

MINUTES – MAY 1, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 1st day of May, 2001, the Commissioners' Court convened the regular Voting Session at 9:11 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 10:38 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 10:38 AM and adjourned at 10:39 AM.

The Commissioners' Court reconvened the Voting Session at 10:39 AM.

The Commissioners' Court recessed the Voting Session at 10:39 AM.

The Commissioners' Court reconvened the Voting Session at 10:47 AM.

The Commissioners' Court retired to Executive Session at 11:39 AM.

The Commissioners' Court reconvened the Voting Session at 12:11 PM.

The Commissioners' Court recessed the Voting Session at 12:11 PM.

The Commissioners' Court, meeting as the Capital Industrial Development Corporation (CIDC) called to order the Voting Session at 1:32 PM and adjourned at 1:40 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:40 PM and adjourned at 1:57 PM.

The Commissioners' Court reconvened the Voting Session at 1:57 PM.

The Commissioners' Court adjourned the Voting Session at 2:11 PM.

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

ADDITIONAL MOTION AND VOTE

Motion by Commissioner Gómez **and seconded by** Commissioner Baxter to authorize Commissioner Sonleitner to sign on the Judge's behalf for the work product of today's meeting.

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

RESOLUTIONS & PROCLAMATIONS

1. APPROVE A PROCLAMATION TO DESIGNATE THE MONTH OF MAY 2001 AS HISPANIC CULTURAL AWARENESS MONTH AND RECOGNIZE THE FIFTEENTH ANNUAL "CINCO DE MAYO" CELEBRATION IN TRAVIS COUNTY. (9:13 AM)

Members of the Court heard from: Joe Vela, Precinct 4 County Commissioner's Office; Jorge Zapata, Parks and Recreation Department, City of Austin; Carlos Lopez, Precinct 5 Constable's Office; and Gloria Lellenquien, Juvenile Court.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 1.

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

2. APPROVE PROCLAMATION DECLARING THE FIRST WEEK OF MAY 2001 AS “LAW WEEK” IN TRAVIS COUNTY. (9:18 AM)

Members of the Court heard from: Jim Coronado, Travis County Magistrate, President-Elect, Travis County Bar Association; Barbara Earle, State Bar of Texas; and Frank Alvarez, State Bar of Texas.

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

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

3. APPROVE RESOLUTION SALUTING THE TRAVIS COUNTY RETIRED AND SENIORS VOLUNTEER PROGRAM (RSVP). (9:24 AM)

Members of the Court heard from: Fred Lugo, Director, Retired and Seniors Volunteer Program (RSVP), Travis County Health and Human Services (TCHHS).

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

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

4. APPROVE RESOLUTION HONORING THE RECIPIENTS OF THE TRAVIS COUNTY SENIOR SERVICE AWARDS. (9:27 AM)

Members of the Court heard from: Marvin Massie, Volunteer, RSVP.

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

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

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Private Citizen. (9:33 AM)

CONSENT ITEMS

5. **Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C8.A - D, and Items 6, 8.A, B, C, & D, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19, 20.A & B, 21, 23, 24, and 33. (9:38 AM)

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

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF APRIL 17, 2001.

CONSENT ITEMS CONTINUED

- C4.** ACCEPT ORDER FROM COUNTY JUDGE DELEGATING THE FUNCTION OF THE TEXAS ALCOHOL BEVERAGE COMMISSION (TABC) LICENSE AND PERMIT APPROVALS TO COMMISSIONER KAREN SONLEITNER FOR ALL TABC APPLICATIONS PRESENTED BEGINNING ON MONDAY, APRIL 30, 2001 UNTIL CLOSE OF BUSINESS ON FRIDAY, MAY 4, 2001.
- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: NORTH RIM SUBDIVISION – RESUBDIVISION OF LOT 16 - (SHORT FORM PLAT – 2 LOTS – 4.371 ACRES – SOUTH RIDGE CIRCLE – NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF CEDAR PARK ETJ.)
- C6.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: REPLAT OF LOTS 8 & 9, BLOCK PP, TWIN LAKE HILLS - (SHORT FORM PLAT – 1 LOT – 0.459 ACRES – TWIN LAKE LOOP – NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – OETJ.)
- C7.** APPROVE SETTING A PUBLIC HEARING DATE OF JUNE 5, 2001 TO APPROVE THE ORDER REJECTING THE DEDICATION OF AND ABANDONING RIGHT-OF-WAY (ROW) FOR THE FOLLOWING:

