

## **MINUTES – JUNE 12, 2001**

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

On Tuesday, the 12<sup>th</sup> day of June, 2001, the Commissioners' Court convened the regular Voting Session at 9:12 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 11:48 AM.

The Commissioners' Court, meeting as the Capital Industrial Development Corporation, called to order the Voting Session at 1:39 PM and adjourned the Voting Session at 1:40 PM.

The Commissioners' Court reconvened the Voting Session at 1:40 PM.

The Commissioners' Court retired to Executive Session at 3:54 PM.

The Commissioners' Court reconvened the Voting Session at 5:14 PM.

The Commissioners' Court recessed the Voting Session at 5:19 PM.

The Commissioners' Court reconvened the Voting Session at 1:37 PM, Wednesday, June 13, 2001.

The Commissioners' Court adjourned the Voting Session at 2:13 PM, Wednesday, June 13, 2001.

## PUBLIC HEARINGS

1. PUBLIC HEARING TO RECEIVE INPUT REGARDING THE ISSUANCE OF REVENUE BONDS BY MILFORD HIGHER EDUCATION FACILITIES CORPORATION FOR THE ST. STEPHEN'S EPISCOPAL SCHOOL LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS. (9:13 AM)

**Motion by** Commissioner Baxter **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:** Glen Opel, Bond Counsel, Vinson and Elkins.

**Motion by** Commissioner Baxter **and seconded by** Commissioner Davis 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 29. Please refer to Agenda Item 29 for the Court's Motion and Vote.

2. PUBLIC HEARING TO RECEIVE INPUT TO APPROVE RULES FOR  
IMPLEMENTING A TRAVIS COUNTY SELF-FUNDED HEALTHCARE PLAN.  
(9:16 AM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis 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:** Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); and Barbara Wilson, Assistant County Attorney.

**Motion by** Commissioner Davis **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 Items for Item 2 are Items 11.A, B, C and Item 12. Please refer to Agenda Items 11.A, B, C and Item 12 for the Court's Motion and Vote.

## RESOLUTIONS & PROCLAMATIONS

3. APPROVE PROCLAMATION RECOGNIZING THE 12<sup>TH</sup> ANNUAL EMPLOYEES “JUNETEENTH – EMANCIPATION DAY” CELEBRATION TO BE HELD ON FRIDAY, JUNE 15, 2001. (9:18 AM)

**Members of the Court heard from:** Cheryl Brown, Co-Chair, Juneteenth Committee; and Willy Culberson, Star Flight.

**Motion by Judge Biscoe 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

4. A. DECLARE TUESDAY, JUNE 12, 2001 AS TRAVIS COUNTY EMPLOYEE RECOGNITION DAY. (9:28 AM)
- B. PRESENT EMPLOYEES AND ELECTED/APPOINTED OFFICIALS WITH CERTIFICATES AND SERVICE PINS FOR 20 AND 25 YEARS AND 5 AND 15 YEARS OF SERVICE, RESPECTIVELY.

**Clerk’s Note:** Items 4.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 Karen Steitle, HRMD.

**Clerk’s Note:** The Employees and Elected/Appointed Officials were presented with certificates and service pins.

Discussion Only.

## CITIZENS COMMUNICATION

**Clerk’s Note:** There were no speakers during Citizens Communication.

**CONSENT ITEMS**

- 5. Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1 – C6.A - D, and Items 9, 10, 13, 17, 18.A, B, & C, 21, 22, 23, 24, 30, A1, and A2. (9:49 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 VOTING SESSION OF MAY 22, 2001.
- C4.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: ROUGHIN HILLS (SHORT FORM PLAT – 4 – 9.576 ACRES – FLINT ROCK ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – LAKEWAY ETJ).
- C5.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: BARKER RANCH AT SHADY HOLLOW - (LONG FORM PLAT – 178 LOTS – 94.12 ACRES – BRODIE LANE – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ).

