

## **MINUTES – JUNE 26, 2001**

## **AND RECONVENED JUNE 27, 2001**

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

On Tuesday, the 26<sup>th</sup> day of June, 2001, the Commissioners' Court convened the regular Voting Session at 9:16 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 Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:09 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the Voting Session at 1:44 PM and adjourned the Voting Session at 2:47 PM.

The Commissioners' Court reconvened the Voting Session at 2:47 PM.

The Commissioners' Court retired to Executive Session at 5:26 PM.

The Commissioners' Court reconvened the Voting Session at 6:48 PM.

The Commissioners' Court recessed the Voting Session at 6:57 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 6:58 PM and adjourned at 6:58 PM.

The Commissioners' Court, meeting as the Southwest Travis County Road District No. 1 Board of Directors, (SWTCRD #1), convened the SWTCRD #1 Voting Session at 6:58 PM and adjourned at 6:58 PM.

The Commissioners' Court reconvened the Voting Session at 3:36 PM, Wednesday, June 27, 2001.

The Commissioners' Court retired to Executive Session at 3:38 PM.

The Commissioners' Court reconvened the Voting Session at 4:32 PM.

The Commissioners' Court adjourned the Voting Session at 4:34 PM, Wednesday, June 27, 2001.

**PUBLIC HEARINGS**

1. PUBLIC HEARING TO DISCUSS ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 7.5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 20 AND 25, CARDINAL HILLS ESTATES UNIT 11, A SUBDIVISION IN PRECINCT THREE.  
(9:19 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:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Baxter **and seconded by** Commissioner Gómez to close the Public Hearing.

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

**Clerk's Note:** The Action Item for Item 1 is Item C7. Please refer to Item C7 (CONSENT ITEMS) for the Court's Motion and Vote.

## RESOLUTIONS & PROCLAMATIONS

2. APPROVE RESOLUTION PROCLAIMING JULY 2001 AS “SAFETY MONTH” IN TRAVIS COUNTY. (9:20 AM)

**Members of the Court heard from:** Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); and Lee McCormick, Safety Engineer, HRMD.

**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

## CITIZENS COMMUNICATION

**Members of the Court heard from:** Kenneth Snyder, Northridge Acres resident. (9:25 AM)

## CONSENT ITEMS

3. **Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1 – C7, and Items 7, 9, 13, 18, 19, 20, 24, 25.A and B, 26, 27, 28, 30, 31, 32, 34, 40, 43, 44, and 47. (9:29 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.

**CONSENT ITEMS CONTINUED**

- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR THE FOLLOWING MEETINGS:
- A.** VOTING SESSION OF JUNE 5, 2001; AND
  - B.** ANNOUNCEMENT OF EXECUTIVE SESSION ON JUNE 14, 2001.
- C4.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN RIDGE AT STEEDS CROSSING SECTION 2A, A SUBDIVISION IN PRECINCT TWO.
- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: AMENDED PLAT OF LOTS 16 AND 19, BLOCK A, MARSHALL'S POINT SUBDIVISION (SHORT FORM PLAT – 2 LOTS – 19.50 ACRES – MARSHALL'S POINT DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ.
- C6.** APPROVE A PUBLIC HEARING DATE OF JULY 17, 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 24 AND 25, AND ALONG THE REAR OF EACH LOT, HIGHLAND CLUB VILLAGE SECTION ONE, A SUBDIVISION IN PRECINCT 3.
- C7.** APPROVE ORDER AUTHORIZING THE FILING OF AN INSTRUMENT TO VACATE A 7.5' PUBLIC UTILITY EASEMENT ALONG EITHER SIDE OF THE COMMON LOT LINE BETWEEN LOT 20 AND 25, CARDINAL HILLS ESTATES UNIT 11, A SUBDIVISION IN PRECINCT 3.

**Clerk's Note:** Item C7 is the Action Item for Item 1.

## ADMINISTRATIVE OPERATIONS ITEMS

4. CONSIDER RETIREE HEALTH INSURANCE BENEFITS AND RATE STRUCTURE, AND TAKE APPROPRIATE ACTION. (9:33 AM)

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD; Cindy Purinton, Benefit Contract Administrator, HRMD; Barbara Wilson, Assistant County Attorney; Carol Zimmer, Retiree; Bobby Tyner, Retiree; Stan Kerr, Travis County Employee; and Carmen Phillips, Retiree's Spouse.