 - A.** A PORTION OF FANDANGO WAY FROM HIGHWAY 71 TO BARTON CREEK BLUFFS SECTION ONE;
 - B.** A PORTION OF TORTILLA FLAT AND FANDANGO WAY IN BARTON CREEK BLUFFS SECTION ONE;
 - C.** A PORTION OF WARBLER LEDGE, MADDUX COURT AND OVERLOOK PASS IN BARTON CREEK BLUFFS SECTION TWO;
 - D.** A PORTION OF WARBLER LEDGE IN BARTON CREEK PRESERVE PHASE ONE;
 - E.** A PORTION OF OVERLOOK PASS IN BARTON CREEK PRESERVE PHASE TWO;
 - F.** A PORTION OF MUSKET RIM IN BARTON CREEK BLUFFS SECTION THREE; AND
 - G.** A PORTION OF SPEARFISH CANYON IN BARTON CREEK BLUFFS SECTION FIVE.

CONSENT ITEMS CONTINUED

- C8.** APPROVE SETTING A PUBLIC HEARING DATE OF JUNE 5, 2001 TO APPROVE THE FOLLOWING:
- A.** THE PARTIAL VACATION OF BARTON CREEK BLUFFS SECTION 1 INCLUDING LOTS 17-54, AND APPROXIMATELY 3250' ROW OF FANDANGO WAY, APPROXIMATELY 900' ROW OF TEQUILA HIGH, APPROXIMATELY 375' ROW OF TORTILLA FLAT AND APPROXIMATELY 400' ROW OF WINDANGO WAY;
 - B.** THE PARTIAL VACATION OF BARTON CREEK BLUFFS SECTION 2 INCLUDING LOTS APPROXIMATELY 2,100' ROW OF WINDANGO WAY, APPROXIMATELY 750' ROW OF CONDOR MOUNTAIN AND APPROXIMATELY 695' ROW OF OVERLOOK PASS;
 - C.** THE PARTIAL VACATION OF BARTON CREEK BLUFFS SECTION 3 LOTS 41, 55-62, AND APPROXIMATELY 1,720' ROW OF MUSKET RIM;
 - D.** THE VACATION OF BARTON CREEK BLUFFS SECTION 4.

JUSTICE AND PUBLIC SAFETY ITEMS

- 6.** APPROVE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN TRAVIS COUNTY AND THE U. S. FISH AND WILDLIFE SERVICE FOR FIRE SUPPRESSION SERVICES. (9:38 AM)

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

PLANNING AND BUDGET DEPT ITEMS

7. RECEIVE AND OPEN APPLICATIONS AND ACCEPT GOOD FAITH CHECKS FROM LOCAL BANKS INTERESTED IN BEING TRAVIS COUNTY'S DEPOSITORY BANK, AND AUTHORIZE THE BANK DEPOSITORY COMMITTEE TO REVIEW THE APPLICATIONS AND RECOMMEND A DEPOSITORY BANK TO THE COURT. (9:12 AM) (10:12 AM)

Members of the Court heard from: Mary Mayes, Investment Manager, Cash/Investment Management.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Baxter that we have received and opened the applications, and accepted the good faith check from Bank One, who is the sole applicant for our business as depository bank; and to authorize the Bank Depository Committee to review the application and recommend a depository bank to the Court.

