

## **MINUTES – APRIL 17, 2001**

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

On Tuesday, the 17<sup>th</sup> day of April, 2001, the Commissioners' Court convened the regular Voting Session at 9:15 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 11:54 AM.

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 1:35 PM and adjourned at 1:36 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:36 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Development Authority (TCDA), the Travis County Health Facilities Development Corporation (TCHFDC), the Capital Health Facilities Development Corporation (CHFDC), and the Capital Industrial Development Corporation (CIDC) called to order the Voting Sessions at 1:38 PM and adjourned at 1:39 PM.

The Commissioners' Court reconvened the Voting Session at 1:39 PM.

The Commissioners' Court retired to Executive Session at 2:06 PM.

The Commissioners' Court reconvened the Voting Session at 3:05 PM.

The Commissioners' Court adjourned the Voting Session at 3:07 PM.

**PUBLIC HEARINGS**

1. PUBLIC HEARING TO DISCUSS A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO BE KNOWN AS “TRAILS END COVE” IN PRECINCT TWO. (9:16 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez 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, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez 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 C4. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court’s Motion and Vote.

**RESOLUTIONS & PROCLAMATIONS**

2. APPROVE PROCLAMATION DECLARING THE WEEK OF APRIL 22 THROUGH 28, 2001 AS “NATIONAL CRIME VICTIMS’ RIGHTS WEEK.” (9:17 AM)

**Members of the Court heard from:** Verna Lee Carr, People Against Violent Crime; Jim Gillis, Director, People Against Violent Crime; and Tony Morello, People Against Violent Crime.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 2.

<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

3. APPROVE RESOLUTION HONORING PODER (PEOPLE ORGANIZED IN DEFENSE OF EARTH AND HER RESOURCES) ON THEIR 10<sup>TH</sup> YEAR ANNIVERSARY AND RECOGNIZING APRIL 22, 2001 AS “EARTH DAY.” (9:26 AM)

**Members of the Court heard from:** Susanna Almanza, People Organized in Defense of Earth and her Resources (PODER); and Sylvia Herrera, PODER.

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

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

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Kenneth Snyder, Private Citizen. (9:31 AM)

## CONSENT ITEMS

- 4. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C4, and Items 5.A, C & D, 6, 7, 8.A & B, 9, 10, 11, 12, 13, 14, 15, 16, 17, 25, and 27. (9:36 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 COMMISSIONERS COURT MINUTES FOR THE FOLLOWING MEETINGS:
- A.** VOTING SESSION (EXECUTIVE SESSION ANNOUNCEMENT) OF APRIL 2, 2001; AND
- B.** VOTING SESSION OF APRIL 3, 2001.
- C4.** APPROVE STREET NAME ASSIGNMENT FOR AN UNNAMED EASEMENT TO BE KNOWN AS “TRAILS END COVE” IN PRECINCT TWO.

**Clerk’s Note:** Item C4 is the action Item for Item 1.

**PLANNING & BUDGET DEPT. ITEMS**

5. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE:
- A. APPROVE GRANT APPLICATION TO THE TEXAS ATTORNEY GENERAL'S OFFICE FOR ONE VICTIM WITNESS COUNSELOR I POSITION IN THE TRAVIS COUNTY SHERIFF'S OFFICE. (9:36 AM)

Item 5.A added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- B. APPROVE GRANT APPLICATION TO THE CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR, FOR A JUVENILE APPREHENSION AND WARRANT SERVICE (JAWS) GRANT IN CONSTABLE, PRECINCT 5. (10:34 AM)

**Members of the Court heard from:** Bill Derryberry, Senior Planning and Budget Analyst, Planning and Budget Office (PBO); and Bruce Elfant, Constable, Precinct 5.

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

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

- C. APPROVE AMENDMENT TO THE CAPITAL AREA NARCOTICS TASK FORCE (CANTF) CONTINUATION GRANT FROM THE CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR, FOR TRAVIS COUNTY SHERIFF'S OFFICE. (9:36 AM)

Item 5.C added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- D. APPROVE GRANT CONTRACT WITH THE CRIMINAL JUSTICE DIVISION, OFFICE OF THE GOVERNOR, FOR PROJECT SPOTLIGHT PROGRAM IN THE JUVENILE PROBATION DEPARTMENT. (9:36 AM)

Item 5.D added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

**6. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:36 AM)**

Item 6 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

**PURCHASING OFFICE ITEMS**

**7. APPROVE ARCHITECTURAL/ENGINEERING SERVICES CONTRACT WITH AGUIRRE CORPORATION FOR DESIGN OF RENOVATIONS TO THE TRAVIS COUNTY ADMINISTRATION BUILDING. (9:36 AM)**

Item 7 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

**8. A. APPROVE INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND AUSTIN COMMUNITY COLLEGE (ACC) ALLOWING ACC TO UTILIZE THE COUNTY'S OFF-SITE RECORDS STORAGE CONTRACT NO. 98T0207-LD WITH IRON MOUNTAIN, INC. (9:36 AM)**

**B. APPROVE CONTRACT MODIFICATION NO. 4 TO INCORPORATE THE AGREEMENT BETWEEN TRAVIS COUNTY AND ACC AND EXERCISE A 12-MONTH EXTENSION TO CONTRACT NO. 98T0207-LD, IRON MOUNTAIN, INC. FOR OFF-SITE RECORDS STORAGE; CONTRACT APPROVED 6/30/98.**

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

**9. APPROVE ORDER FOR EXEMPTION FROM INSCRIPTION REQUIREMENTS FOR COUNTY MOTOR VEHICLES PER THE TEXAS TRANSPORTATION CODE AND APPROVE THE COUNTY POSITIONS AUTHORIZED TO SIGN APPROPRIATE APPLICATIONS AND REGISTRATION FORMS TO OBTAIN REGULARLY DESIGNATED LICENSE PLATES. (9:36 AM)**

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

- 10. APPROVE STATE CATALOGUE PURCHASE OF THREE (3) MINOLTA DIGITAL MICROFILM READER-SCANNER-PRINTERS FROM LASON, INC. IN THE AMOUNT OF \$30,589.00. (9:36 AM)**

Item 10 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. APPROVE MODIFICATION NO. 8 TO CONTRACT NO. PS980024-LB WITH IKON OFFICE SOLUTIONS FOR LEGAL DOCUMENT SERVICES. (9:36 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS990064-KW WITH EVINS PERSONNEL CONSULTANTS FOR TEMPORARY PROFESSIONAL HEALTHCARE SERVICES. (9:36 AM)**

Item 12 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 98T0205-OJ, AUSTIN BUSINESS FURNITURE FOR COUNTYWIDE MODULAR SYSTEMS FURNITURE; CONTRACT APPROVED ON 6/30/98. (9:36 AM)**

Item 13 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0280-OJ, ELITE HEALTH SERVICES FOR URINALYSIS DRUG SCREENS; CONTRACT APPROVED ON 6/6/00. (9:36 AM)**

Item 14 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 15.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 6) TO CONTRACT NO. 00T0284-RG, WATERTIGHT ENDEAVORS, INC., FOR PARK CONCESSION SERVICES; CONTRACT APPROVED ON 5/14/96. (9:36 AM)

Item 15 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 16.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0271-JP, ALL POINTS MOVING STORAGE FOR COMMERCIAL MOVING SERVICES; CONTRACT APPROVED ON 6/9/00. (9:36 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 4 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 00T0306-LD, ABATEMENT PROJECTS; SOUTHWEST CONSTRUCTORS, INC.; CONTRACT APPROVED ON 6/27/00. (9:36 AM)

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

## **TRANSPORTATION AND NATURAL RESOURCES DEPT. ITEMS**

- 18.** APPROVE A PRELIMINARY PLAN IN PRECINCT TWO: - COMANCHE TRAIL ESTATES REVISED PRELIMINARY PLAN, (PRELIMINARY PLAN – 11 LOTS – 138.71 ACRES – HUGHES PARK ROAD – SEWAGE SERVICE TO BE PROVIDED BY THE LCRA – CITY OF AUSTIN ETJ). (10:39 AM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to approve Item 18.

<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



**ADMINISTRATIVE OPERATIONS ITEMS****19. APPROVE PERSONNEL AMENDMENTS. (10:40 AM)**

**Members of the Court heard from:** Norman McRee, Budget Process/Improvement Analyst, Human Resources Management Department (HRMD); and Linda Moore Smith, Director, HRMD.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the personnel amendments which include the classification reviews.

<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

**OTHER ITEMS****20. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (10:42 AM)**

**Members of the Court heard from:** John Hille, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Dave Stauch, Herndon Stauch and Associates; and Roger El Khoury, Director, Facilities Management.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we give informal approval to the request, direct HSA to get the MEP to continue; and Alicia Perez, Executive Manager, Administrative Operations, will prepare a contract for us to sign next week.

<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

21. CONSIDER DEMAND FROM LYNN MOSHIER, MANAGER OF THE REGENCY APARTMENTS, FOR COMPENSATION OF \$21,888.15 TO CLEAN DUCT WORK IN ALL 47 APARTMENTS ALLEGEDLY DUE TO DUST FROM THE CJC CONSTRUCTION. (1:39 PM) (2:06 PM) (3:06 PM)

**Members of the Court heard from:** Lynn Moshier, Manager, The Regency Apartments; Roger El Khoury, Director, Facilities Management; and Rudy Reyes, Facilities Management.

Judge Biscoe announced that Item 21 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner that we indicate to Lynn Moshier that we deny the claim based on the lack of evidence to support it.

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

22. CONSIDER REQUEST FROM FIRST TEE OF GREATER AUSTIN INCORPORATED FOR ASSISTANCE WITH A PROGRAM IN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:16 AM) (10:24 AM)

**Members of the Court heard from:** Richard Moya, Consultant, The First Tee; and Jennifer MacCurrach, Executive Director, The First Tee.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to indicate to The First Tee the Court's intention to ask one or both of the Corporations to provide \$150,000.00 at the appropriate time.

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

23. A. CONSIDER CONTRACT WITH OMNIBASE SERVICES, INC. AND TEXAS DEPARTMENT OF PUBLIC SAFETY TO ASSIST WITH JUSTICES’-OF-THE-PEACE COLLECTION OF DELINQUENT FINES, AND TAKE APPROPRIATE ACTION. (9:15 AM) (9:40 AM)

**Members of the Court heard from:** Barbara Bembry, Justice of the Peace, Precinct 2; Herb Evans, Justice of the Peace, Precinct 5; Charles Brothers, OMNIBase; Tommy Wilson, Justice of the Peace, Precinct 2 Office; Diana Ramirez, Planning and Budget Analyst, PBO; and Jim Connolly, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to authorize Justice of the Peace, Precinct 2, to implement the pilot program of OMNI; that we get with PBO, and, as a Court, indicate specifically what information we’d like to see between now and September 1, 2001; and that we have the working group work closely with the OMNI implementation to make sure we identify gaps, and try to close them; otherwise, to work with the Constables and JP’s to try to improve the collection of delinquent fines and fees.

<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

- B. CONSIDER OTHER OFFERS TO ASSIST WITH COLLECTION OF DELINQUENT FINES BY PRIVATE FIRMS, AND TAKE APPROPRIATE ACTION. (9:15 AM) (9:38 AM)

**Members of the Court heard from:** Barbara Bembry, Justice of the Peace, Precinct 2; and Herb Evans, Justice of the Peace, Precinct 5.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we establish a task force made up of two members of the Commissioners’ Court, two Justice’s of the Peace, and two Constables, to look at that, and come back to the Commissioners’ Court with some recommendation; even if that recommendation is to forget it.

**Clerk’s Note:** The task force is made up of Judge Biscoe, Commissioner Gómez, Justice of the Peace Barbara Bembry, Justice of the Peace Herb Evans, Constable Bruce Elfant, Constable Bob Vann, and a member of the Planning and Budget Office.

<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

24. CONSIDER VACANCY IN THE OFFICE OF TRAVIS COUNTY SURVEYOR AND TAKE APPROPRIATE ACTION. (10:43 AM)

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

**Clerk's Note:** The Court gave directions that Commissioner Baxter gather more information and report back to the Court at the appropriate time in the future.

Discussion Only.

25. RECEIVE AUDIT REPORTS FOR EMERGENCY SERVICES DISTRICTS #1, #7 AND #9 FOR THE YEAR ENDING SEPTEMBER 30, 2000. (9:36 AM)

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

26. A. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION. (SEE ATTACHED LIST OF LEGISLATIVE BILLS); AND (10:39 AM)  
(10:52 AM)

- B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE TEXAS LEGISLATURE.

**Clerk's Note:** Items 26.A and B are associated with one another and were called for concurrent discussion.

Senate Bill 1341: Relating to reimbursing counties for the cost of holding state parolees in county jails.

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Tris Casteñeda, Legislative Consultant.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to put a letter together and represent to the Senate Committee that this is a good bill, and that it ought to be approved.

<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

**ITEM 26 CONTINUED**

Senate Bill 2: Relating to the development and management of the water resources of the state, including the ratification of the creation of certain groundwater conservation districts; providing penalties.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant; Tris Casteñeda, Legislative Consultant; and Chris Shields, Legislative Consultant.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that Travis County take a position that the section related to the imposition of the head tax be eliminated consistent with the CUC position.

<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

Senate Bill 1172: Relating to the authority of municipalities and counties to regulate subdivisions in the extraterritorial jurisdiction of a municipality.

**Members of the Court heard from:** Tom Nuckols, Assistant County Attorney; and Bob Kamm, Legislative Consultant.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe that we accept the Amendment Item (g) as described earlier and discussed within Senate Bill 1172.

**A Clarification of the previous Motion was made by** Judge Biscoe that the Motion is to approve paragraph (g) as part of SB 1172.

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

**ITEM 26 CONTINUED**

Senate Bill 1172 Continued:

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter that amendments (f) 1 – 4 be included in the Senate Bill 1172.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis whether or not we add paragraph (g) to SB 1172 and send that over, this would be the bill that we would support in its entirety, which would include (g).

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we support SB 1172 including amendments (f) 1 – 4.

<b>Motion carried:</b> 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	yes

**Clerk's Note:** The Court indicated that as a result of not being able to reach a 4 to 1 vote to support specific action, the Court, then, has no position on the Senate Bill 1172.

## ITEM 26 CONTINUED

House Bill 1119: Relating to tort liability of governmental units.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant; Dan Mansour, Risk Manager, HRMD; Chris Shields, Legislative Consultant; and David Escamilla, First Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Davis** that we not support this bill.

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

**Clerk's Note:** House Bill 1119 to be reposted on the Court's Agenda April 24, 2001.

Discussion Only.

House Bill 2522: Relating to requiring the Texas Department of Transportation to establish and maintain a state airport in Central Texas.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant; Bob Kamm, Legislative Consultant; and Chris Shields, Legislative Consultant.

Discussion Only.

House Bill 829: Relating to the eligibility of certain areas for certain colonia funding programs.

**Members of the Court heard from:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

### **27. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:36 AM)**

Item 27 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

- 28. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION.** <sup>1</sup> (2:06 PM) (3:05 PM)
- B. 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 28.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 28.A and B would be considered in Executive Session.

No action necessary on Items 28.A and B.

- 29. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING CLAIM BY CITY OF AUSTIN FOR COUNTY SHARE OF REPAYMENT FUNDS FOR TEXAS MEDICAID PROGRAM COSTS THROUGH THE FEDERALLY QUALIFIED HEALTH CENTERS (FQHC) CLINIC SYSTEM DEMANDED BY NATIONAL HERITAGE INSURANCE COMPANY, AND TAKE APPROPRIATE ACTION.** <sup>1</sup> (2:06 PM) (3:05 PM)

Judge Biscoe announced that Item 29 would be considered in Executive Session.

Item 29 to be reposted on April 24, 2001.



30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN; ADDIE KYLES V. MARGO FRASIER, ET AL. (TEXAS TORT CLAIMS ACT; PERSONAL INJURY) <sup>1</sup> (2:06 PM) (3:05 PM)

Judge Biscoe announced that Item 30 would be considered in Executive Session.

Item 30 to be reposted on April 24, 2001.

31. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN PATRICIA MITCHELL, ET AL. VS. MARGO FRASIER ET AL.; CAUSE NO. 97-13704. (EMPLOYMENT CLAIMS) <sup>1</sup> (2:06 PM) (3:05 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** that we renew our offer to settle this matter for a full release for the amount of \$5,500.00.

<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 Court gave directions that the County Attorney's Office pursue any other action besides the requested full release or any other action that might achieve the same effect for Travis County.

Item 31 to be reposted on April 24, 2001.

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN LARRY LAWS VS. TRAVIS COUNTY, TEXAS; CAUSE NO. 98-06351. (EMPLOYMENT CLAIMS) <sup>1</sup> (2:06 PM) (3:06 PM)

Judge Biscoe announced that Item 32 would be considered in Executive Session.

Item 32 to be reposted on April 24, 2001.

## ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Baxter to adjourn the Voting Session. (3:07 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**