MICROFILM FOR MAINTENANCE OF MICROFILM EQUIPMENT; CONTRACT APPROVED ON 7/28/98. (9:16 AM)**

Item 24 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 25. APPROVE PURCHASE OF VEHICLES FROM THE HOUSTON GALVESTON AREA COUNCIL INTERLOCAL AGREEMENT, IL 98-98858, APPROVED ON JANUARY 27, 1998. (9:16 AM)**

Item 25 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

26. APPROVE MODIFICATION NO. 3 TO CONTRACT NO. 99K0719-JJ, CACTUS CONCRETE, INC., OLD KIMBRO ROAD BRIDGE #150 REPLACEMENT PROJECT; CONTRACT APPROVED ON 9/7/99. (4:28 PM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; and Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 26.

**Motion carried:**

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

27. APPROVE MODIFICATION NO.1 TO CONTRACT NO. 00AE602-JG, A/E SERVICES - DESIGN OF RENOVATIONS TO EXPOSITION CENTER WITH CASABELLA ARCHITECTS. MODIFICATION IS FOR ADDITIONAL SERVICES – RESTROOM EXPANSION; CONTRACT APPROVED ON 1/5/2000. (4:30 PM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 27.

**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

28. APPROVE CONTRACT MODIFICATION NO. 2 TO CONTRACT NO. PS000036-MB, CRIMINAL JUSTICE PROGRAM (CJP) PROJECT AND CONSTRUCTION MANAGEMENT SERVICES; MODIFICATION INCORPORATES SIGNAGE DESIGN AND MANAGEMENT SERVICES FOR THE CRIMINAL JUSTICE CENTER. (9:13 AM)

Item 28 postponed until July 18, 2000.

29. APPROVE CONTRACT AWARD TO SYLVA ENGINEERING CORPORATION FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE GRAND AVENUE PARKWAY BRIDGE OVER GILLELAND CREEK PROJECT, RFQ #Q000029JJ. (9:14 AM) (9:16 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

### PLANNING AND BUDGET DEPT. ITEMS

30. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (4:31 PM)

No action necessary on Item 30.

### OTHER ITEMS

31. 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. (1:57 PM)

**Members of the Court heard from:** Dave Stauch, Herndon Stauch and Associates.

Discussion Only.

32. APPROVE USE OF TWO (2) COUNTY VEHICLES FOR OUT OF STATE TRANSPORTATION TO ATLANTA, GEORGIA FOR SHERIFF'S OFFICE. (2:35 PM)

**Members of the Court heard from:** Scott Burroughs, Captain, West Command, Travis County Sheriff's Office,; John Hille, Assistant County Attorney; Margo Frasier, Travis County Sheriff; Ken Peters, Deputy, Travis County Sheriff's Office (TCSO); and Betty Hoge, Deputy, TCSO.

**Motion by** Commissioner Sonleitner to approve Item 32.

**Clerk's Note:** The Motion dies for lack of a Second.

Discussion Only.



- 33. APPROVE \$1,000 DONATION FROM CAMDEN PROPERTY TRUST TO BE USED BY THE SHERIFF’S OFFICE K-9 DIVISION. (9:16 AM)

Item 33 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 34. CONSIDER TRAVIS COUNTY APPOINTMENTS TO CAPITAL AREA PLANNING COUNCIL (CAPCO), AND TAKE APPROPRIATE ACTION. (4:31 PM)

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to recommend that the Court appoint John Kuhl, Travis County Environmental Officer, to serve on the CAPCO Solid Waste Management Committee, or John Kuhl’s designee to replace Judge Biscoe.

**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

**Motion by Commissioner Baxter and seconded by Commissioner Sonleitner** to re-appoint Cathy Greene and Betty Robbins to the CAPCO Aging Advisory Committee.

**Motion carried:**

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

**Motion by Commissioner Davis and seconded by Commissioner Gómez** to appoint Mae Marion to the CAPCO Aging Advisory Committee as a Precinct 1 and 4 appointee.

