

MINUTES – SEPTEMBER 19, 2000

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of September, 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 Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:00 PM.

The Commissioners' Court reconvened the Voting Session at 1:46 PM.

The Commissioners' Court retired to Executive Session 3:38 PM.

The Commissioners' Court reconvened the Voting Session at 5:06 PM.

The Commissioners' Court adjourned the Voting Session at 5:09 PM.

The Commissioners' Court record notes that Precinct Four Commissioner Margaret J. Gómez was not present during this Voting Session.

PUBLIC HEARINGS

- 1. PUBLIC HEARING TO DISCUSS ORDER REJECTING THE DEDICATION OF HALL STREET IN LAKE TRAVIS SUBDIVISION NO. 1, A SUBDIVISION IN PRECINCT TWO. (9:13 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	yes
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); and Christine Sullivan, representing applicant.

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	yes
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 C6. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

CITIZENS COMMUNICATION

Members of the Court heard from: Jimmy Castro, Private Citizen. (9:18 AM)

CONSENT ITEMS

2. Motion by Commissioner Sonleitner and seconded by Commissioner Davis to approve the following Consent Items: C1-C5, and Items 5, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 22.A, B, & C, 29, and 39 (9:23 AM)

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Todd Baxter	yes
Precinct 4, Commissioner Margaret J. Gómez	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 ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN STERLING ACRES, A SUBDIVISION IN PRECINCT THREE.

C4. APPROVE CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: SEVEN OAKS SECTION FIVE (LONG FORM PLAT – 129 LOTS – 232.77 ACRES – MARLY WAY – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - COA ETJ).

C5. APPROVE SETTING A PUBLIC HEARING DATE OF OCTOBER 17, 2000 FOR APPROVAL OF A PROPOSED STREET NAME CHANGE OF A PORTION OF HOWARD LANE EAST TO “FISH LANE” IN PRECINCT TWO.

C6. APPROVE ORDER TO CONSIDER REJECTING THE DEDICATION OF HALL STREET IN LAKE TRAVIS SUBDIVISION NO. 1, A SUBDIVISION IN PRECINCT TWO. (9:15 AM)

Clerk’s Note: Item C6 is the Action Item for Item 1.

Item C6 pulled from the agenda until further notice.

- 3. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING OUTDOOR BURNING BAN IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (9:21 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Department of Emergency Services.

No Action necessary on Item 3.

Clerk’s Note: “No Action” means the burning ban is still in effect.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

- 4. APPROVE A PHASING AGREEMENT WITH SR DEVELOPMENT, INC. ESTABLISHING RESPONSIBILITIES RELATED TO THE DEVELOPMENT OF STONEY RIDGE, AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT FOUR: STONEY RIDGE PHASE A2 SECTION VVI, (LONGFORM – 56 LOTS - 12.42 ACRES – APPERSON STREET – FISCAL POSTED WITH THE CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY MOORE’S CROSSING MUD – COA ETJ). (9:26 AM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to approve the phasing agreement.

Motion carried:

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

- 5. APPROVE INTERLOCAL AGREEMENT FOR DESIGN, BIDDING, AND CONSTRUCTION OF RIGHT-OF-WAY LANDSCAPING FOR DESSAU ROAD WITH THE CITY OF PFLUGERVILLE. (9:23 AM)

Item 5 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 6. APPROVE AMENDMENT TO STEINER RANCH MASTER ROADWAY PHASING AGREEMENT TO CONSTRUCT EXTENSION OF STEINER RANCH BOULEVARD. (9:29 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 6.

