

MINUTES – JUNE 19, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 19th day of June, 2001, the Commissioners' Court convened the regular Voting Session at 1:36 PM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners' Court retired to Executive Session at 2:55 PM.

The Commissioners' Court reconvened the Voting Session at 3:08 PM.

The Commissioners' Court adjourned the Voting Session at 3:08 PM.

The Commissioners' Court record notes that Precinct Two Commissioner Karen Sonleitner and Precinct Three Commissioner Todd Baxter were not present during this Voting Session.

CITIZENS COMMUNICATION

Members of the Court heard from: Dorothy Hewitt, Owner, Dot's Place; and Charles E. Williams, Conservation Coordinator, Transportation and Natural Resources (TNR).
(1:37 PM)

CONSENT ITEMS

- 1. Motion by** Commissioner Gómez **and seconded by** Judge Biscoe to approve the following Consent Items: C1 – C8, and Items 3, 4, 5, 6, 10.A & B, 12, and 15. (1:45 PM)

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	absent
	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 29, 2001.
- C4.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: HILLCREST PHASE 2 – (LONG FORM PLAT – 101 LOTS – 22.2 ACRES, OF WHICH 2.4 ACRES ARE IN TRAVIS COUNTY AND 19.8 ACRES ARE IN THE CITY OF AUSTIN’S CORPORATE LIMITS – MASON DELLS LANE - FISCAL POSTED WITH CITY OF AUSTIN - SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ).
- C5.** APPROVE A PRELIMINARY PLAN IN PRECINCT TWO: GASTON-SHELDON SUBDIVISION - (PRELIMINARY PLAN – 977 LOTS – 246.367 ACRES – DESSAU ROAD – SEWAGE SERVICE TO BE PROVIDED BY THE NORTHTOWN MUNICIPAL UTILITY DISTRICT – CITY OF AUSTIN ETJ).
- C6.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: MEADOWS OF BLACKHAWK PHASE 3 (LONG FORM PLAT – 33 LOTS – 10.226 ACRES – LINVILLE RIDGE LANE – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY LAKESIDE WATER DEVELOPMENT DISTRICT NO. 1 – PFLUGERVILLE ETJ).
- C7.** APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: MEADOWS OF BLACKHAWK PHASE 4 (LONG FORM PLAT – 77 LOTS – 23.186 ACRES – SPEIDEL DRIVE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY LAKESIDE WATER DEVELOPMENT DISTRICT NO. 1 – PFLUGERVILLE ETJ).

CONSENT ITEMS CONTINUED

- C8. **ADDED ITEM:** APPROVE RESOLUTION COMMENDING KAREN SHAFER CASTRO FOR HER OUTSTANDING CONTRIBUTIONS TO TRAVIS COUNTY AS ASSISTANT BUDGET MANAGER.

HEALTH AND HUMAN SERVICES ITEMS

2. A. RECEIVE BRIEFING ON THE ASSESSMENT CENTER – YOUTH AND FAMILY PILOT PROJECT, AND TAKE APPROPRIATE ACTION. (1:46 PM)
- 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 YOUTH AND FAMILY ASSESSMENT CENTER (THE LINK), AND TAKE APPROPRIATE ACTION.
- C. CONSIDER CONTRACT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN PROJECT TO IMPLEMENT THE YOUTH AND FAMILY ASSESSMENT CENTER (THE LINK), TAKE APPROPRIATE ACTION.

Clerk's Note: Items 2.A, B, and C and Item 8 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); Mary Etta Gerhardt, Assistant County Attorney; Jose Del Valle, Executive Director, Austin Project; David Evans, Austin-Travis County Mental Health and Mental Retardation (MHMR); and Estela Medina, Chief Probation Officer, Juvenile Probation Department.

Discussion Only.

Items 2.A, B, and C, and Item 8 to be reposted on June 26, 2001.

PURCHASING OFFICE ITEMS

- 3. APPROVE CONTRACT AWARD AND REJECT ITEM 59 FOR PERSONAL PROTECTIVE EQUIPMENT, IFB B010070-RG, TO THE SOLE BIDDER, RESPONSE EQUIPMENT COMPANY. (1:45 PM)**

Item 3 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 4. APPROVE CONTRACT AWARD FOR CASE FILE FOLDERS, IFB# B010080-MP TO THE LOW QUALIFIED BIDDER, ACRATOD OF AUSTIN. (1:45 PM)**

Item 4 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 5. APPROVE ONE (1) MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 00T0276-RG, INTELLIGENT OFFICE PRODUCTS, INC., FOR REMANUFACTURED TONER CARTRIDGES; CONTRACT APPROVED ON JUNE 13, 2000. (1:45 PM)**

Item 5 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 6. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 01T0116-RV, FOR WATER TREATMENT SERVICES TO NALCO DIVERSIFIED TECHNOLOGIES, INC., TO ADD THREE COOLING TOWERS; CONTRACT APPROVED ON 4/24/01. (1:45 PM)**

Item 6 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

7. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 00T0326-LD, ARAMARK UNIFORM SERVICES FOR UNIFORM RENTAL AND RELATED SERVICES; CONTRACT APPROVED ON 8/8/00. (2:29 PM)

Members of the Court heard from: Frank Holder, Assistant Purchasing Agent.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Item 7.