**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 34 CONTINUED**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis as a Precinct 1 and 4 appointee, to appoint Joy Stallings to the Regional Economic Development Guidance Committee, and the term is effective until July 2001, and to appoint John Cantu to the Law Enforcement Education Committee, and that term is effective until July 2001.

**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

**35. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:16 AM)**

Item 35 added to Consent Items. Please refer to Agenda Item 4 (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

- 36. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY’S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:34 PM)  
(6:14 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>
  
- C. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION REGARDING FLUOR DANIEL, INC. V. TRAVIS COUNTY, TEXAS; CIVIL ACTION NO. A 00CA021SS; IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. <sup>1</sup>

**Clerk’s Note:** Items 36.A, B, and C are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 36.A, B, and C would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by** Commissioner Gómez to authorize the County Attorney to secure the appropriate cabling and ethernet card to use the equipment the Court authorized last week.

**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

- 37. REVIEW STATUS OF LEASE AT 1300 GUADALUPE BUILDING AND TAKE APPROPRIATE ACTION. <sup>1</sup>&<sup>2</sup> (4:34 PM) (6:15 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that the Court approve the proposed release, and that the Court authorize the County Judge to sign for 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

- 38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND REGARDING CIP PROJECT NO. 97-21, PARCEL #17; HOWARD LANE; (PRIME TIME ENTERTAINMENT, INC. (GIESELMAN; CONDEMNATION CASE). <sup>1</sup> & <sup>2</sup> (4:34 PM) (6:15 PM)

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

Item 38 to be reposted on July 18, 2000.

- 39. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER AWARD OF THE SPECIAL COMMISSIONERS' HEARING REGARDING PROJECT NO. 97B02-18-2PA, PARCEL #5; N.E. PARK ACCESS ROAD; (OWNER – STEVEN MICHAEL ANDERSON AS TRUSTEE OF THE ROBERT F. ANDERSON NON-REVOCABLE TRUST (CONDEMNATION). <sup>1</sup> & <sup>2</sup> (4:34 PM) (6:15 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

Item 39 pulled from the Agenda.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN ROBERT DUDA V. ARMADILLO INDUSTRIES, INC. ET AL V. TRAVIS COUNTY. (DUDA; FRASIER) <sup>1</sup> (4:34 PM) (6:15 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that the Court approve the recommended settlement in the amount of \$3,000.00 in exchange for a full release of Travis County, and that the Court authorize the County Judge to sign the settlement agreement for the 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

41. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN KENJURA TILE V. TRAVIS COUNTY. (KENJURA TILE; GIESELMAN). <sup>1</sup> (4:34 PM) (6:16 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to authorize the County Attorney to sue the driver as a third party claimant.

**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

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER REGARDING CLAIM BY PHILLIP ROSENBAUM AND TAKE APPROPRIATE ACTION. (GIESELMAN) <sup>1</sup> (4:34 PM) (6:16 PM)

Item 42 postponed until July 18, 2000.

- 43. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING TRAVIS COUNTY’S INTERPRETATION OF SECTION 232 OF THE TEXAS LOCAL GOVERNMENT CODE AND THE UNIFORM CONDOMINIUM ACT, CHAPTER 82, TEXAS PROPERTY CODE ANNOTATED AND TAKE APPROPRIATE ACTION. <sup>1</sup> (4:34 PM) (6:16 PM)

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

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

**Motion by** Commissioner Baxter **and seconded by** Commissioner Sonleitner to direct the County Attorney and TNR Staff to continue to try to work out some language that they would bring back to us in the form of a resolution and amendments to the County Code.

**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 43 to be reposted on July 18, 2000.

- 44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT DEMAND AND/OR GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING PROJECT #97B06-21-3CA, STATE HIGHWAY 45 SOUTH; PARCEL NO.8; DENISE P. TOMLINSON, AND TRAVIS COUNTY, TEXAS. (CONDEMNATION CASE) <sup>1</sup> & <sup>2</sup> (4:34 PM) (6:17 PM)

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

Item 44 to be reposted on July 18, 2000.

**ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (6:19 PM)

<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

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Samuel T. Biscoe, Travis County Judge**