**CONSENT ITEMS CONTINUED**

- C6. A.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT FOUR: BERDOLL FARMS PHASE ONE SECTION 1 (LONG FORM PLAT – 110 LOTS – 40.380 ACRES – ROSS ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – AUSTIN ETJ).
- B.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT FOUR: BERDOLL FARMS PHASE TWO SECTION 1 (LONG FORM PLAT – 139 LOTS – 23.283 ACRES – THOME VALLEY DRIVE – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – AUSTIN ETJ).
- C. (CORRECTED ITEM)** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT FOUR: BERDOLL FARMS **PHASE ONE SECTION 2 (LONG FORM PLAT – 79 LOTS – 16.317 ACRES – ROSS ROAD** – FISCAL POSTED WITH CITY OF AUSTIN - SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – AUSTIN ETJ).
- D.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT FOUR: BERDOLL FARMS PHASE TWO SECTION 2 (LONG FORM PLAT – 90 LOTS – 14.551 ACRES – THOME VALLEY DRIVE – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – AUSTIN ETJ).

6. DISCUSS COMMISSIONERS COURT PROTOCOL FOR HANDLING SIGNIFICANT COUNTY EVENTS, AND TAKE APPROPRIATE ACTION.  
(9:51 AM)

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** 1) that we will agree to agendaize such Items in the future; 2) that we direct Executive Managers to advise the full Court of such developments early in the process; and 3) that where we have invested substantial County dollars or committed the County in any way, then we take the steps set out in number 3, as listed in the backup.

<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

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

7. DISCUSS CONCEPT OF SUBDIVISION REVIEW FEE WAIVER FOR LOW INCOME HOUSING SUBDIVISIONS, AND TAKE APPROPRIATE ACTION.  
(10:01 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Barry Campbell, Engineer; Dick Rathgerber, Developer; Scheleen Walker, TNR; and Tom Nuckols, Assistant County Attorney.

Discussion Only.

Item 7 to be reposted on June 26, 2001.

- 8. DISCUSS HOLDING PUBLIC MEETINGS IN ONE OR MORE PRECINCTS TO DETERMINE NEED AND SUPPORT FOR THE FORMATION OF A GROUNDWATER CONSERVATION DISTRICT, AND TAKE APPROPRIATE ACTION. (9:13 AM) (11:04 AM)**

**Members of the Court heard from:** John Kuhl, Natural Resources Program Manager, TNR.

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to get in touch with the Mayor of Manor to establish time and date to put this together; and, when it comes back to the Court, then TNR will bring back a list of questions and issues that we feel need to be asked at that public hearing, a week before the hearing; and, to approve Item 8 and the directions that have been dictated by the Court; and, to repost the Item on June 26, 2001.

<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 8 to be reposted on June 26, 2001.

## **PLANNING AND BUDGET DEPT. ITEMS**

- 9. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (9:49 AM)**

**A. APPROVE AMENDMENT TO FOOD STAMP OUTREACH GRANT CONTRACT FOR TRAVIS COUNTY HEALTH AND HUMAN SERVICES AND VETERANS' SERVICES DEPARTMENT.**

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

- 10. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:49 AM)**

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



**ADMINISTRATIVE OPERATIONS ITEMS**

11.    **A. APPROVE CHAPTER 17 OF THE TRAVIS COUNTY CODE ESTABLISHING THE HOSPITAL AND INSURANCE FUND FOR TRAVIS COUNTY EMPLOYEES; (11:36 AM) (1:37 PM, Wednesday, June 13, 2001)**
- B. DISCUSS AND PROVIDE DIRECTION ON DIRECT CONTRACTING WITH PHYSICIANS FOR HEALTH CARE SERVICES; AND**
- C. RECEIVE UPDATE ON OPEN ENROLLMENT FOR EMPLOYEE BENEFITS, AND TAKE APPROPRIATE ACTION.**

**Clerk's Note:** Items 11.A, B, C and Item 12 are the action Items for Item 2.

**Clerk's Note:** Items 11.A, B, C and Items 12 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Barbara Wilson, Assistant County Attorney; Alicia Perez, Executive Manager, Administrative Operations; Susan Spataro, Travis County Auditor; Dan Mansour, Risk Manager, HRMD; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Lisa Furlata, United Healthcare; Christian Smith, Executive Manager, PBO; Cyd Grimes, Travis County Purchasing Agent; and Donna Stirman, HRMD.