Motion carried:

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

- 7. APPROVE LICENSE AGREEMENT WITH STEINER RANCH MASTER ASSOCIATION, INC. FOR LANDSCAPING, IRRIGATION, LIGHTING, AND CUSTOM STREET SIGNS IN THE RIGHT-OF-WAY OF QUINLAN PARK ROAD FROM RM 620 TO STEINER RANCH BOULEVARD IN PRECINCT TWO. (9:23 AM)

Item 7 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 8. APPROVE LICENSE AGREEMENT WITH ARBOLAGO COMMUNITY ASSOCIATION, INC. FOR LANDSCAPING, IRRIGATION, AND LIGHTING IN THE RIGHT-OF-WAY OF STEWART ROAD ADJACENT TO THE ARBOLAGO SUBDIVISION IN PRECINCT THREE. (9:23 AM)

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

- 9. APPROVE ALTERNATE FISCAL AGREEMENT FOR STAR RANCH SECTION 1, A SUBDIVISION IN PRECINCT 2. (9:23 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

PURCHASING OFFICE ITEMS

- 10.** APPROVE CONTRACT MODIFICATION NO.1 TO CONTRACT NO. PS000209KW WITH HAVEN OF HOPE FOR PROVISION OF JUVENILE RESIDENTIAL TREATMENT SERVICES; CONTRACT APPROVED ON 6/27/2000. (9:23 AM)

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

- 11.** APPROVE CONTRACT AWARD FOR JUVENILE RESIDENTIAL TREATMENT SERVICES WITH YOUTH AND FAMILY ALLIANCE D/B/A LIFEWORKS, CONTRACT NO. PS000183KW. (9:23 AM)

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

- 12.** APPROVE CONTRACT MODIFICATION NO. 5 TO CONTRACT NO. 99K0705-JJ, EDWARD R. COLEMAN CONSTRUCTION, QUINLAN PARK ROAD CONSTRUCTION PROJECT; CONTRACT APPROVED ON 5/25/99. (9:23 AM)

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

- 13.** APPROVE MODIFICATION NO. 1 TO LEASE AGREEMENT LA000263-MQ, WITH TEXAS LIQUIDATIONS AND CLOSEOUTS D/B/A THE CROCKETT CENTER; ORIGINAL CONTRACT APPROVED ON 4/18/00. (9:23 AM)

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

- 14.** APPROVE CONTRACT AWARD FOR THE PROVISION OF FILE SERVERS, RFO 0000118-RG TO THE LOW OFFEROR, IBM. (9:23 AM)

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

- 15. APPROVE CONTRACT AWARD FOR THE PROVISION OF COMPUTERS AND PERIPHERAL PRODUCTS, RFO O000112-TF TO THE SOLE OFFEROR, DELL MARKETING LP. (9:37 AM)

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

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to approve Item 15.

Motion carried:

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

- 16. APPROVE CONTRACT AWARD FOR THE PROVISION OF BOILER REPLACEMENT, IFB #B000099-DM TO THE LOW BIDDER, RAINTREE CONSTRUCTION, AUSTIN, TEXAS. (9:23 AM)

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

- 17. APPROVE CONTRACT AWARD FOR THE PROVISION OF SECURITY GUARD SERVICES, IFB #B000116-LD TO THE LOW BIDDER, PRIME TIME SECURITY SERVICES, AUSTIN, TEXAS. (9:23 AM)

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

- 18. APPROVE CONTRACT AWARD FOR THE PURCHASE AND RE-PURCHASE OF ONE (1) EXCAVATOR, IFB #B000091-JP TO THE SOLE BIDDER, HOLT COMPANY OF TEXAS. (9:23 AM)

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

19. APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO CONTRACT NO. 00T0006-JP, TEXAS COMMUNICATIONS, INC. AND TO CONTRACT NO. 00T0007-JP, OMNI COMMUNICATIONS, INC. FOR TWO-WAY RADIO EQUIPMENT, ACCESSORIES, AND RELATED SERVICES; CONTRACTS APPROVED ON 11/2/99. (9:23 AM)

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

20. PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE, DECLARE CERTAIN VEHICLES AS SURPLUS. (9:23 AM)

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

PLANNING AND BUDGET DEPT ITEMS

21. REVIEW AND APPROVE FY'01 BUDGET RULES, AND TAKE APPROPRIATE ACTION. (9:43 AM)

Members of the Court heard from: Karen Shafer Castro, Senior Planning and Budget Analyst, Planning and Budget Office (PBO); Christian Smith, Executive Manager, PBO; Barbara Wilson, Assistant County Attorney; Susan Spataro, Travis County Auditor; John Hille, Assistant County Attorney; Cyd Grimes, Travis County Purchasing Agent; and Linda Moore Smith, Director, Human Resources Management Department (HRMD).