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

8. DISCLOSE RELATIONSHIP WITH KEY PERSON (SPOUSE), DISCUSS ORDER WAIVING THE REQUIREMENTS OF DISCRETIONARY CONTRACTS PURSUANT TO SECTION 32.004(f) OF THE TRAVIS COUNTY ETHICS POLICY FOR THE PURPOSE OF ENTERING INTO AN ADDITIONAL CONTRACT WITH THE TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER FOR MANAGED SERVICE ORGANIZATION – PROVIDER NETWORK FOR THE ASSESSMENT CENTER - SAMUEL T. BISCOE, AND TAKE APPROPRIATE ACTION. (1:46 PM)

Clerk's Note: Item 8 and Items 2.A, B, and C are associated with one another and were called for concurrent discussion. Please refer to Items 2.A, B, and C for the Court's action on these Items.

PLANNING AND BUDGET DEPT ITEMS

- 9. DISCUSS PROPOSED CONTRACT WITH BANK ONE FOR DEPOSITORY BANK SERVICES FOR TRAVIS COUNTY BEGINNING JULY 1, 2001, AND TAKE APPROPRIATE ACTION. (2:31 PM)**

Clerk's Note: Item 9 and Item A1 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Mary Mayes, Investment Manager, Cash Investment Management; Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); Harvey Davis, Manager, Cash Investment Management; and Barbara Wilson, Assistant County Attorney.

Discussion Only.

Items 9 and A1 to be reposted on June 26, 2001.

- 10. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (1:45 PM)**
- A. APPROVE GRANT CONTRACT WITH THE CRIMINAL JUSTICE DIVISION OF THE GOVERNORS' OFFICE FOR THE CAPITAL AREA NARCOTICS TASK FORCE CONTINUATION GRANT IN THE SHERIFF'S OFFICE.**
 - B. APPROVE GRANT CONTRACT WITH THE CRIMINAL JUSTICE DIVISION OF THE GOVERNORS' OFFICE FOR THE VIOLENCE AGAINST WOMEN ACT CONTINUATION GRANT IN THE SHERIFF'S OFFICE.**

Items 10.A and B added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (3:08 PM)**

No action necessary on Item 11.

ADMINISTRATIVE OPERATIONS ITEMS

12. APPROVE PERSONNEL AMENDMENTS. (1:45 PM)

Item 12 added to Consent Items. Please refer to Agenda Item 1 (CONSENT ITEMS) for the Court's Motion and Vote.

OTHER ITEMS

13. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (2:53 PM)

No action necessary on Item 13.

14. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING REDISTRICTING ISSUES: (2:53 PM)

A. DATES AND TIMES OF PUBLIC HEARINGS; AND

B. LOCATION OF EACH PUBLIC HEARING.

Clerk's Note: Items 14.A and B are associated with one another and were called for concurrent discussion.

Clerk's Note: The Commissioners' Court approved the following locations, dates, and times for the redistricting public hearings as noted in discussion:

7:00 PM, Wednesday, July 11, 2001 – Precinct 1: Satellite Office, 9301 Johnny Morris Rd.

7:00 PM, Thursday, July 12, 2001 – Precinct 3 (site not available as of today's Court session).

7:00 PM, Monday, July 16, 2001 – Precinct 2: Dell Community Center.

7:00 PM, Wednesday, July 18, 2001 – Precinct 4 and Countywide: Travis County
Commissioner's Courtroom, 314 W. 11 St.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve Items 14.A and B.

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

15. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (1:45 PM)

Item 15 added to Consent Items. Please refer to Agenda Item 1 (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

- 16. AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S) IN J.C. CARTER V. TRAVIS COUNTY, MARGO FRASIER, ET AL. (FRASIER; 42 U.S.C. §1983 TO U.S. CONSTITUTION), AND TAKE APPROPRIATE ACTION.** ¹ (2:55 PM) (3:08 PM)

Judge Biscoe announced that Item 16 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize the County Attorney's Office to hire any necessary and appropriate experts in this matter of J.C. Carter v. Travis County.

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

- 17. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AND TAKE APPROPRIATE ACTION IN JEREMY CAUDLE V. TRAVIS COUNTY, TEXAS (FRASIER; TEXAS TORT CLAIMS ACT, PERSONAL INJURY).** ¹ (2:55 PM) (3:08 PM)

Judge Biscoe announced that Item 17 would be considered in Executive Session.

Item 17 postponed until June 26, 2001.

- 18. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AND TAKE APPROPRIATE ACTION IN AUGUSTINA PARDO ET AL. V. TRAVIS COUNTY ET AL. (FRASIER; TEXAS TORT CLAIMS ACT, PERSONAL INJURY).** ¹ (2:55 PM) (3:08 PM)

Judge Biscoe announced that Item 18 would be considered in Executive Session.

Item 18 postponed until June 26, 2001.

THE FOLLOWING ITEM IS AN ADDENDUM:

- A1.** DISCUSS PROPOSED ORDER TO AMEND THE TRAVIS COUNTY INVESTMENT POLICY AND PROCEDURES, CHAPTER 23 OF THE TRAVIS COUNTY CODE.
(2:31 PM)

Clerk's Note: Item A1 and Item 9 are associated with one another and were called for concurrent discussion. Please refer to Item 9 for the Court's action on this Item.

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to adjourn the Voting Session. (3:08 PM)

Motion carried:	County Judge Samuel T. Biscoe	yes
	Precinct 1, Commissioner Ron Davis	yes
	Precinct 2, Commissioner Karen Sonleitner	absent
	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