Discussion Only.

Item 4 to be reposted on July 3, 2001.

5. RECEIVE UPDATE ON LIFE SAFETY IMPROVEMENT AT TRAVIS COUNTY EXPOSITION CENTER. (10:28 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Lt. Mark Schultz, Chief Fire Inspector, City of Austin; Roger El Khoury, Director, Facilities Management; and Paul Maldonado, Fire Marshall, City of Austin.

Discussion Only.

**Clerk's Note:** The Court approved without objection to issue a press release announcing the improvements at the Exposition Center.

6.     **A.** DISCUSS, APPROVE OR TAKE ANY ACTIONS REGARDING THE UNIVERSITY SAVINGS BUILDING RENOVATIONS FOR THE GENERAL BUILDING CORE IMPROVEMENTS. (10:40 AM)
  
- B.** DISCUSS, APPROVE OR TAKE ANY ACTIONS REGARDING THE UNIVERSITY SAVINGS BUILDING RENOVATIONS FOR THE TAX OFFICE.
  
- C.** DISCUSS, APPROVE OR TAKE ANY ACTIONS REGARDING THE UNIVERSITY SAVINGS BUILDING RENOVATIONS FOR FLOORS TWO THROUGH FOUR.

**Clerk's Note:** Items 6.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Pat Ford, Real Estate Manager, Facilities Management.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to have the West Command option as A next week, and have A, B, and C on today's agenda as B, C, and D, and to have Commissioners Baxter and Sonleitner serve on an ad hoc sub-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	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

7.     APPROVE LICENSE AGREEMENT WITH CUERNAVACA FILMS FOR USE OF THE TRAVIS COUNTY COURTHOUSE 7<sup>TH</sup> FLOOR DURING DAYTIME HOURS ON JULY 12 AND 13, 2001 FOR A FILM SHOOT. (9:29 AM)

Item 7 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

8. REVIEW AND APPROVE THE FOLLOWING PROPERTY CLAIM  
RECOMMENDATION: (10:50 AM) (5:26 PM) (6:48 PM)

A. TNR PARKS – SETTLE

**Members of the Court heard from:** Dan Mansour, Risk Manager, HRMD; and Joe Gieselman, Executive Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 8.

**Withdrawal of the previous Motion and Second were made by** Judge Biscoe and Commissioner Sonleitner.

Judge Biscoe announced that Item 8 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the property claim recommendation up to the full deductible amount on our insurance, in the amount of \$50,000.00.

<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	absent

9. APPROVE PERSONNEL AMENDMENTS. (9:29 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

## HEALTH AND HUMAN SERVICES ITEMS

10. INTRODUCTION OF GERALDINE F. NAGY, PH.D, DIRECTOR OF FAMILY SUPPORT SERVICES, TRAVIS COUNTY HEALTH AND HUMAN SERVICES AND VETERANS SERVICES DEPARTMENT. (10:55 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans' Services (TCHHS&VS); and Geraldine Nagy, PhD, Director of Family Support Services, TCHHS&VS.

Discussion Only.

11. A. APPROVE INTERLOCAL AGREEMENT NUMBER IL01050-DS 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). (10:57 AM)  
(10:59 AM)
- B. APPROVE CONTRACT BETWEEN THE CITY OF AUSTIN, TRAVIS COUNTY AND THE AUSTIN PROJECT TO IMPLEMENT THE YOUTH AND FAMILY ASSESSMENT CENTER (THE LINK), CONTRACT NUMBER PS01049-DS.

**Clerk's Note:** Items 11.A and B and Item 29 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Stephen Williams, Executive Manager, TCHHS&VS; and David Evans, Austin-Travis County Mental Health and Mental Retardation (MHMR)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to waive the policy.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the contract subject to additional work on the performance measures that we ought to be able to bring back to the Commissioners' Court; and it seems to me, that we ought to be able to get it back in four weeks. So, in Attachment B, our understanding would be that we will do additional work on them, and if another member of the Court wants to join me as a sub-committee, that is fine.