Item 21 to be reposted on September 26, 2000.

- 22. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE. (9:23 AM)**
- A. APPROVE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT (TNR'S) SUBMISSION OF GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY HAZARD MITIGATION PROGRAM ADMINISTERED BY THE TEXAS DEPARTMENT OF PUBLIC SAFETY, DIVISION OF EMERGENCY MANAGEMENT.**
 - B. APPROVE ACCEPTANCE OF HEALTH AND HUMAN SERVICES GRANT CONTRACT FROM THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES FOR THE TITLE IV-E FOSTER CARE MAINTENANCE PROGRAM.**
 - C. APPROVE ACCEPTANCE OF HEALTH AND HUMAN SERVICES GRANT CONTRACT RENEWAL WITH THE CITY OF AUSTIN FOR THE PASS-THROUGH OF THE COMMUNITY SERVICES BLOCK GRANT.**

Items 22.A, B, and C added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 23. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:27 AM)**

Members of the Court heard from: Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; and Christian Smith, Executive Manager, PBO.

No action necessary on Item 23.

Item 23 to be reposted on September 26, 2000.

24. CONTINUATION OF BUDGET MARK-UP DISCUSSION AND ACTION FOR PROPOSED FY'01 TRAVIS COUNTY BUDGET. (1:47 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Christian Smith, Executive Manager, PBO; Jessica Rio, Planning and Budget Analyst, PBO; Blain Keith, Chief Assistant County Auditor, Travis County Auditor’s Office; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Bob Vann, Constable, Precinct 2; Carlos Lopez, Chief Deputy Constable, Precinct 5; Joe Gieselman, Executive Manager, TNR; and John Hille, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter to bring in the non-TCSO people, that are on the POPS scale for the skill-based pay, under the same terms and conditions that are being granted for TCSO.

A Clarification of the previous Motion was made by Commissioner Baxter to say that we need to take a look, between now and the next cycle, in determining what various levels there are, how they are being paid, and do a comparison with other counties.

Motion failed:

County Judge Samuel T. Biscoe	no
Precinct 1, Commissioner Ron Davis	no
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 put the \$911,830.00 in an annual reserve.

Motion carried:

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

ITEM 24 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Baxter to approve the statement by Leroy Nellis, Budget Manager, PBO, that there are two other “Other Fund” correcting entries from the Fifth Revenue Estimate, one being the BCP Fund 038, in which there is an increase of \$1,554,501.00. This isn’t substantially different from what we’ve been working with. Also, on TNR, the Road and Bridge Fund, putting the \$659,708.00 into their Allocated Reserve, inside that fund, so that they can prioritize their projects against that.

A Clarification of the previous Motion was made by Judge Biscoe that the Motion is really to approve exactly what Leroy had said, but, if it is friendly to the Second, and there is no objection by the rest of the Court, we indicate our intention to cover the \$91,000.00 shortfall to fund these projects. So we are basically rolling these over into the next fiscal year, and indicating our commitment to provide the necessary funding to do them, realizing that we only have \$646,000.00 in the Allocated Reserve of the Road and Bridge Fund, but in fact we need \$737,440.00.

A further Clarification of the previous Motion was made by Judge Biscoe, stating that the issue right now is for us to re-budget \$646,000.00 in the Allocated Reserve of the Road and Bridge. That is the issue, and we’ve added to that our intention to come up with a shortfall of \$91,000.00 to get these projects covered. Part of this Motion is for us to prioritize the \$91,000.00.

Motion carried:

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

Motion by Commissioner Baxter and seconded by Judge Biscoe to put the \$1.1 million CO scrubbing result into the F-mix line item.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to re-budget the named projects.

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

Motion carried:

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

ITEM 24 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Davis to close Fund 425 and put the balance of \$40,382.00 into the Interest and Sinking Fund account to satisfy indebtedness.

Motion carried:

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

Motion by Judge Biscoe to re-budget the FEMA match-up – \$1,179,886.00.