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

- 8. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (9:38 AM)**
- A. APPROVE GRANT APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR THE NATIONAL SCHOOL LUNCH/BREAKFAST PROGRAM IN THE TRAVIS COUNTY JUVENILE PROBATION DEPT.**
 - B. APPROVE GRANT CONTRACT WITH THE TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE FOR SUBSTANCE ABUSE SERVICES IN THE JUVENILE PROBATION DEPT.**
 - C. APPROVE GRANT CONTRACT WITH THE DEPARTMENT OF ENERGY THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE (DOE) OIL OVERCHARGE WEATHERIZATION ASSISTANCE PROGRAM IN THE TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT.**
 - D. APPROVE GRANT CONTRACT WITH THE DEPARTMENT OF ENERGY THROUGH TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) IN THE TRAVIS COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT.**

Items 8.A, B, C, and D added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 9. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:38 AM)**

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

PURCHASING OFFICE ITEMS

- 10. APPROVE CONTRACT AWARD FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY EMPLOYEES, RFP NO. P000088-OJ, TO ALPHA DENTAL PROGRAMS, INC. D/B/A DELTACARE (HRMD). (9:38 AM)**

Item 10 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11.** APPROVE MODIFICATION NO. 4 TO THE INTERLOCAL COOPERATIVE AGREEMENT NO. IL-990083 BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY, AND AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER (MHMR) FOR SUBSTANCE ABUSE TREATMENT SERVICES; MODIFICATION IS FOR A ONE-YEAR RENEWAL, EFFECTIVE JANUARY 1, 2001 THROUGH DECEMBER 31, 2001. (9:38 AM)

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

- 12.** APPROVE MODIFICATION NO. 4 TO THE INTERLOCAL COOPERATIVE AGREEMENT NO. IL-980092 BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY, AND AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER (MHMR) FOR COMMUNITY MENTAL HEALTH/RETARDATION SERVICES; MODIFICATION IS FOR A ONE-YEAR RENEWAL, EFFECTIVE JANUARY 1, 2001 THROUGH DECEMBER 31, 2001. (9:38 AM)

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

- 13.** APPROVE INTERLOCAL AGREEMENT NO. IL-010007-DR, WITH THE AUSTIN INDEPENDENT SCHOOL DISTRICT (A.I.S.D.) FOR UTILIZATION OF A.I.S.D. CLASSROOMS/CUSTODIAL SERVICES TO SUPPORT ADULT EDUCATION. (9:38 AM)

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

- 14.** APPROVE CONTRACT NO. PS010063-DR, WITH CLEAN INVESTMENTS, INC. FOR THE PROVISION OF SUBSTANCE ABUSE COUNSELING AND TREATMENT PROGRAM SERVICES. (9:38 AM)

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

- 15.** APPROVE CONTRACT NO. PS010064-DR, WITH LORI D. WILSON D/B/A CHOOSING HOW I LIVE LIFE, FOR THE PROVISION OF SUBSTANCE ABUSE COUNSELING AND TREATMENT PROGRAM SERVICES FOR JUVENILE OFFENDERS. (9:38 AM)

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

- 16.** APPROVE MAINTENANCE AGREEMENT, CONTRACT NO. MA010114-DS, WITH IKON OFFICE SOLUTIONS TECHNOLOGY SERVICES LLC, D/B/A SYSINCT, FOR MAINTENANCE OF THE ADOLESCENT DRUG OFFENDER MONITORING SYSTEM (ADOMS II) ENHANCEMENTS AND MODIFICATIONS. (9:38 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 17.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 01K0702-DMA FOR THE 2001 HOT MIX OVERLAY PROGRAM, TO WHEELER COATINGS, INC.; CONTRACT APPROVED ON 2/20/01. (9:39 AM)

Item 17 postponed until May 8, 2001.

- 18.** APPROVE MODIFICATION NO. 2 TO CONTRACT NO. 99T0185-JP FOR EROSION CONTROL SERVICES, TO AFS ENVIRONMENTAL, INC.; CONTRACT APPROVED ON 7/5/99. (9:38 AM)

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

- 19.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0257-JP, FOR JANITORIAL SERVICES-EXECUTIVE OFFICE BUILDING (EOB) TO TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH); CONTRACT APPROVED ON 5/30/00. (9:38 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO TWO CONTRACTS FOR EMERGENCY RESPONSE AND HAZARDOUS MATERIALS REMEDIATION SERVICES; CONTRACTS APPROVED ON 6/20/00. (9:38 AM)

A. CONTRACT NO. 00T0292-RV, EAGLE CONSTRUCTION & ENVIRONMENTAL SERVICES, INC.; AND

B. CONTRACT NO. 00T0296-RV, GARNER ENVIRONMENTAL SERVICES.

Items 20.A and B added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21.** APPROVE CONTRACT AWARD FOR AVIATION FUEL, TURBINE TYPE JET-A, IFB# B010057-LD, TO THE LOW, RESPONSIVE BIDDER, AVFUEL CORP. (9:38 AM)

Item 21 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS

- 22.** DISCUSS CAPITAL METRO'S FUNDING OF REGIONAL MOBILITY PROJECTS, AND TAKE APPROPRIATE ACTION. (9:12 AM) (9:40 AM)

Members of the Court heard from: Karen Rae, Capitol Metro.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis that we reduce to writing the questions and concerns that we have, and that be forwarded to the Austin City Council and to the Capitol Metro Board of Directors, and that we continue to monitor the various projects that are being brought forward, especially ones that are interconnectivity and regional mobility projects.

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

- 23. APPROVE A CONDOMINIUM PROJECT IN PRECINCT TWO: TUMBLEWEED CONDOMINIUMS – (54 DETACHED UNITS & 35 COMMON WALL UNITS - 89 UNITS TOTAL – 9.323 ACRES – 9512 FM 2222 – NO FISCAL REQUIRED – WATER AND SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – 2-MILE ETJ.) (9:38 AM)**

Item 23 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

ADMINISTRATIVE OPERATIONS ITEMS

- 24. APPROVE PERSONNEL AMENDMENTS. (9:38 AM)**

Item 24 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

- 25. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (10:18 AM)**

No action necessary on Item 25.

- 26. CONSIDER TRAVIS COUNTY PROPOSED 2001 REDISTRICTING STANDARDS FOR COMMISSIONERS, JUSTICES OF THE PEACE, CONSTABLES AND ELECTION PRECINCTS, AND TAKE APPROPRIATE ACTION. (10:18 AM) (11:28 AM)**

Members of the Court heard from: Barbara Bembry, Justice of the Peace, Precinct 2; Herb Evans, Justice of the Peace, Precinct 5; Bob Vann, Constable, Precinct 2; Drew McAngus, Constable, Precinct 3; William Emory, Attorney, Emory Young and Associates; and Javier Guajardo, Attorney, Guajardo, Dodi, and Guajardo.

Discussion Only.

Item 26 to be reposted on May 8, 2001.

27. TAKE UP AT 11:00 A.M.

A. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION. (SEE ATTACHED LIST OF LEGISLATIVE BILLS); AND (9:13 AM) (10:58 AM)

B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE TEXAS LEGISLATURE, AND TAKE APPROPRIATE ACTION.

Clerk's Note: Items 27.A and B are associated with one another and were called for concurrent discussion.

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: Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 622: Relating to authorizing a county to pay the costs of an owner controlled insurance program with the proceeds of certain securities issued by the county.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 201: Relating to the authority of certain counties to collect traffic fines through Internet transactions.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

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

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

ITEM 27 CONTINUED

Senate Bill 873: Relating to infrastructure planning in certain urban counties.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 578: Relating to the provision of emergency communication services.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 5: Relating to the Texas emissions reduction plan; providing a penalty.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

Senate Bill 357: Relating to the adoption by the state comptroller of a uniform chart of accounts for county financial data.

Members of the Court heard from: Bob Kamm, 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: Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 2937 and Senate Bill 1308: Relating to the setting of certain county fees for a license, permit, or registration.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

ITEM 27 CONTINUED

House Bill 2167: Relating to the jurisdiction of the County Court at Law Number 4 of Travis County.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

House Bill 1318: Relating to conditions of employment for a peace officer or a detention officer employed by certain sheriffs' departments.

Members of the Court heard from: Bob Kamm, Legislative Consultant.

Discussion Only.

Clerk's Note: The Court announced that House Bill 1318 is to be reposted on May 8, 2001.

House Bill 1445: Relating to the authority of municipalities and counties to regulate subdivisions in the extraterritorial jurisdiction of a municipality.

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Bob Kamm, Legislative Consultant; and Tom Nuckols, Assistant County Attorney.

Discussion Only.

28. CONSIDER RESULTS OF INDEPENDENT ANNUAL FINANCIAL AUDIT BY DELOITTE AND TOUCHE AND ACCOMPANYING MANAGEMENT LETTER, AND TAKE APPROPRIATE ACTION. (9:13 AM) (1:58 PM)

Members of the Court heard from: Diana Warner, First Assistant County Auditor; George Scott, Deloitte and Touche; and Julia Petty, Deloitte and Touche.

Discussion Only.

- 29.** CONSIDER REQUEST TO WAIVE PENALTY AND INTEREST ON DELINQUENT TAXES PAID BY DONNA SUNDSTROM, PURSUANT TO TEXAS TAX CODE SECTION 33.011, AND TAKE APPROPRIATE ACTION. (9:12 AM) (10:47 AM) (11:39 AM) (2:09 PM)

Members of the Court heard from: Dusty Knight, Chief Deputy, Tax Assessor Collector's Office; and Donna Sundstrom, Private Citizen.

Commissioner Sonleitner announced that Item 29 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis that we deny the request to waive the penalty and interest.

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

- 30.** CONSIDER ONE PERMANENT POSITION FOR FY'01 AND CARRIED OVER TO FY'02 TO SERVE AS ACCOUNTANT, SR. FOR J.P. PCT 3, JUDGE SCOTT DAVIS AND PCT 4, JUDGE ELENA DIAZ; AND FOR CONSTABLE, PCT 3, DREW MCANGUS, AND CONSTABLE, PCT. 4, MARIA CANCHOLA, AND TAKE APPROPRIATE ACTION. (9:11 AM)

Item 30 postponed until May 8, 2001.

- 31.** APPOINT REPLACEMENT MEMBER TO THE CITIZENS BOND ADVISORY COMMITTEE. (10:36 AM)

Discussion Only.

32. APPROVE RESOLUTION APPROVING CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION'S "RESOLUTION AUTHORIZING CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION SOLID WASTE DISPOSAL REVENUE BONDS (TEXAS DISPOSAL SYSTEMS, INC. PROJECT) SERIES 2001; THE EXECUTION OF A TRUST INDENTURE, A LOAN AGREEMENT AND AN UNDERWRITING AGREEMENT AND OTHER MATTERS RELATED TO THE ISSUANCE OF THE BONDS", AND TAKE APPROPRIATE ACTION. (1:57 PM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the resolution.

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

33. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:38 AM)

Item 33 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 – Gov't Code Ann 551.071, Consultation with Attorney

Note 2 – Gov't Code Ann 551.072, Real Property

Note 3 – Gov't Code Ann 551.074, Personnel Matters

Note 4 – Gov't Code Ann 551.076, Security

- 34. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. ¹ (11:38 AM)**
- 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. ¹**

Items 34.A and B postponed until May 8, 2001.

- 35. RECEIVE LEGAL ADVICE FROM COUNTY ATTORNEY REGARDING MANAGEMENT CONTRACT FOR TRAVIS COUNTY FARMERS' MARKET AND TAKE APPROPRIATE ACTION. ^{1 AND 2} (11:38 AM)**

Item 35 postponed until May 8, 2001.

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN; PHYLLIS JOHNSON ET AL. V. ANDRE CALDWELL ET AL. (FRASIER, TEXAS TORT CLAIMS ACT; PERSONAL INJURY). ¹ (11:38 AM)**

Item 36 postponed until May 8, 2001.

- 37. 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) ¹ (11:38 AM)**

Item 37 postponed until May 8, 2001.

38. 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) ¹ (11:39 AM) (2:10 PM)

Commissioner Sonleitner announced that Item 38 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez that Commissioner Sonleitner be appointed to represent the Court in a mediation to be coming up in the next couple of weeks.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Baxter to adjourn the Voting Session. (2:11 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge