

## **MINUTES – MAY 15, 2001**

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

On Tuesday, the 15<sup>th</sup> day of May, 2001, the Commissioners' Court convened the regular Voting Session at 9:08 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 12:16 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 1:38 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:38 PM and adjourned at 2:11 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation (TCHFDC), called to order the Voting Session at 2:11 PM and adjourned the Voting Session at 2:38 PM.

The Commissioners' Court reconvened the Voting Session at 2:38 PM.

The Commissioners' Court retired to Executive Session at 2:51 PM.

The Commissioners' Court reconvened the Voting Session at 4:09 PM.

The Commissioners' Court adjourned the Voting Session at 4:15 PM.

**RESOLUTIONS & PROCLAMATIONS**

1. APPROVE A PROCLAMATION TO RECOGNIZE “NATIONAL POLICE WEEK,” MAY 13 THROUGH 19, 2001 AND “NATIONAL PEACE OFFICERS’ MEMORIAL DAY,” MAY 15, 2001, IN TRAVIS COUNTY. (9:08 AM)

**Members of the Court heard from:** Margo Frasier, Travis County Sheriff; and Bob Vann, Constable, Precinct 2.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve Item 1.

<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

2. APPROVE A PROCLAMATION DESIGNATING MAY AND JUNE AS “SAFE PROM/SAFE GRADUATION” MONTHS IN TRAVIS COUNTY. (9:11 AM)

**Members of the Court heard from:** Gloria Souhami, Travis County Attorney’s Office; and David Ball, Texas Alcoholic Beverage Commission.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** 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 THE TWELVE DELEGATES, SIX FROM GREECE AND SIX FROM TURKEY, WHO ARE PARTICIPATING IN THE AMERICAN COUNCIL OF YOUNG POLITICAL LEADERS PROGRAM. (9:14 AM)

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez 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

**Clerk's Note:** The Court was presented gifts from the Turkish delegation.

4. APPROVE PROCLAMATION DECLARING MAY 15, 2001 AS “RIVERS STATE, NIGERIA DAY” IN AUSTIN/TRAVIS COUNTY. (9:20 AM)

Item 4 pulled from the Agenda.

## CITIZENS COMMUNICATION

**Clerk's note:** There were no speakers during Citizens Communication. (9:20 AM)

**CONSENT ITEMS**

- 5. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C7, and Items 7, 8, 9, 11, 12, 13, 14, 15, 20, 21, 23, 27, and 30. (9:20 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	absent
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 MAY 1, 2001.
- C4.** APPROVE THE PARTIAL VACATION OF A PLAT: STEINER RANCH COMMERCIAL TRACT 12 AND APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: REPLAT OF STEINER RANCH COMMERCIAL TRACT 12 - (SHORT FORM PLAT – 1 LOT – 116.77 ACRES – QUINLAN PARK ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY WCID #17– COA ETJ.)
- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: 6836 BEE CAVES BUSINESS PARK (SHORT FORM PLAT – 1 LOT – 6.962 ACRES – BEE CAVES ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – COA ETJ.)
- C6.** APPROVE SETTING A PUBLIC HEARING DATE OF MAY 22, 2001 TO APPROVE AN ORDER FOR THE PURPOSE OF A TEMPORARY ROAD CLOSURE ON MCNEIL-ROUND ROCK ROAD AT RAILROAD GRADE CROSSING ABOUT ONE-HALF MILE NORTH OF HOWARD LANE, IN PRECINCT TWO.
- C7.** APPROVE SETTING A PUBLIC HEARING DATE OF JUNE 5, 2001 TO DISCUSS AND APPROVE AN ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 32 AND 33, BLOCK W, APACHE SHORES SECTION SIX, A SUBDIVISION IN PRECINCT THREE.

## ADMINISTRATIVE OPERATIONS ITEMS

6. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (9:56 AM) (2:51 PM) (4:09 PM) (4:10 PM)

- A. JACQUIS ISOM – SETTLE
- B. SERVICE MERCHANDISE - SETTLE
- C. TNR UNIT 1219 – DENY
- D. VANESSA GARY – DENY

TOTAL LOSSES - SETTLE

- E1. TNR UNIT 224
- E2. RECORDS MANAGEMENT UNIT 8602
- E3. T.C.S.O. UNIT 9717
- E4. TNR UNIT 1381
- E5. TNR UNIT 1384
- E6. TNR UNIT 1397
- E7. TNR UNIT 1327
- E8. T.C.S.O. UNIT 9712
- E9. CONSTABLE 5 UNIT C505

**Clerk's Note:** Items 6.A - D and 6.E1 – E9 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); Eric Shepperd, Assistant County Attorney; and Steve Broberg, Director, Records Management and Communications Resources (RMCR).

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Items 6.B, 6.D, 6.E1 – E3, and 6.E5 – E9, the recommendation, as presented to us by our Risk Manager.

<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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

**ITEM 6 CONTINUED**

Judge Biscoe announced that Item 6.A would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the recommendation from Staff to settle the claim on Item 6.A.

<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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Staff recommendation to deny the claim on Item 6.C.

<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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to notify the Manager of the employee in question that the employee has to take defensive driving, consistent with the policy that covers the accident that he caused, or, that he should not be authorized to drive a County vehicle. In terms of the automobile, the recommendation is to settle the claim on Item 6.E4.

**Maker and Second accept the Friendly Amendment by** Commissioner Sonleitner to make it clear that the employee would still be assessed the points.

**Acceptance of the Friendly Amendment was made by** Judge Biscoe and Commissioner Davis.

<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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

7. APPROVE PERSONNEL AMENDMENTS. (9:20 AM)

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

**JUSTICE AND PUBLIC SAFETY ITEMS**

8. CONSIDER AMENDMENT NUMBER ONE TO THE 911 ADDRESSING COORDINATION AGREEMENT WITH THE CITY OF AUSTIN, AND TAKE APPROPRIATE ACTION. (9:20 AM)

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

**PURCHASING OFFICE ITEMS**

9. APPROVE CHANGES TO THE DENTIST AND ORAL SURGEON CONTRACT FORMS USED BY THE TRAVIS COUNTY RURAL DENTAL ASSISTANCE PROGRAM AND AUTHORIZE THEIR USE. (HEALTH & HUMAN SERVICES) (9:20 AM)

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

10. ADOPT U.S. DEPARTMENT OF LABOR PREVAILING WAGE RATES FOR TRAVIS COUNTY BUILDING CONSTRUCTION PROJECTS. (10:36 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Marvin Brice, Construction Procurement Manager, Purchasing.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 10.

<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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

- 11. APPROVE ORDER EXEMPTING THE PURCHASE OF PROFESSIONAL SERVICES FROM WILLIAM R. KELLY, PH.D AND SUSAN STONE, J.D., M.D., PURSUANT TO SECTION 262.024(A)(4) OF THE COUNTY PURCHASING ACT. (TRAVIS COUNTY PROBATE COURT-MENTAL HEALTH CENTER GRANT.) (9:20 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. 1 TO CONTRACT NO. MA010050, LASON, INC., MAINTENANCE OF MICROFILM EQUIPMENT, TO ADD EQUIPMENT; CONTRACT WAS APPROVED ON 01/02/01. (TAX OFFICE; TNR; RMCR) (9:20 AM)**

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

- 13. APPROVE PRICE INCREASE (MODIFICATION NO.1) TO CONTRACT NO. 01T0032-JP, MAJESTIKLEEN, FOR JANITORIAL SERVICES FOR THE CRIMINAL JUSTICE CENTER; CONTRACT APPROVED ON 11/14/00. (FACILITIES MGT) (9:20 AM)**

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

- 14. APPROVE ONE (1) MONTH EXTENSION (MODIFICATION NO.2) TO CONTRACT NO. 00T0276-RG, INTELLIGENT INTERFACE OFFICE PRODUCTS, INC., FOR REMANUFACTURED TONER CARTRIDGES; CONTRACT APPROVED ON 6/13/00. (TNR-RECYCLING PROGRAM) (9:20 AM)**

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

- 15. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. MA990210, APS, FOR PHOTOCOPIER REPLACEMENT PARTS AND REPAIR SERVICES; CONTRACT APPROVED ON 8/17/99. (RMCR) (9:20 AM)**

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



**PLANNING AND BUDGET DEPT ITEMS**

**16. A. APPROVE RECOMMENDATION FROM BANK DEPOSITORY COMMITTEE FOR COUNTY'S NEW DEPOSITORY BANK. (9:24 AM)**

**B. AUTHORIZE INVESTMENT MANAGER TO NEGOTIATE CONTRACT FOR DEPOSITORY BANK SERVICES.**

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Items 16.A and B.

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

**17. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (10:39 AM)**

- A. APPROVE CONTRACT AMENDMENT TO THE AUTO THEFT PREVENTION AUTHORITY (ATPA) FOR THE SHERIFF’S COMBINED AUTO THEFT TASK FORCE IN THE TRAVIS COUNTY SHERIFF’S OFFICE.**
- B. APPROVE (TEP) TRANSPORTATION ENHANCEMENT PROGRAM GRANT NOMINATION SUBMISSIONS FOR HIKE AND BIKE TRAIL PROJECTS.**

**Clerk’s Note:** Items 17.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Jessica Rio, Planning and Budget Analyst, Planning and Budget Office (PBO); and Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 17.A and 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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

**18. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:50 AM)**

No action necessary on Item 18.

**TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS**

- 19.   A. APPROVE PHASING AGREEMENT WITH INTERPORT HOLDINGS LTD. ESTABLISHING RESPONSIBILITIES RELATED TO THE REALIGNMENT OF FALWELL LANE AND DEDICATION OF RIGHT-OF-WAY IN THE INTERPORT SUBDIVISION IN PRECINCT FOUR. (9:08 AM)**
- B. APPROVE A PRELIMINARY PLAN IN PRECINCT FOUR: INTERPORT (PRELIMINARY PLAN – 18 LOTS – 262.358 ACRES – SH 71 – SEWAGE SERVICE TO BE PROVIDED BY THE CITY OF AUSTIN – COA ETJ.)**

Items 19.A and B postponed until May 22, 2001.

- 20.   APPROVE FORMS AND RESOLUTIONS DESIGNATING REPRESENTATIVES FOR TWO DISASTER GRANTS FUNDED BY THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS. (9:20 AM)**

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

- 21.   APPROVE TWO (2) CASH SECURITY AGREEMENTS WITH HIGHLAND HOMES, LTD. AND WEEKLEY HOMES, L.P. FOR THE PURPOSE OF POSTING SIDEWALK FISCAL FOR STEINER RANCH PHASE 2, SECTION 5, PHASE A, IN PRECINCT TWO. (9:20 AM)**

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

22. A. APPROVE A PRELIMINARY PLAN IN PRECINCT TWO: CANYON CREEK WEST PRELIMINARY PLAN. (10:50 AM)
- B. APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: CANYON CREEK WEST SECTION TWO (LONG FORM PLAT – 2 LOTS – 51.306 ACRES – FM 620 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN - COA ETJ.)

**Clerk's Note:** Items 22.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Mitch Wright, Project Manager, Land Strategies.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 22.A and 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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

23. APPROVE SCOPE OF WORK REQUESTED BY THE CITY OF LAKEWAY, TO SWEEP SELECTED CITY OF LAKEWAY STREETS, IN ACCORDANCE WITH THE TERMS OF THE INTERLOCAL AGREEMENT. (9:20 AM)

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

**OTHER ITEMS**

- 24. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (10:53 AM) (2:38 PM)**

**Members of the Court heard from:** Marvin Brice, Construction Procurement, Purchasing; Roger El Khoury, Director, Facilities Management; Joe Truchard, TCSO; and David Balagia, Major, TCSO.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve the contract modification with Herndon Stauch and Associates in the amount of \$34,660.00.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

- 25. A. DISCUSS LEGISLATIVE ISSUES, AND TAKE APPROPRIATE ACTION. (SEE ATTACHED LIST OF LEGISLATIVE BILLS); AND (11:00AM)**
- B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE TEXAS LEGISLATURE, AND TAKE APPROPRIATE ACTION.**

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

Senate Bill 342: Relating to the participation of the Texas Department of Transportation in the acquisition, construction, maintenance, and operation of toll facilities.

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

Discussion Only.

**ITEM 25 CONTINUED**

Senate Bill 819: Relating to regulation of the carrying of a handgun.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to grant the authority to take the amendments to the sponsor of the bill.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

Senate Bill 7: Relating to the period during which a person arrested is required to be taken before a magistrate and to the appointment and compensation of counsel to represent indigent persons accused of crime.

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve that these amendments be worked with our Travis County Delegation as being efficient and prudent.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

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 25 CONTINUED

House Bill 3055: 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 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.

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 3646: Relating to the jurisdiction of and procedure in a county court at law in Travis County.

**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:** Tris Casteñeda, Legislative Consultant.

Discussion Only.

## ITEM 25 CONTINUED

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; and Chris Shields, 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 874: Relating to the authority of certain political subdivisions to require bidders to attend pre-bid conferences as a condition for accepting a bid.

**Members of the Court heard from:** Chris Shields, Legislative Consultant.

Discussion Only.

House Bill 2912: Relating to the continuation and functions of the Texas Natural Resource Conservation Commission; providing penalties.

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



## ITEM 25 CONTINUED

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

**Members of the Court heard from:** Chris Shields, Legislative Consultant.

Discussion Only.

House Bill 958: Relating to the annexation of county roads.

**Members of the Court heard from:** Chris Shields, Legislative Consultant.

Discussion Only.

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:** Chris Shields, Legislative Consultant.

Discussion Only.

House Bill 709: Relating to the maximum number of registered voters an election precinct may contain in certain counties.

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

Discussion Only.

**ITEM 25 CONTINUED**

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

House Bill 2912: Relating to the continuation and functions of the Texas Natural Resource Conservation Commission; providing penalties.

**Clerk's Note:** Senate Bill 5 and House Bill 2912 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Robin Snyder, Texas Campaign for the Environment.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that we make sure that as we support the good parts in House Bill 2912, we are in favor of closing the grandfather loophole, along the lines of the Senate version.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

- 26.** APPROVE AMENDED FORM OF TRAVIS COUNTY SHERIFF'S OFFICE NON-CONSENT TOWING ROTATION LIST AGREEMENT TO PROVIDE FOR ADDITIONAL FEES IN CONNECTION WITH SPECIAL SERVICES AND EQUIPMENT REQUIRED FOR DISABLED SEMI-TRUCKS AND EXTRA-HEAVY LOADS. (9:08 AM) (9:26 AM)

**Members of the Court heard from:** Judy Mack, President, Austin Towing Association; Bobby New, Owner, Southside Towing; and Gordon Bowman, Assistant County Attorney.

Discussion Only.

Item 26 to be reposted on May 22, 2001.

27. APPROVE AMENDMENT NUMBER THREE TO THE PROJECT SPOTLIGHT INTERLOCAL AGREEMENT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD), JUVENILE PROBATION DEPARTMENT AND TRAVIS COUNTY. (9:20 AM)

**Clerk's Note:** Judge Biscoe announced that approval of Item 27 is conditioned upon the backup, which shows no additional cost to the County.

Item 27 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

28. APPOINT REPLACEMENT MEMBER(S) TO THE CITIZENS BOND ADVISORY COMMITTEE. (9:23 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to appoint Larry Mellenbruch and Jim Vaden to the Citizens Bond Advisory Committee.

<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	absent
	Precinct 4, Commissioner Margaret J. Gómez	yes

29. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION TO RECOGNIZE AND FORMALIZE THE ENDING, EFFECTIVE 4/25/01, OF CENTRAL BOOKING OPERATIONS AT 715 EAST 8TH ST [APD BLDG.], INCLUDING AUTHORIZATION OF SUCH OFFICIAL NOTICES AS MAY BE PROPER OR REQUIRED TO THE CITY OF AUSTIN, THE TEXAS JAIL COMMISSION AND OTHERS; AND TAKE ANY OTHER APPROPRIATE ACTION. (10:53 AM)

**Members of the Court heard from:** Dan Richards, Chief Deputy, Travis County Sheriff's Office (TCSO).

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that the Sheriff and the County Judge sign a formal letter written to the State Jail Commission and the City of Austin, indicating that on April 25, 2001, we formally closed the 7<sup>th</sup> and 8<sup>th</sup> Street location as the Central Booking Operation, and transferred all of those functions to the new CJC, and to include the CJC address, and to authorize the Judge to sign on behalf of the Commissioners' 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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:20 AM)

Item 30 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

- 31. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE PROGRAM AND TAKE APPROPRIATE ACTION.** <sup>1</sup> (2:51 PM) (4:12 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 31.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 31.A and B would be considered in Executive Session.

No action required on Items 31.A and B.

- 32. DISCUSS REAL ESTATE ISSUES RELATING TO THE RELOCATION OF THE TRAVIS COUNTY SHERIFF'S WEST COMMAND CENTER FROM THE UNIVERSITY SAVINGS BUILDING TO WESTERN TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION.** <sup>1 AND 2</sup> (2:51 PM) (4:12 PM)

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

No action required on Item 32.

- 33. DISCUSS THE HEALTH AND HUMAN SERVICES LEASE FACILITY LOCATED AT 5446 HIGHWAY 290 WEST, AND TAKE APPROPRIATE ACTION.** <sup>1 AND 2</sup> (2:51 PM) (4:12 PM)

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

**Clerk's Note:** The Court gave directions to indicate the Court's intention to execute an appropriate lease that contains the terms and conditions Staff has discussed with the owner.

34. CONSIDER ADDITIONAL LIABILITY OF ARCHITECT FOR ERRORS AND OMISSIONS FOR DESIGN OF TRAVIS COUNTY FORENSIC CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:51 PM) (4:13 PM)

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

No action required on Item 34.

35. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. CRAZY HORSE LAND CORPORATION, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:51 PM) (4:13 PM)

Judge Biscoe announced that Item 35 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the proposed deed of the land from Lake Travis Independent School District to the buyer of lots 515 and 516, one of which is for the amount of \$1,400.00, the other one \$1,200.00, for a total of \$2,600.00; and that we authorize the County Judge to sign the prepared deeds.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

36. 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> (2:51 PM) (4:14 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to accept the settlement offer in the amount of \$4,000.00 which would include a complete release of Travis County.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

37. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S), AND TAKE APPROPRIATE ACTION IN JEREMY CAUDLE V. TRAVIS COUNTY, TEXAS (FRASIER, TEXAS TORT CLAIMS ACT; PERSONAL INJURY). <sup>1</sup> (2:51 PM) (4:14 PM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis that we authorize the County Attorney's Office to retain appropriate experts.

<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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

## ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (4:15 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	absent
Precinct 4, Commissioner Margaret J. Gómez	yes

## MINUTES APPROVED BY THE COMMISSIONERS' COURT

---

**Date of Approval**

---

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