Clerk’s Note: The Motion was withdrawn because the Item had already been acted upon.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to re-budget Attachment B, which would be the ’84 Road and Park Bonds, and that we close Fund 424, and use any remaining fund balance, which is \$8,051.00, to satisfy debt service.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to close Funds 426, 429, and 430, and move any balances to Fund 455; that we re-budget Funds 438, 451, and 455, as set forth in the Summary of Outstanding Balance for CJC/Del Valle Project, Attachment C.

A Clarification of the previous Motion was made by Judge Biscoe to move the balance to the Interest and Sinking Fund, move the Budget to Fund 455.

Motion carried:

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

ITEM 24 CONTINUED

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to re-budget the funds listed under Attachment D, from the 1997 authorization.

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

ADMINISTRATIVE OPERATIONS ITEMS

25. RECEIVE STATUS REPORTS AND PROVIDE DIRECTION ON THE GROUP BENEFITS COMMITTEE ACTIVITIES INCLUDING: (10:28 AM)

A. FY'02 GROUP HEALTH BENEFITS RFP; AND

B. HEALTH CARE BUYING COALITION.

Clerk's Note: Items 25.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Linda Moore Smith, Director, HRMD; and Cindy Purinton, Benefit Contract Administrator, HRMD.

Discussion Only.

26. DISCUSS PROPERTY INSURANCE, BUILDERS RISK AND OTHER INSURANCE ISSUES, AND TAKE APPROPRIATE ACTION. (10:47 AM) (11:06 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Dan Mansour, Risk Manager, HRMD; Cyd Grimes, Travis County Purchasing Agent; Barbara Wilson, Assistant County Attorney; and Susan Spataro, Travis County Auditor.

Discussion Only

Item 26 to be reposted on September 26, 2000.

- 27. INITIATE PROCESS FOR SOLICITATION OF NAME RECOMMENDATIONS FOR THE TRAVIS COUNTY INTERMEDIATE SANCTIONS CENTER, PURSUANT TO TRAVIS COUNTY POLICY 1.020. (10:55 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to initiate the process to solicit name recommendations for the new Travis County Intermediate Sanctions Center, and that this be put out for 21 days, in terms of soliciting names, and that, as a courtesy, we let the Travis County Historical Commission know that this process is under way, and we would appreciate their assistance, in terms of reviewing any and all names that come forward to them, in terms of any comments that they can provide for us, related to the significance of the persons that are being suggested.

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

- 28. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (11:10 AM)

- A. T.C.S.O. – SETTLE
- B. DAVID WATSON – DENY
- C. BRAD BRYANT – DENY

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Staff recommendation on Items 28.A and C, and to pull 28.B.

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

29. APPROVE PERSONNEL AMENDMENTS. (9:23 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

JUSTICE AND PUBLIC SAFETY ITEMS

30. DISCUSS AND CONSIDER AMENDING THE TRAVIS COUNTY CODE, CHAPTER 39, WIRELESS COMMUNICATIONS POLICY, AND TAKE APPROPRIATE ACTION. (11:13 AM)

Members of the Court heard from: Teresa Reel, Manager of Emergency and Wireless Communications, Justice and Public Safety (JPS); Barbara Wilson, Assistant County Attorney; Karen Havenhill, Travis County Auditor’s Office; and Susan Spataro, Travis County Auditor.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the proposed Wireless Communications Policy and the one-page letter notice.

Motion carried:

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

31. REVIEW AND APPROVE EXECUTION OF A MEMORANDUM OF UNDERSTANDING RELATING TO THE INFORMATION AND TELECOMMUNICATIONS SYSTEMS (I.T.S.) INTEGRATION PROGRAM FOR THE COMBINED EMERGENCY COMMUNICATIONS & TRANSPORTATION CENTER, AND TAKE APPROPRIATE ACTION. (11:30 AM)

Members of the Court heard from: Teresa Reel, Manager of Emergency and Wireless Communications, Justice and Public Safety (JPS); and Dinah Dinwiddie, Executive Manager, JPS.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 31.