**A Clarification of the previous Motion was made by** Commissioner Davis that we approve the contract on the contingency that the performance measures will be provided to us, and we can tie the performance measures into the contract.

**A Restatement of the previous Motion was made by** Judge Biscoe that the Motion, basically, is for us to approve both contracts described in 11.A and 11.B, contingent upon our being able to bring back to Court for approval, more clearly defined performance measures, on or before July 24, 2001.

**A Clarification of the previous Motion was made by** Commissioner Sonleitner that Judge Biscoe and Commissioner Davis are going to volunteer to work on those performance measures.



## ITEM 11 CONTINUED

<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

## JUSTICE AND PUBLIC SAFETY ITEMS

12. CONSIDER CITY OF AUSTIN REQUEST TO HOUSE AUSTIN POLICE DEPARTMENT (APD) HELICOPTER AT STARFLIGHT HANGAR, AND TAKE APPROPRIATE ACTION. (11:19 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Casey Ping, StarFlight Program Manager.

Discussion Only.

13. CONSIDER AGREEMENT BETWEEN TRAVIS COUNTY AND ST. DAVID'S HOSPITAL FOR EMERGENCY MEDICAL TECHNICIAN HOSPITAL TRAINING EXPERIENCE, AND TAKE APPROPRIATE ACTION. (9:29 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

14. CONSIDER PROPOSAL TO USE THREE COUNTY-OWNED PARCELS OF LAND AS RADIO ANTENNA TOWER SITES FOR THE 9-1-1 RDMT REGIONAL TRUNKED RADIO PROJECT, AND TAKE APPROPRIATE ACTION. (11:40 AM)

**Members of the Court heard from:** Dinah Dinwiddie, Executive Manager, JPS; Teresa Reel, Manager, Emergency and Wireless Communications, JPS; Walter Leslie, Senior Wireless Communications Analyst, JPS; Terry Pickering, Major, Travis County Sheriff's Office (TCSO); Gordon Bowman, Assistant County Attorney; and David Escamilla, First Assistant County Attorney.

Discussion Only.

**TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS**

- 15.** CONSIDER REQUEST TO JOIN TEX-21 COALITION – TRANSPORTATION EXCELLENCE FOR THE 21<sup>ST</sup> CENTURY, AND TAKE APPROPRIATE ACTION. (5:14 PM)

**Clerk's Note:** Items 15 and 16 are associated with one another and were called for concurrent discussion.

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

Discussion Only.

- 16.** CONSIDER REQUEST TO CO-HOST THE 4<sup>TH</sup> ANNUAL TEXAS TRANSPORTATION SUMMIT IN THE CITY OF IRVING FROM AUGUST 15 THROUGH 17, 2001, AND TAKE APPROPRIATE ACTION. (5:18 PM)

**Clerk's Note:** Items 16 and 15 are associated with one another and were called for concurrent discussion. Please refer to Item 15 for the Court's action on this Item.

- 17.** RECEIVE STATUS REPORT FROM THE CITIZENS BOND ADVISORY COMMITTEE AND TAKE APPROPRIATE ACTION. (2:47 PM)

**Members of the Court heard from:** Dr. Charles Aiken, Chair, Citizens' Bond Advisory Committee; John Lewis, Vice Chair, Citizens' Bond Advisory Committee; Walter Timberlake, Member, Citizens' Bond Advisory Committee; and Roy Elder, Member, Citizens' Bond Advisory Committee.

Discussion Only.

- 18.** AMEND THE TRAVIS COUNTY CODE TO AUTHORIZE THE EXECUTIVE MANAGER OF TRANSPORTATION AND NATURAL RESOURCES TO REFER VIOLATIONS OF DEVELOPMENT-RELATED COUNTY REGULATIONS AND PERMITTING REQUIREMENTS TO THE COUNTY ATTORNEY'S OFFICE FOR LEGAL ACTION. (9:29 AM)

Item 18 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 19. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR WATERFORD ON LAKE TRAVIS SECTION 2, A SUBDIVISION IN PRECINCT 2. (9:29 AM)**

Item 19 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 20. APPROVE ADJUSTMENT OF CHANGE FUND USED BY TNR DEPARTMENT FROM \$2,450 TO \$2,990. (9:29 AM)**

Item 20 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 21. DISCUSS CONCEPT OF SUBDIVISION REVIEW FEE WAIVER FOR LOW INCOME HOUSING SUBDIVISIONS, AND TAKE APPROPRIATE ACTION. (4:38 PM)**

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

Discussion Only.

Item 21 to be reposted on July 10, 2001.

22. A. CONSIDER A WAIVER FROM POSTING BOUNDARY STREET FISCAL FOR THE BRIARCREEK SUBDIVISION IN PRECINCT ONE, AND TAKE APPROPRIATE ACTION. (4:41 PM)
- B. APPROVE A CONSTRUCTION AGREEMENT FOR BRIARCREEK SUBDIVISION SECTION ONE.
- C. CONSIDER A WAIVER OF SUBDIVISION REVIEW FEE IN EXCHANGE FOR LOW INCOME HOUSING IN THE BRIARCREEK SUBDIVISION.

Item 22.C to be reposted on July 10, 2001.

- D. APPROVE A PLAT FOR RECORDING IN PRECINCT ONE: BRIARCREEK SUBDIVISION SECTION ONE (LONG FORM PLAT – 151 LOTS – 80.47 ACRES – BLAKE MANOR ROAD – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY AQUASOURCE – CITY OF AUSTIN ETJ).

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

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

**Motion by** Commissioner Davis **and seconded by** Judge Biscoe to approve Items 22.A, B, and D.

<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

## PLANNING AND BUDGET DEPT ITEMS

### 23. APPROVE FY'02 BUDGET GUIDELINES:

**A. APPROVE PRINCIPLES TO FOLLOW IN TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE ROAD AND BRIDGE FUND; AND (4:47 PM)**

**B. APPROVE ASSUMPTIONS ABOUT COLLECTION RATE, EXEMPTIONS AND USE OF DEBT SERVICE RESERVES BALANCES.**

**Clerk's Note:** Items 23.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Christian Smith, Executive Manager, Planning and Budget Office (PBO).

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to offset the transfer from the General Fund to the Road and Bridge Fund in recognition of the penny tax rate. Offset that with the revenue that used to be in the General Fund that is now in the Road and Bridge Fund, and that is outlined in the June 19, 2001 memo to the Court.

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 23.B.

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

### 24. REVIEW AND APPROVE ORDER AMENDING CHAPTER 23 (INVESTMENT POLICY AND PROCEDURES) OF THE TRAVIS COUNTY CODE. (9:29 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**25. A. REVIEW AND APPROVE ORDER DESIGNATING BANK ONE, NA AS COUNTY DEPOSITORY. (9:29 AM)**

**B. REVIEW AND APPROVE CONTRACT FOR DEPOSITORY SERVICES BETWEEN TRAVIS COUNTY AND BANK ONE, NA.**

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

Items 25.A and B added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**26. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSION TO CONTINUE: (9:29 AM)**

**A. APPROVE GRANT APPLICATION WITH THE CORPORATION FOR NATIONAL SERVICE FOR THE RETIRED AND SENIOR VOLUNTEER PROGRAM GRANT IN THE HEALTH AND HUMAN SERVICES DEPARTMENT.**

Item 26 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

**27. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:29 AM)**

Item 27 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

## **PURCHASING OFFICE ITEMS**

**28. APPROVE RENEWAL OF TWENTY (20) INTERLOCAL AGREEMENTS AND ONE- HUNDRED AND TWELVE (112) CONTRACTS WITH VARIOUS AGENCIES AND CONTRACTORS. (SEE ATTACHMENT 'A' FOR LISTING OF AGENCIES AND CONTRACTORS) (9:29 AM)**

Item 28 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 29.** 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. (10:57 AM)

**Clerk's Note:** Items 29 and 11.A and B are associated with one another and were called for concurrent discussion. Please refer to Item 11 for the Court's Motion and Vote.

- 30.** APPROVE AWARD OF CONTRACT NO. PS010144-LB, FOR PROFESSIONAL CASEWORK MANAGEMENT AND COUNSELING SERVICES IN THE FORM OF INTENSIVE IN-HOME SERVICES FOR YOUTH AND THEIR FAMILIES SERVED BY TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT WITH PROVIDENCE SERVICE CORPORATION OF TEXAS. (9:29 AM)

Item 30 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 31.** APPROVE A ONE (1) MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 99T0185-JP, AFS ENVIRONMENTAL, FOR EROSION CONTROL SERVICES; CONTRACT APPROVED ON JULY 5, 1999. (9:29 AM)

Item 31 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 32.** APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. MA000287, BUSINESS INTEGRATORS, INC. ("BII"), FOR IBM AS/400 SOFTWARE SUBSCRIPTION PROGRAM; CONTRACT APPROVED ON JUNE 20, 2000. (9:29 AM)

Item 32 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 33.** DISCUSS PROPOSAL TO PURCHASE TIBURON'S FULLY AUTOMATED COURTS TRACKING SYSTEM (*FACTS*) SOFTWARE, AND TAKE APPROPRIATE ACTION. (4:59 PM) (5:26 PM) (6:49 PM) (3:37 PM, Wednesday, June 27, 2001) (4:32 PM, Wednesday, June 27, 2001)
- A.** APPROVE EXEMPTION ORDER FOR PROFESSIONAL SERVICES AND APPROVE CONTRACT FOR *FACTS*;
  - B.** APPROVE SOLE SOURCE EXEMPTION FOR MAINTENANCE OF *FACTS* AND APPROVE THE *FACTS* MAINTENANCE AGREEMENT; AND
  - C.** APPROVE SOLE SOURCE EXEMPTION FOR *FACTS* SOFTWARE LICENSE AND APPROVE THE *FACTS* SOFTWARE LICENSE AGREEMENT (SLA).

**Clerk's Note:** Items 33.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; Joe Harlow, Director, Information and Telecommunications Systems (ITS); Mike Wichern, Chief Assistant County Auditor, Travis County Auditor's Office; Ron Schroer, IJS Project Manager; and John Hille, Assistant County Attorney.

Judge Biscoe announced that Items 33.A, B, and C would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Items 33.A, B, and C, with the County Judge being authorized to sign those contracts, on the provision that they are consistent with the negotiations that have been worked out in principle between all parties involved.

<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

- 34.** APPROVE CONTRACT MODIFICATION NO.2 TO CONTRACT NO. PS9600138-MQ WITH EASTER SEALS CENTRAL TEXAS (SOCIAL SERVICE CONTRACT) TO CORRECT A SCRIVENER'S ERROR. (9:29 AM)

Item 34 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.



## OTHER ITEMS

- 35. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (5:14 PM)**

No action necessary on Item 35.

- 36. CONSIDER DRAFT REDISTRICTING PLANS FOR COUNTY COMMISSIONER AND JUSTICE OF THE PEACE/CONSTABLE PRECINCTS, AND TAKE APPROPRIATE ACTION. (3:13 PM)**

**Members of the Court heard from:** Bill Emory, Attorney, Emory, Young and Associates; and Javier Guajardo, Attorney, Guajardo and Associates.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis that we accept the Initial Draft Plan for the Commissioners' Court consideration, and that the JP and Constable Plan does allow for a little bit of time, if you all want to delay that, but right now I just want to address the Commissioners' Court Plan.

**A Restatement of the previous Motion was made by** Judge Biscoe that the Motion is to approve the Draft Plan presented by the consultant for the County Commissioners.

<b>Motion carried:</b> County Judge Samuel T. Biscoe	no
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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to delay action on the JP/Constable lines until next week, and that we advise them to come down and meet with the County Judge at a date and time that will be given to them after today.

<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

37. CONSIDER USE OF A TEXACO FLEET MANAGEMENT ACCOUNT BY THE CAPITAL AREA NARCOTICS TASK FORCE (SHERIFF'S OFFICE), AND TAKE APPROPRIATE ACTION. (9:19 AM)

Item 37 pulled from the Agenda.

38. CONSIDER THE FOLLOWING FOR THE 2001 TRAVIS COUNTY COMBINED CHARITIES CAMPAIGN, AND TAKE APPROPRIATE ACTION ON: (4:25 PM)
- A. PAYCHECK HANDOUTS TO BE DELIVERED WITH EACH EMPLOYEES CHECK;
  - B. REVISION OF PLEDGE FORM TO INCLUDE THE TRAVIS STAR GIFT WHICH IS EQUAL TO ONE HOUR'S PAY PER MONTH;
  - C. COUNTY A-TRAIN CAMPAIGN TO BEGIN IN SEPTEMBER; AND
  - D. ANNOUNCEMENT OF TNR SOFTBALL TOURNAMENT ON JULY 21<sup>ST</sup> TO BENEFIT COMBINED CHARITIES CAMPAIGN.

**Clerk's Note:** Items 38.A, B, C, and D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Cecilia Burke, Director of Domestic Relations, Chair, Combined Charities Campaign; and Mary Todd, Combined Charities Campaign Manager.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Items 38.A, B, and 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	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

Item 38. D Discussion Only.

39. CONSIDER APPROPRIATE EXPRESSION OF APPRECIATION TO TRAVIS COUNTY LEGISLATIVE DELEGATION AND OTHERS WHO ASSISTED DURING THE LEGISLATIVE SESSION, AND TAKE APPROPRIATE ACTION. (5:14 PM)

Item 39 postponed until July 3, 2001.

- 40. DISCUSS AND CONSIDER ADOPTION OF THE TRAVIS COUNTY CAPITAL ASSET GUIDE, AND TAKE APPROPRIATE ACTION. (9:29 AM)**

Item 40 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 41. CONSIDER FUNDING FOR REASSIGNMENT OF CURRENT COUNTY CLERK STAFF TO IJS PROJECT IMPLEMENTATION AND TEMPORARY EMPLOYEE BACKFILL, AND TAKE APPROPRIATE ACTION. (9:16 AM)**

Item 41 pulled from the Agenda.

- 42. RECEIVE AND DISCUSS THE SECOND REVENUE ESTIMATE FOR THE FY 2002 BUDGET PROCESS. (4:51 PM)**

**Members of the Court heard from:** Blaine Keith, Chief Assistant County Auditor, Travis County Auditor's Office; and Alicia Perez, Executive Manager, Administrative Operations.

Discussion Only.

- 43. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MAY 2001. (9:29 AM)**

Item 43 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 44. RECEIVE DOCUMENTATION FROM ALL FIVE CONSTABLES OF PROOF OF PERMANENT PEACE OFFICER LICENSE AS REQUIRED BY TEXAS LOCAL GOVERNMENT CODE SECTION 86.0021, AND TAKE APPROPRIATE ACTION. (9:29 AM)**

Item 44 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 45.** DISCUSS CHAPTER I OF THE TRAVIS COUNTY CODE, “COMMISSIONERS COURT RULES OF PROCEDURE”, AND TAKE APPROPRIATE ACTION. (5:14 PM)

Item 45 postponed until July 3, 2001.

- 46.** DISCUSS PROPOSAL FOR TRAVIS COUNTY STRATEGIC DIRECTIONS FROM EXECUTIVE MANAGERS, AND TAKE APPROPRIATE ACTION. (6:56 PM)  
(3:37 PM, Wednesday, June 27, 2001)

Item 46 to be reposted on July 3, 2001.

- 47.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:29 AM)

Item 47 added to Consent Items. Please refer to Agenda Item 3 (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

- 48. 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> (5:26 PM) (6:49 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 48.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 48.A and B would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize the County Attorney to work with the Auditor and Treasurer to get payments due under the contract with Fluor Daniel paid on schedule.

<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	absent

49. DISCUSS THE HEALTH AND HUMAN SERVICES LEASE FACILITY LOCATED AT 5446 HIGHWAY 290 WEST, AND TAKE APPROPRIATE ACTION. <sup>2</sup> (5:26 PM) (6:50 PM)

Judge Biscoe announced that Item 49 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to approve the proposed lease with the changes incorporated, and authorize the County 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	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

50. CONSIDER COUNTER-OFFER PROPOSAL FOR ACQUISITION OF LAND ADJOINING SOUTHEAST METRO PARK IN PRECINCT 4, AND TAKE APPROPRIATE ACTION. <sup>1 AND 2</sup> (5:26 PM) (6:50 PM)

Judge Biscoe announced that Item 50 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize appropriate County staff, specifically the Parks Department, to obtain an appraisal on the property in question, and present that back to us for our consideration of how to respond to a counter-offer.

**Clerk's Note:** Commissioner Sonleitner stated that, even though Commissioner Gómez could not be here, she said that would be in accordance with her wishes as well on this property.

<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	absent

51. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENTS WITH THE FOLLOWING: (A) HILL COUNTRY LANDSCAPE, INC. AND (B) BISCHOFF ENTERPRISES, INC. D/B/A BBQ WORLD HEADQUARTERS, AND TAKE APPROPRIATE ACTION. <sup>2</sup> (5:26 PM) (6:51 PM)

Judge Biscoe announced that Item 51 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the leases with Hill County Landscape, Inc. and Bischoff Enterprises, D/B/A BBQ World Headquarters.

<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	absent

52. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING RESALE OF PROPERTY STRUCK OFF TO TRAVIS COUNTY PURSUANT TO TAX FORECLOSURE, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (5:26 PM) (6:51 PM)

Judge Biscoe announced that Item 52 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to reject that offer and ask Shirley Warren of the County Attorney's Office to send an appropriate letter of rejection.

**Maker accept the Friendly Amendment by** Commissioner Sonleitner that we might also let them know that we are interested in seeking what the taxes owed are, in terms of some guidance.

**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	yes
Precinct 4, Commissioner Margaret J. Gómez	absent

53. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN LEANDER I.S.D., ET AL. V. DEBRA CULBERT, AD GREER, JOYCE WAECHTER AND JMC FINANCIAL INVESTMENT, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (5:26 PM) (6:52 PM)

Judge Biscoe announced that Item 53 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner and **seconded by** Commissioner Baxter that we give instructions to the appropriate County Attorney to let them know that we would be amenable, based on circumstances, to take less than the taxes owed, because there has been considerable effort made, and this will allow those old lots to get back on the property tax rolls, not only in the Leander School District, but Travis County, and the City of Jonestown.

**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	absent

54. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN JOSE BALDERAMOS CLAIM (42 U.S.C.§1983 CIVIL RIGHTS). <sup>1</sup> (5:26 PM)

Item 54 postponed until July 3, 2001.

55. RECEIVE BRIEFING FROM COUNTY ATTORNEY, AND TAKE APPROPRIATE ACTION IN JEREMY CAUDLE V. TRAVIS COUNTY, TEXAS (FRASIER; TEXAS TORT CLAIMS ACT, PERSONAL INJURY). <sup>1</sup> (5:26 PM) (6:53 PM)

Judge Biscoe announced that Item 55 would be considered in Executive Session.

**Motion by** Judge Biscoe and **seconded by** Commissioner Sonleitner, first: that we authorize Dan Mansour to represent Travis County in any mediation. Secondly, that we authorize the Sheriff's Office to designate an appropriate Deputy Sheriff to represent Travis County at the trial of this matter, if any is had, and representation is necessary. And further, I move that we reject the offer to settle, but counter in the amount of \$22,500.00, in exchange for a full release of Travis County.

**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	absent



- 56.** 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). <sup>1</sup> (5:26 PM) (6:53 PM)

Judge Biscoe announced that Item 56 would be considered in Executive Session.

No Action necessary on Item 56.

Item 56 to be reposted on July 3, 2001.

- 57.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION CONCERNING THE MATTER OF PAMELA HUDSON VS. TERRY KEEL AND TRAVIS COUNTY, CAUSE NO. 95-15823. <sup>1</sup> (5:26 PM) (6:54 PM)

Judge Biscoe announced that Item 57 would be considered in Executive Session.

**Members of the Court heard from:** Paula McCain, representing Pamela Hudson.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to reject the offer of settlement, and that we not make a counter at this time. It is our understanding this would next move to a summary judgement hearing in District 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	yes
	Precinct 4, Commissioner Margaret J. Gómez	absent

## ADJOURNMENT

**Motion by** Commissioner Baxter **and seconded by** Commissioner Davis to adjourn the Voting Session. (4:34 PM, Wednesday, June 27, 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

---

**Date of Approval**

---

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