**Motion by Judge Biscoe and seconded by Commissioner Davis** on Item 11.B, to contact the physicians that are not on the HMO and PPO list to see if they would be interested in contracting with 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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

**ITEM 11 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Davis** to direct that an appropriate advertisement be posted consistent with whatever legal provision there is with us planning to take this matter up again on July 3, 2001; and, between now and then, doing our best to work out all the specifics of the rules, funding, and whatever else we need to do.

<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

Discussion Only on Item 11.C.

- 12.** CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED RULES FOR IMPLEMENTING A TRAVIS COUNTY SELF-FUNDED HEALTHCARE PLAN.  
(11:36 AM) (1:37 PM, Wednesday, June 13, 2001)

**Clerk's Note:** Items 11.A, B, C and Item 12 are associated with one another and were called for concurrent discussion. Please refer to Agenda Items 11.A, B, and C for the Court's Motion and Vote.

- 13.** APPROVE PERSONNEL AMENDMENTS. (9:49 AM)

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

**JUSTICE AND PUBLIC SAFETY ITEMS**

- 14. RECEIVE BRIEFING AND CONSIDER MEMORANDUM OF INTENT WITH THE CITY OF AUSTIN TO PARTICIPATE AS A PARTNER IN PROJECT IMPACT, WHICH ENCOURAGES COLLABORATION ON DISASTER PREPAREDNESS, AND TAKE APPROPRIATE ACTION. (11:23 AM)**

**Members of the Court heard from:** Pete Baldwin, Emergency Management Coordinator, Emergency Services; and Vally Wasp, Project Impact Coordinator, City of Austin.

**Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 14.**

<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

- 15. RATIFY AND APPROVE WAIVER OF BLUE BOOK PERSONNEL POLICY 10.036(C) AND PAYMENT TO CHRIS CALLSEN FOR ADDITIONAL 18.5 HOURS OF ACCRUED VACATION LEAVE. (11:30 AM)**

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Barbara Wilson, Assistant County Attorney.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the request; that is, that we waive the policy as to Chris Callsen; pay him the amount of \$717.00 that was stated, which would be compensation for the hours that he actually accrued in excess of the blue book policy maximum.**

<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

**HEALTH AND HUMAN SERVICES ITEMS**

- 16.   A. RECEIVE BRIEFING ON THE ASSESSMENT CENTER -- LINK SERVICE PROVISION NETWORK PILOT PROJECT, AND TAKE APPROPRIATE ACTION. (9:12 AM)**
- B. CONSIDER CONTRACT BETWEEN CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER FOR THE CREATION OF A MANAGED SERVICE ORGANIZATION (MSO) TO SUPPORT THE LINK SERVICE PROVISION NETWORK, AND TAKE APPROPRIATE ACTION.**
- C. CONSIDER CONTRACT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN PROJECT TO IMPLEMENT THE LINK SERVICE DELIVERY CONCEPT, AND TAKE APPROPRIATE ACTION.**

Items 16.A, B, and C postponed until June 19, 2001.

- 17.   CONSIDER REVISED BY-LAWS FOR THE CHILDRENS' PROTECTIVE SERVICES BOARD, AND TAKE APPROPRIATE ACTION. (9:49 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18.   APPROVE SUBMISSION OF A PROPOSAL IN RESPONSE TO AN RFP FROM THE TEXAS COMMISSION FOR THE DEAF AND HARD OF HEARING FOR 2001-2003 FOR: (9:49 AM)**
- A. PROVISION OF SAFETY NET COMMUNICATION ACCESS SERVICES FOR PEOPLE WHO ARE DEAF OR HARD OF HEARING;**
- B. PROVISION OF MENTORING/TRAINING FOR DEAF INTERMEDIARY INTERPRETERS; AND**
- C. PROVISION OF SENIOR CITIZENS SERVICES.**

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

**PURCHASING OFFICE ITEMS**

- 19.** APPROVE CONTRACT MODIFICATION NO. 5 TO CONTRACT NO. PS000108-LB, RIMKUS CONSULTING GROUP, INC. TO OBTAIN LAB AND FIELD TESTING AT VARIOUS BUILDINGS. (3:05 PM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 19.

**Motion carried:**

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

- 20.** APPROVE RENEWAL OF TWENTY (20) INTERLOCAL AGREEMENTS AND ONE HUNDRED AND TWENTY-SEVEN (127) CONTRACTS WITH VARIOUS AGENCIES AND CONTRACTORS. (SEE ATTACHMENT ‘A’ FOR LISTING OF AGENCIES AND CONTRACTORS) (9:13 AM)

Item 20 pulled from the Agenda.

- 21.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0329-JP, HERRERA AND SONS JANITORIAL FOR JANITORIAL SERVICES AT TNR SATELLITE OFFICES; CONTRACT APPROVED ON 8/8/00. (9:49 AM)

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

- 22.** APPROVE CONTRACT AWARD TO DOUCET & ASSOCIATES, INC., FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE MOORE ROAD RECONSTRUCTION PROJECT, RFQ #Q010049-JJ. (9:49 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

23. APPROVE CONTRACT AWARD FOR ELECTRICAL TIME AND MATERIALS, IFB NO. B010060-RV, TO THE SOLE BIDDER, Z-NON ELECTRIC, INC. (9:49 AM)

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

24. APPROVE CONTRACT MODIFICATION NO. 6 TO CONTRACT NO. PS960016-DR, YOUTH ADVOCATE PROGRAMS, INC. FOR PROVISION OF ADDITIONAL MENTORING SERVICES FOR JUVENILE OFFENDERS UNDER THE SUPERVISION OF THE TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT. (9:49 AM)

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

25. CONSIDER COMMITTEE'S RECOMMENDATION ON FIRMS TO BE SHORT LISTED FOR PROFESSIONAL ARCHITECTURAL DESIGN SERVICES FOR THE PRECINCT FOUR OFFICE BUILDING; AUTHORIZE COMMITTEE TO NEGOTIATE CONTRACT WITH MOST HIGHLY QUALIFIED FIRM, AND TAKE APPROPRIATE ACTION. (3:07 PM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to authorize the committee to negotiate an appropriate contract with Morales and Associates/The Barr Company and report that back to the Commissioners' Court.

<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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

**OTHER ITEMS**

- 26.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (2:59 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; and Dave Stauch, Herndon Stauch and Associates.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the change order with B & B Construction, in the amount of \$72,498.00.

<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	no
	Precinct 4, Commissioner Margaret J. Gómez	yes

**27. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REDISTRICTING ISSUES: (9:13 AM) (1:40 PM)**

**A. SCHEDULE OF PUBLIC HEARINGS;**

**B. LOCATION OF EACH PUBLIC HEARING; AND**

**C. WHAT STANDARDS TO CONSIDER FOR DRAWING JP/CONSTABLE PRECINCTS.**

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

**Members of the Court heard from:** Bill Emory, Attorney, Emory Young; Scott Davis, Justice of the Peace, Precinct 3; Herb Evans, Justice of the Peace, Precinct 5; Javier Guajardo, Attorney, Guajardo and Associates; Elena Diaz, Justice of the Peace, Precinct 4; and Barbara Bembry, Justice of the Peace, Precinct 2.

**Clerk's Note:** The Court indicated that the redistricting public hearings would be held on: July 11, July 12, July 16, and July 18, 2001.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize the consultants to look at only 4 factors. We have mentioned population; workload; geography, to the extent that workload is impacted, and retrogression prevention; and to meet with the affected Justices of the Peace and Constables as soon as possible; and to also consider the 5<sup>th</sup> factor of incumbency.

<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



- 28. CONSIDER PROPOSAL TO EXPEDITE CLAIMS RELATED TO CHILD SUPPORT PAYMENTS AND ESTABLISH LINE ITEM FOR CONTINGENCY FUND IN APPROPRIATE FUND, AND TAKE APPROPRIATE ACTION. (2:29 PM)**

**Members of the Court heard from:** Cecelia Burke, Director, Domestic Relations Office (DRO); Susan Spataro, Travis County Auditor; and Dan Mansour, Risk Manager, HRMD.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe that the instance that DRO has become aware that a mistake has been made, that they would immediately notify and file a claim with Risk Management, who would then initiate their appropriate due diligence related to this; but, in the mean time, sends on that claim at the first possible payment by the Auditor, who has been given instructions by the Commissioners' Court to pay the claim, and then sort it all; and then, Risk Management continues to do their due diligence about pursuing this claim; and, to pursue reimbursement if at all possible, but it basically compresses the amount of time that we are spending; and then, DRO, the Auditor's Office, and Risk Management would keep the Court apprised if we see some unusual spike or trend related to what is an unbelievably low rate of error.

<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

- 29. APPROVE CERTIFICATION AND RELATED DOCUMENTS REGARDING REPRESENTATION FOR THE ISSUANCE OF REVENUE BONDS BY MILFORD HIGHER EDUCATION FACILITIES CORPORATION FOR THE ST. STEPHEN'S EPISCOPAL SCHOOL LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS. (3:09 PM)**

**Clerk's Note:** Item 29 is the action Item for Item 1.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 29.

<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

**30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:49 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> (3:54 PM) (5:14 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.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the settlement recommendation for RGM in the amount of \$76,344.00, and that the necessary and appropriate paperwork will be given to the County Attorney's Office, which will prepare the necessary settlement, full release, and other language that we have used in similar settlements involving the Criminal Justice Center; and, for that to be brought back to the Court for approval before final settlement.

<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

32. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING OUTSTANDING OBLIGATIONS OF AUSTIN FOOTBALL, INC. D/B/A TEXAS TERMINATORS, AND CONSIDER APPROVAL OF SETTLEMENT AGREEMENT. <sup>1</sup> (3:54 PM) (5:15 PM)

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

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

**Motion by Judge Biscoe and seconded by Commissioner Baxter** that we approve the settlement recommendation where Travis County settles in exchange for receipt of any and all interest in the storage facility by the owner of the Texas Terminators as well as any and all interest in any money due the Terminators from Austex, and to also include an appropriate release related to liability and indemnity on the storage unit, and whatever language we can get showing ownership, affidavit of ownership, or bill of sale, and to authorize the County Judge to sign on behalf of the Court if it is consistent with what we have discussed.

<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

33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE OTHER APPROPRIATE ACTION CONCERNING PATRICIA MITCHELL IN THE MATTER OF ELVINA YANES, JANET CISNEROS AND PATRICIA MITCHELL V. MARGO FRASIER, TRAVIS COUNTY SHERIFF, IN HER OFFICIAL CAPACITY AND TRAVIS COUNTY, TEXAS, CAUSE NO. 97-13704. <sup>1 AND 3</sup> (3:54 PM) (5:17 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to ask our legal representatives to re-urge our counteroffer in 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

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY CONCERNING CLAIM FOR BACK WAGES BY SANDRA BRUCE, AND TAKE APPROPRIATE ACTION.**  
<sup>1 AND 3</sup> (3:54 PM) (5:17 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to resolve this matter for ½ of the amount of the claim, and that would be \$2,714.40, and ½ of that is \$1,357.20, and if they are interested in that, then the appropriate paperwork will be prepared for our execution.

<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

### THE FOLLOWING ITEMS ARE ADDENDA:

- A1. APPROVE LICENSE AGREEMENT BETWEEN TRAVIS COUNTY AND PUBLIC PICTURES FOR USE OF TRAVIS COUNTY ROADS (MOUNT LARSON ROAD AND MARY DR.) ON TUESDAY, JUNE 12, 2001, FOR PURPOSES OF FILMING A TELEVISION COMMERCIAL. (9:49 AM)**

Item A1 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- A2. APPROVE CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: BELLA VISTA SECTION TWO (LONG FORM PLAT – 62 LOTS – 18.49 ACRES – CAMPANELLO WAY – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY WILLIAMSON/TRAVIS COUNTY WCID 1B – CEDAR PARK ETJ). (9:49 AM)**

Item A2 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

## ADJOURNMENT

**Motion by** Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (2:13 PM, Wednesday, June 13, 2001)

<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**