Motion carried:

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

- 32. REVIEW AND APPROVE THE 9-1-1 RDMT PROJECT FY'01 - FY'03 CAPITAL BUDGET COST ESTIMATES. (11:33 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS; Teresa Reel, Manager of Emergency and Wireless Communications, Justice and Public Safety (JPS); and Karen Shafer Castro, Senior Planning and Budget Analyst, PBO.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 32.

Motion carried:

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

- 33. DISCUSS AND APPROVE INTERLOCAL WITH CAPITAL AREA PLANNING COUNCIL FOR IMPLEMENTATION OF ENHANCED 9-1-1 PROGRAM, AND TAKE APPROPRIATE ACTION. (11:35 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, JPS.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 33.

Motion carried:

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

- 34. CONSIDER DRAFT CENTRAL BOOKING INTERLOCAL AGREEMENT AND TAKE APPROPRIATE ACTION. (11:37 AM) (3:38 PM) (5:06 PM)

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

No action required on Item 34.

OTHER ITEMS

- 35. 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. (1:47 PM)

No action necessary on Item 35.

- 36. REVIEW AND APPROVE ORDER AMENDING CHAPTER 23 (INVESTMENT POLICY AND PROCEDURES) OF THE TRAVIS COUNTY CODE. (11:38 AM)**

Members of the Court heard from: Mary Mayes, Financial Analyst, Cash Investment Management.

Motion by Commissioner Baxter **and seconded by** Commissioner Davis to approve the amendments to Chapter 23 laid out to the individual item.

Motion carried:

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

- 37. REVISED ITEM:** CONSIDER AUTHORIZING THE PARTICIPATION AGREEMENT WITH TEXASTERM, A LOCAL GOVERNMENT INVESTMENT POOL, AND AUTHORIZING MARY MAYES, HARVEY DAVIS, AND LEROY NELLIS AS AUTHORIZED PARTICIPANT REPRESENTATIVES TO EXECUTE TRANSACTIONS WITH TEXASTERM, AND TAKE APPROPRIATE ACTION. (11:46 AM)

Members of the Court heard from: Mary Mayes, Financial Analyst, Cash Investment Management.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 37.

Motion carried:

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

- 38. CONSIDER APPROVAL REGARDING BROKER/DEALER APPLICANTS FOR CONDUCTING INVESTMENT BUSINESS WITH TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:12 AM)

Item 38 postponed until September 26, 2000.

- 39. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS.

Item 39 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

COUNTY CLERK – ELECTIONS DIVISION ITEMS

- 40. DISCUSS AND CONSIDER AN ORDER FOR THE ELECTION OF A MAYOR, FIVE ALDERMEN, AND A MARSHALL FOR THE VILLAGE OF POINT VENTURE, AND TAKE APPROPRIATE ACTION. (11:49 AM) (11:53 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Lesley Thompson, Elections Division Manager, Travis County Clerk’s Office.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Item 40.

Motion carried:

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

- 41. APPROVE LICENSING AGREEMENTS FOR THE USE OF EARLY VOTING POLLING PLACES FOR THE NOVEMBER 7, 2000 JOINT ELECTIONS. (11:51 AM)

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

Item 41 to be reposted on September 26, 2000.

- 42. A. APPROVE ORDER DESIGNATING MAIN EARLY VOTING POLLING PLACES AND TEMPORARY BRANCH EARLY VOTING POLLING PLACES FOR THE NOVEMBER 7, 2000 TRAVIS COUNTY JOINT ELECTION. (11:51 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 42.A.

Motion carried:

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

- B. DISCUSS OTHER ISSUES RELATED TO THE NOVEMBER 7, 2000 JOINT ELECTIONS. (11:53 AM)

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

Item 42.B to be reposted on September 26, 2000.

- 43. APPROVE ORDER SETTING FORTH ADDITIONAL ELECTION DAY POLLING PLACES FOR THE NOVEMBER 7, 2000 GENERAL ELECTION. (11:54 AM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; and Lesley Thompson, Elections Division Manager, County Clerk’s Office.

Motion by Judge Biscoe **and seconded by** Commissioner Baxter to approve Item 43.

Motion carried:

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

Item 43 to be reposted on September 26, 2000.

44. APPROVE ORDER SETTING FORTH JOINT ELECTION AGREEMENT AND INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE CITY OF AUSTIN. (11:56 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Item 44.

Motion carried:

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

45. APPROVE ORDER SETTING FORTH JOINT ELECTION AGREEMENT AND INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND CAPITAL METROPOLITAN TRANSPORTATION AUTHORITY. (11:56 AM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 45.

Motion carried:

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

46. APPROVE PAY CHECK INSERT FOR PAYROLL OF SEPTEMBER 30, 2000; OCTOBER 15, 2000; AND OCTOBER 31, 2000 TO APPROXIMATELY 3,750 TRAVIS COUNTY EMPLOYEES FOR THE RECRUITMENT OF ELECTION NIGHT WORKERS FOR THE NOVEMBER 7, 2000 JOINT ELECTIONS. (11:57 AM)

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

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 46. That is, to do the inserts September 30 and October 15, 2000, and a voice mail on October 31.

Motion carried:

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

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

- 47. 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. ¹ (3:38 PM) (5:06 PM)**
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹**
- 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. ¹**

Clerk's Note: Items 47.A, B, and C are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 47.A, B, and C would be considered in Executive Session.

No action required on Items 47.A, B, and C.

48. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION WITH REGARD TO COUNTY AUDITOR’S REQUEST FOR LITIGATION INFORMATION IN CONNECTION WITH THE YEAR END INDEPENDENT AUDIT. (SPATARO; AUDIT) ¹ (3:38 PM) (5:06 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner that the Court authorize the County Judge to release this report to our County Auditor, Susan Spataro. This is the FY 2000 Fiscal Year-ending or Threatened Litigation Report, for use in preparing the 2000 Year-end Audit; and that we authorize the County Attorney’s Office to meet with the Auditor, as necessary, to discuss and supplement the report; and that the County Judge be authorized to mail to the Auditor an appropriate letter, which has been prepared by the County Attorney’s Office, regarding this matter.

Motion carried:

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

49. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN RE: JUMBOSPORTS, INC., FILED IN THE U.S. BANKRUPTCY COURT, MIDDLE DISTRICT OF FLORIDA, TAMPA DIVISION. (WELLS-SPEARS, CH. 11 BANKRUPTCY) ¹ (3:38 PM) (5:08 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to authorize the County Attorney to employ local counsel in Florida to represent Travis County in this bankruptcy matter.

Motion carried:

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

- 50. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY ON OLD CENTRAL BOOKING INTERLOCAL AGREEMENT WITH CITY OF AUSTIN, DISCUSS OUTSTANDING INVOICES AND RELATED ISSUES, AND TAKE APPROPRIATE ACTION. ¹ (3:38 PM) (5:08 PM)

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

No action required on Item 50.

- 51. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF JESSE EASON V. TRAVIS COUNTY, ET AL. ^{1&3} (3:38 PM) (5:08 PM)

Judge Biscoe announced that Item 51 would be considered in Executive Session.

Item 51 pulled from the Agenda.

- 52. CONSIDER COUNTER-OFFER FROM WK 281 BEAR CREEK, LTD FOR PARCELS 4 AND 5, STATE HIGHWAY 45, AND TAKE APPROPRIATE ACTION. (COMMISSIONER BAXTER) ^{1&2} (3:38 PM) (5:08 PM)

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

Motion by Commissioner Baxter **and seconded by** Commissioner Davis to accept the counter-offer of WK 281 Bear Creek, Ltd.; for them to receive payment of \$65,500.00 for 7.5 acres, with the cost split proportionately between Travis County and Hays County (our portion of that being \$51,095.00); that we also abandon the 2.1 acres to 281 Bear Creek, Ltd., when that alternate route is provided as part of the completion of the construction of SH 45; and that we instruct Staff to present this offer to the Hays County Commissioners’ Court for their consideration of their portion of this counter-offer.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Baxter to adjourn the Voting Session. (5:09 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge