

MINUTES – AUGUST 28, 2001

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 28th day of August, 2001, the Commissioners' Court convened the regular Voting Session at 9:10 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Jackie Raney.

The Commissioners' Court recessed the Voting Session at 1:00 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC), called to order the Voting Session at 2:07 PM and adjourned at 2:09 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle), called to order the Voting Session at 2:09 PM and adjourned at 2:21 PM.

The Commissioners' Court reconvened the Voting Session at 2:21 PM.

The Commissioners' Court retired to Executive Session at 5:05 PM.

The Commissioners' Court reconvened the Voting Session at 6:23 PM.

The Commissioners' Court adjourned the Voting Session at 6:27 PM.

PUBLIC HEARINGS**1. RECEIVE INPUT AND DISCUSS THE SETTING OF ELECTED OFFICIALS' SALARIES FOR FY 2002. (9:12 AM)**

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to open the Public Hearing.

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

Members of the Court heard from: Christian Smith, Executive Manager, Planning and Budget Office (PBO); Guadalupe Sosa, Private Citizen; and Dessie Andrews, Private Citizen.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to close the Public Hearing.

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

Discussion Only.

Clerk's Note: The Action Item for Item 1 is Agenda Item 5. Please refer to Agenda Item 5 for the Court's Motion and Vote.

RESOLUTIONS AND PROCLAMATIONS

2. APPROVE PROCLAMATION FOR GARLAND BARNHART ON HIS RETIREMENT FROM TRAVIS COUNTY. (9:17 AM)

Members of the Court heard from: Garland Barnhart, Facilities Management; and John Carr, Division Manager, Building Maintenance and Repair, Facilities Management.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve Item 2.

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

CITIZENS COMMUNICATION

Members of the Court heard from: Alex Jones, Private Citizen; Mike Hansen, Private Citizen; Dessie Andrews, Private Citizen; Michael Batnick, Private Citizen; Nettie Brown, Northridge Acres Resident; Ruth Balusic, Private Citizen; Dorothy Ray, Private Citizen; Oscar Ramiro, Private Citizen; Jose Lucincelo, Private Citizen; Dan Parker, Private Citizen; Kenneth Snyder, Northridge Acres Resident; Jeff Hancock, Private Citizen; Esther Pollard, Private Citizen; Chris Ritter, Private Citizen; James Ritter, Private Citizen; Eric Biscoe, Private Citizen; Florence Urity, Private Citizen; Jan Bashaw, Private Citizen; and Michael Marion, Private Citizen. (9:21 AM)

CONSENT ITEMS

- 3. Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve the following Consent Items: C1-C7 (excluding Item C7), 7, 8, 11, 12, 13, 17, 18.A-D, 22, 26, 27, 28.A & B, 34, 35.A & B, 36, 37, 38, and 41. (10:14 AM)

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

- 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 AUGUST 7, 2001.
- C4.** REAPPOINT CLARENCE VOGEL TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #5 BOARD (MANCHACA), TERM EFFECTIVE UNTIL DECEMBER 31, 2002.
- C5.** REAPPOINT JOHN RILEY TO SERVE AS COMMISSIONER ON THE EMERGENCY SERVICES DISTRICT #6 BOARD (HUDSON BEND), TERM EFFECTIVE UNTIL DECEMBER 31, 2002.
- C6.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: THE ENCLAVE AT KOLLMAYER SPRINGS (LONG FORM PLAT – 15 LOTS - 19.99 ACRES – KOLLMAYER DRIVE – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE PROVIDED BY ON-SITE SEWAGE FACILITY – CITY OF LAKEWAY ETJ).
- C7.** APPROVE A PLAT FOR RECORDING IN PRECINCT ONE: AUSTIN’S COLONY SECTION THREE - (LONG FORM PLAT – FISCAL WITH CITY OF AUSTIN - 201 LOTS – 37.596 ACRES – AUSTIN’S COLONY BOULEVARD – HORNSBY BEND UTILITY COMPANY WASTEWATER – COA ETJ). (9:11 AM)

Item C7 pulled from the Agenda.

4. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION ON ORDER PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY. (10:16 AM)

Members of the Court heard from: Pete Baldwin, Emergency Management Coordinator, Emergency Services.

Motion by Judge Biscoe and seconded by Commissioner Baxter to lift the outdoor burning ban in unincorporated areas 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	yes

5. DISCUSS AND SET ELECTED OFFICIALS' SALARIES FOR FY 2002. (10:18 AM)

Members of the Court heard from: Christian Smith, Executive Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the Citizens' Advisory Committee's recommendation with the one change of reducing the Judge's salary to 5½%. That would cut the Advisory Committee's recommendation in half.

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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

Clerk's Note: Item 5 is the action Item for Agenda Item 1.

PLANNING AND BUDGET DEPT. ITEMS**6. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (10:19 AM)**

- A. APPROVE GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE KENNEDY RIDGE SMALL TOWNS ENVIRONMENT PROGRAM (STEP) IN THE TRANSPORTATION AND NATURAL RESOURCES DEPARTMENT. THIS APPLICATION CONTINUES THE COMMUNITY PROJECT STARTED IN FY 2000.**

Members of the Court heard from: Miguel Esparza, Kennedy Ridge Water Supply Corporation Board Project Manager; and an Unidentified Male Speaker.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Item 6.A.

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

- B. APPROVE GRANT CONTRACT WITH THE U.S. DEPARTMENT OF JUSTICE FOR THE FY 2001 LOCAL LAW ENFORCEMENT BLOCK GRANT IN THE SHERIFF'S OFFICE. THIS GRANT CONTINUES THE RECEIPT OF THE LONG TERM GRANT FUNDS FOR THIS PROGRAM. (10:34 AM)**

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 6.B.

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

7. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:14 AM)

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

HEALTH AND HUMAN SERVICES ITEMS

8. CONSIDER SUBMITTING A PROPOSAL IN RESPONSE TO A REQUEST FOR PROPOSALS (RFP) TO CONTRACT WITH THE TEXAS COMMISSION FOR THE DEAF AND HARD OF HEARING TO PROVIDE TRAINING/MENTORING SERVICES TO DEAF INTERMEDIARY INTERPRETERS AND TAKE APPROPRIATE ACTION. (10:14 AM)

Item 8 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

JUSTICE AND PUBLIC SAFETY ITEMS

9. A. CONSIDER COLLECTION OF SETON HOSPITAL FEES FOR STARFLIGHT SERVICES IN FY 2001, AND TAKE APPROPRIATE ACTION. (10:35 AM)
- B. RECEIVE BRIEFING ON STARFLIGHT FY 2001 REVENUE, AND TAKE APPROPRIATE ACTION.
- C. CONSIDER CHANGES TO STARFLIGHT FEE STRUCTURE FOR FY 2002, AND TAKE APPROPRIATE ACTION.

Clerk's Note: Items 9.A-C are associated with one another and were called for concurrent discussion.

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

Item 9.A Discussion Only.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve the 3 fees recommended on pages 2 and 3 of the backup.

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	no
Precinct 4, Commissioner Margaret J. Gómez	yes

- 10. A. CONSIDER POLICY ADDITION TO MEDICAL EXAMINER OPERATING PROCEDURES CONCERNING THE RELEASE OF AUTOPSY REPORTS, AND TAKE APPROPRIATE ACTION. (9:10 AM)**
- B. CONSIDER PILOT PROGRAM TO INTRODUCE CPR TRAINING IN SCHOOLS, AND TAKE APPROPRIATE ACTION.**

Clerk's Note: Items 10.A and B are associated with one another and were called for concurrent discussion.

Items 10.A and B postponed until September 11, 2001.

- 11. CONSIDER RENEWAL OF INTERLOCAL WITH CAPITAL AREA PLANNING COUNCIL FOR IMPLEMENTATION OF ENHANCED 9-1-1 PROGRAM AND TAKE APPROPRIATE ACTION. (10:14 AM)**

Item 11 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. REVIEW AND APPROVE EXECUTION OF A MEMORANDUM OF UNDERSTANDING RELATING TO THE FEDERAL ITS INTEGRATION PROGRAM FOR COMBINED EMERGENCY COMMUNICATIONS AND TRANSPORTATION CENTER, AND TAKE APPROPRIATE ACTION. (10:14 AM)**

Item 12 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 13. CONSIDER RENEWAL OF INTERLOCAL WITH CAPITAL AREA PLANNING COUNCIL FOR PSAP MAINTENANCE, EQUIPMENT UPGRADE AND TRAINING, AND TAKE APPROPRIATE ACTION. (10:14 AM)**

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

- 14. RECONSIDER MEMORANDUM OF UNDERSTANDING WITH THE CITY OF AUSTIN FOR TEMPORARY ALLOCATION OF 800 MHz REGIONAL TRUNKED RADIO SYSTEM FREQUENCIES AND TAKE APPROPRIATE ACTION. (9:11 AM)**

Item 14 postponed until September 4, 2001.

TRANSPORTATION & NATURAL RESOURCES ITEMS

15. CONSIDER RECOMMENDATIONS OF CITIZENS BOND ADVISORY COMMITTEE AND TAKE APPROPRIATE ACTION. (11:29 AM) (3:39 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Christian Smith, Executive Manager, PBO; Vivian Caputo, Private Citizen; Jim Mann, Resident of Shady Hollow; Tom Bryan, President, Wildwood-Kellywood Neighborhood Assn.; Steve Mears, Private Citizen; and David Hubbard; Resident, Estates of Shady Hollow.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to remove the Onion Creek/Timber Creek/Swiss Alpine Buyout from the proposed Drainage Bond package, but contingent on the fact that it be included in the CO's.

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

Motion by Commissioner Davis **and seconded by** Commissioner Gómez to look at the 1984 bond money, and also the possibility of working with the landowners in that particular vicinity, in the right-of-way; to basically get the engineering phase of this off the ground, and, of course, dealing with the right-of-way at a later date, as soon as we can look at a private-public venture; but I would like to, maybe, look at the '84 bond money, to get that process started. So, I would like to make sure that we do that, as far as taking care of the interests at hand, as far as the Gregg Lane/Howard Lane to SH 130 roadway.

A Clarification of the previous Motion was made by Commissioner Davis that this Motion is directing as far as how the money will be spent, if, of course, other things work out. This is based upon the Commissioners' Court policy that any '84 leftover bond money will be reallocated to Precinct 1.

A further Clarification of the previous Motion was made by Commissioner Sonleitner that it is intended to give a signal to folks that are very interested in this project, that, while it is not something that is going to fit into the 2001 issuance, there is still a great desire by Travis County to indeed, be involved in this planning; and a potential source of money to work out a public-private partnership might be (and I say "may", and "might", because the '84 leftovers are dependent on some court cases that may or may not be in our control). That is a potential source, and it is basically encouraging those discussions to continue to occur, but outside the boundaries of this bond election.

ITEM 15 CONTINUED

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez that there would be 5 propositions on the November ballot, not in any order of what we would put, but it would be: One proposition would be, “Local Roads, Bridges, Drainage, and Pedestrian Access Projects”; another proposition would be our Parks propositions; another proposition would be “SH 45 North and 1826”; a fourth proposition would be “SH 130 East”; and a fifth proposition (again, not in any particular order) is “Frate Barker”.

Clerk’s Note: The Court did not take a Vote on the Standing Motion and Second at this time.

A Substitute Motion was made by Commissioner Baxter that we have 4 proposition items. One being, “Roads and Bridge Replacement Projects, Drainage, and Pedestrian Access”, which would include Frate Barker; Two: “County Parks Projects”; Three: “SH 45 North and FM 1826 Right-Of-Way”; and Four would be, “SH 130 Right-of-Way”.

Clerk’s Note: The Motion died for lack of a Second.

Clerk’s Note: The Court took a Vote on the Standing Motion and Second at this time.

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	abstain
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the order of projects on the ballot as discussed, with all of our local projects first, and then our state highway projects bring up the bottom of the ballot.

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

ITEM 15 CONTINUED

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the revised cap amount of \$199,060,000.00 for this bond election, as the new cap.

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	no

Clerk's Note: The Court directed PBO to recalculate the maximum impact on the average homeowner.

- 16. CONSIDER RESOLUTION TO THE LCRA'S BOARD OF DIRECTORS TO SUPPORT CHANGES TO THE LCRA WATER MANAGEMENT PLAN, AND TAKE APPROPRIATE ACTION. (10:58 AM)**

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Jobaid Kabir, Lower Colorado River Authority (LCRA); Richard Eason, Member of Advisory Committee developing recommendations for modifications to Water Management Plan;

Discussion Only.

- 17. NOTIFY COURT OF SATISFACTORY CONSTRUCTION OF THE PRIVATE STREETS FOR RIVER BEND, A SUBDIVISION IN PRECINCT 2. (10:14 AM)**

Item 17 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 18. A. APPROVE A CASH SECURITY AGREEMENT FOR SIDEWALK FISCAL FOR RIVER PLACE SECTION 11, A SUBDIVISION IN PRECINCT 2. (10:14 AM)**
- B. APPROVE A CASH SECURITY AGREEMENT FOR SIDEWALK FISCAL FOR RIVER PLACE SECTION 12 AND 13, TWO SUBDIVISIONS IN PRECINCT 2.**
- C. APPROVE A CASH SECURITY AGREEMENT FOR SIDEWALK FISCAL FOR RIVER PLACE SECTION 14, A SUBDIVISION IN PRECINCT 2.**
- D. APPROVE A CASH SECURITY AGREEMENT FOR SIDEWALK FISCAL FOR RIVER PLACE SECTION 15, A SUBDIVISION IN PRECINCT 2.**

Clerk's Note: Items 18.A-D are associated with one another and were called for concurrent discussion.

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

ADMINISTRATIVE OPERATIONS ITEMS

- 19. CONSIDER AMENDMENT TO THE TRAVIS COUNTY CODE, 10.043(c) HOLIDAYS, NON-DESIGNATED HOLIDAY TIME WILL ACCRUE FROM OCTOBER 1 THROUGH SEPTEMBER 30 OF EACH YEAR. ONLY HOURS OF NON-DESIGNATED HOLIDAY TIME WILL CARRY OVER TO THE NEXT SUCH YEAR, WHICH BEGINS OCTOBER 1, AND TAKE APPROPRIATE ACTION. (2:40 PM)**

Members of the Court heard from: Margo Frasier, Travis County Sheriff; Leroy Nellis, Budget Manager, PBO; Charles Vaughn, Chief Assistant County Auditor, Travis County Auditor's Office; and Linda Moore Smith, Director, Human Resources Management Department (HRMD).

Discussion Only.

20. APPROVE HUMAN RESOURCES MANAGEMENT DEPARTMENT’S (HRMD’S), CLASSIFICATION AND COMPENSATION STRATEGIC PLAN, FY 2001 THROUGH FY 2003. (3:25 PM) (3:52 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; Norman McRee, Budget/Process Improvement Analyst, HRMD; and Christian Smith, Executive Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Gómez to have HRMD continue doing that work, and bring back the proposed policies.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Part 3 of the HRMD Strategic Plan, but delay action on the money, and we can deal with that during markup.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the wording in Part a is being changed from “require depts. . .” is being replaced with “work with depts to finalize classification changes. . .”

A further Clarification of the previous Motion was made by Judge Biscoe that we are also indicating our intention to sit down and review, at a more specific level, the recommendations, after the beginning of the fiscal year.

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

Motion by Judge Biscoe and seconded by Commissioner Davis to adopt the countywide systematic approach, and that we make known that we would be happy to consider any department’s emergency request. That is contingent upon us agreeing that there is an emergency, basically.

A Clarification of the previous Motion was made by Judge Biscoe that he had in mind Number 5, with an emergency component added.

ITEM 20 CONTINUED

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

21. CONSIDER COUNTY HEALTH AND HOSPITAL INSURANCE PLAN, AND TAKE APPROPRIATE ACTION. (6:27 PM)

No action necessary on Item 21.

Item 21 to be reposted on September 4, 2001.

22. APPROVE PERSONNEL AMENDMENTS. (10:14 AM)

Item 22 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

PURCHASING OFFICE ITEMS

23. APPROVE CONTRACT, CONTRACT MODIFICATION, AND MAKING OF CONTRACT FOR AWARD FOR TRAVIS COUNTY EXPOSITION CENTER HVAC CHILLERS, IFB #B010091-LD, TO THE LOW BIDDER, ALTURDYNE ENERGY SYSTEMS. (4:09 PM)

Clerk's Note: Items 23 and 24 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Roger El Khoury, Director, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; and John Hille, Assistant County Attorney.

Motion by Commissioner Davis and seconded by Commissioner Gómez to reject the contract modification that has been made with Alturdyne Energy Systems, and this be sent out for re-bid. That is for Item 23, and then, for Item 24, I would like to reject all bids under #B010713-DM, and that this be packaged in under one bid process, both 23 and 24, and be sent out on a one-bid package, and it be sent out in an area that is wider than the area that we had used before, to insure that we get the kind of participation on the bid process that we did not have before.

ITEM 23 CONTINUED

A Clarification of the previous Motion was made by Judge Biscoe that the Motion was to reject the bid in one, and the contract in the other – 24 and 23 respectively.

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

- 24. REJECT BID RECEIVED IN RESPONSE TO INVITATION FOR BID #B010713-DM, TRAVIS COUNTY EXPOSITION ARENA HVAC PROJECT. (4:11 PM)**

Clerk's Note: Items 24 and 23 are associated with one another and were called for concurrent discussion. Please refer to Item 23 for the Court's action on this Item.

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Roger El Khoury, Director, Facilities Management; and Alicia Perez, Executive Manager, Administrative Operations.

- 25. APPROVE QUANTUM MERUIT CLAIM FOR CITY OF AUSTIN IN THE AMOUNT OF \$98,355 FOR EASTSIDE STORY AFTER SCHOOL PROGRAM SERVICES PROVIDED FROM OCTOBER 1, 2000 THROUGH AUGUST 14, 2001. (4:26 PM)**

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Mary Etta Gerhardt, Assistant County Attorney.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to approve Item 25.

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

- 26. APPROVE AMENDMENT NUMBER 4 TO THE INTERLOCAL AGREEMENT NO. 010086-DR, PROJECT SPOTLIGHT GRANT PROGRAM, PROVIDING INTENSIVE SUPERVISION AND SURVEILLANCE FOR YOUTHS TO MEET PROBATIONARY REQUIREMENTS. (JUVENILE COURT) (10:14 AM)**

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

- 27. APPROVE MODIFICATION NO. 2 TO CONTRACT NO. PS000251-LB, SAFEPLACE, DOMESTIC VIOLENCE AND SEXUAL ASSAULT SURVIVAL CENTER. (D.A'S) (10:14 AM)**

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

- 28. A. APPROVE CONTRACT AWARDS FOR JANITORIAL SERVICES – VARIOUS FACILITIES, IFB NO. B010088-MP, TO THE LOW, QUALIFIED BIDDERS: MAJESTIKLEEN, INC., FOR GROUP I, LINE ITEM 2 (A-C), AND GROUP II, LINE ITEM 4 (A-C), AND K-B CONTRACT CLEANING, INC., FOR GROUP I LINE ITEM 1 (A-C) GROUP I, LINE ITEM 3 (A-C), AND GROUP III, LINE ITEM 5 (A-C). (FACILITIES MGT. AND HOUSING SERVICES) (10:14 AM)**
- B. EXCEPT FOR THE GROUPS IN (A) ABOVE, REJECT BID RECEIVED FROM BUILDING AND HOME MAINTENANCE CORP., IFB NO. B010088-MP, JANITORIAL SERVICES – VARIOUS FACILITIES.**

Clerk's Note: Items 28.A and B are associated with one another and were called for concurrent discussion.

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

OTHER ITEMS

- 29. TAKE UP AT 1:45 P.M. CONSIDER PROPOSAL TO ADDRESS CIVIL PROCESS DISTRIBUTION AMONG THE FIVE CONSTABLES, AND TAKE APPROPRIATE ACTION. (2:21 PM)**

Members of the Court heard from: Bruce Elfant, Constable, Precinct 5; Carlos Lopez, Chief Deputy Constable, Precinct 5; Drew McAngus, Constable, Precinct 3; and Maria Canchola, Constable, Precinct 4.

Discussion Only.

- 30.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (4:30 PM)

No action necessary on Item 30.

- 31.** DISCUSS RECOMMENDED LEGISLATIVE INTERIM STUDY TOPICS, AND TAKE APPROPRIATE ACTION. (9:11 AM)

Item 31 postponed until September 4, 2001.

- 32.** APPROVE BY ORDER THE CREATION OF A JUSTICE COURT TECHNOLOGY FUND AND AUTHORIZE THE ASSESSMENT OF A \$4.00 TECHNOLOGY FEE AS A COURT COST FOR MISDEMEANOR CONVICTIONS IN JUSTICE COURT TO TAKE EFFECT ON SEPTEMBER 1, 2001 AND TO CONTINUE UNTIL EXPIRATION ON SEPTEMBER 1, 2005 AS PROVIDED BY LAW. (77TH TEXAS LEGISLATURE, HOUSE BILL 177). (4:44 PM)

Members of the Court heard from: Judge Herb Evans, Justice of the Peace, Precinct 5; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve Item 32.

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

- 33. REVIEW AND APPROVE SHERIFF’S OFFICE PLAN TO BE PRESENTED TO THE TEXAS COMMISSION ON JAIL STANDARDS RELATED TO INMATE CROWDING AND STAFFING ISSUES, AND TAKE APPROPRIATE ACTION.**
(3:00 PM)

Members of the Court heard from: Margo Frasier, Travis County Sheriff; and David Balagia, Major, Travis County Sheriff’s Office (TCSO).

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the Sheriff’s Office Plan, realizing that some changes will be made, and represent that it is the joint agreement of the Sheriff’s Office, plus the Commissioners’ Court.

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

- 34. REVIEW AND TAKE APPROPRIATE ACTION REGARDING THE JOINT MEMORANDUM OF UNDERSTANDING BETWEEN THE TEXAS ANIMAL HEALTH COMMISSION AND THE TRAVIS COUNTY COMMISSIONERS COURT.**
(10:14 AM)

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

- 35. A. APPROVE AMENDMENT TO CONTRACT BETWEEN TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES AND TRAVIS COUNTY TO PROVIDE TITLE IV-E FUNDS FOR ALL ALLOWABLE EXPENSES RELATED TO THE PREPARATION FOR AND PARTICIPATION IN JUDICIAL DETERMINATIONS. (D.A’S OFFICE) (10:14 AM)**

B. APPROVE FY 2002 CERTIFICATE OF COST ALLOCATION PLAN.

Clerk’s Note: Items 35.A and B are associated with one another and were called for concurrent discussion.

Items 35.A and B added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 36. RENEW INTERLOCAL COOPERATION ACT CONTRACT BETWEEN THE OFFICE OF THE ATTORNEY GENERAL OF TEXAS (OAG) AND THE TRAVIS COUNTY DISTRICT ATTORNEY (TCDA) FOR A PROSECUTING ATTORNEY FOR THE TEXAS EXILE PROGRAM. (10:14 AM)**

Item 36 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 37. APPROVE ORDER ESTABLISHING REGULAR POLLING PLACES FOR THE ELECTION TERM OF SEPTEMBER 1, 2001 THROUGH AUGUST 31, 2003. (10:14 AM)**

Item 37 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 38. APPROVE AGREEMENT FOR ASSESSMENT AND COLLECTION SERVICES BETWEEN TRAVIS COUNTY AND VILLAGE OF POINT VENTURE. (10:14 AM)**

Item 38 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

- 39. DISCUSS CHAPTER I OF THE TRAVIS COUNTY CODE, "COMMISSIONERS COURT RULES OF PROCEDURE", AND TAKE APPROPRIATE ACTION. (4:55 PM)**

Discussion Only.

- 40. RECEIVE AND DISCUSS THE FOURTH REVENUE ESTIMATE FOR THE FY 2002 BUDGET PROCESS. (4:47 PM)**

Members of the Court heard from: Blaine Keith, Chief Assistant County Auditor, Travis County Auditor's Office.

Discussion Only.

- 41. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:14 AM)**

Item 41 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

- 42. A. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE PROGRAM, AND TAKE APPROPRIATE ACTION. ¹ (5:05 PM) (6:23 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. ¹**

Judge Biscoe announced that Items 42.A and B would be considered in Executive Session.

No action necessary on Items 42.A and B.

Items 42.A and B to be reposted on September 4, 2001.

- 43.** RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING STATUS OF ADDITIONAL SERVICES REQUEST RECEIVED FROM CASABELLA ARCHITECT, INC. FOR AGREEMENT FOR DESIGN OF RENOVATIONS TO THE EXPOSITION CENTER, AND TAKE APPROPRIATE ACTION. ¹ (5:05 PM) (6:23 PM)

Judge Biscoe announced that Item 43 would be considered in Executive Session.

Motion by Commissioner Davis **and seconded by** Judge Biscoe that the Court makes a settlement offer in the amount of \$18,000.00 to Casabella Architect, Inc., and also that we will waive all errors and admissions claims in this particular motion, with the settlement offer of \$18,000.00.

A Clarification of the previous Motion was made by Judge Biscoe that these are whatever claims we have against him.

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

- 44.** RECEIVE BRIEFING FROM COUNTY ATTORNEY ON STATUS OF LEASE SPACE AT PRECINCT THREE JUSTICE OF THE PEACE AND CONSTABLE OFFICES. ¹ (5:05 PM) (6:24 PM)

Judge Biscoe announced that Item 44 would be considered in Executive Session.

No action necessary on Item 44.

Item 44 to be reposted on September 4, 2001.

45. CONSIDER A NEGOTIATED SETTLEMENT OFFER FOR SALE OF LAND NEEDED TO REBUILD BLUE BLUFF BRIDGE #169, AND TAKE APPROPRIATE ACTION. ² (5:05 PM) (6:24 PM)

Judge Biscoe announced that Item 45 would be considered in Executive Session.

Motion by Commissioner Davis **and seconded by** Commissioner Gómez that we accept the sale of .82 acres, in the amount of \$2,000.00, from Anne Bloor-Schryver, to get the necessary right-of-way for the Blue Bluff Bridge #169.

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

46. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN LAKE TRAVIS INDEPENDENT SCHOOL DISTRICT V. WILSON, W.E. AND TAKE APPROPRIATE ACTION. (5:05 PM) (6:25 PM)

Judge Biscoe announced that Item 46 would be considered in Executive Session.

Motion by Judge Biscoe **and seconded by** Commissioner Baxter that we join the school district in selling the real property in question to Mark Kutscherousky, in the amount of \$10,000.00, and that we authorize the County Judge to sign on behalf of the Commissioners' Court.

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

47. 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 SAMUELLA COHEN. ^{1 & 3} (5:05 PM) (6:26 PM)

Judge Biscoe announced that Item 47 would be considered in Executive Session.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to offer Ms. Cohen a settlement amount of 3 months of her gross pay in exchange for an appropriately worded release; and the dollar amount on that is \$8,355.36.

Maker and Second accept the Friendly Amendment by Judge Biscoe to hold out that the Commissioners' Court is willing to do everything reasonable to work on any other employment-related matter, and we will deal with that specifically as it comes back.

Acceptance of the Friendly Amendment was made by Commissioner Sonleitner **and** Commissioner Gómez.

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

48. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: J.C. CARTER V. TEXAS COMMISSION ON JAIL STANDARDS, ET AL. (CARTER; FRASIER; CIVIL RIGHTS) ¹ (5:05 PM) (6:26 PM)

Judge Biscoe announced that Item 48 would be considered in Executive Session.

No action necessary on Item 48.

- 49. 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 RICHARD VANDEVENTER “VAN” HARVEY. ^{1 AND 3} (5:05 PM) (6:26 PM)**

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

Motion by Judge Biscoe and seconded by Commissioner Davis to authorize settlement of this action in the amount of \$6,000.00, and our agreement to get the County Auditor to perform the requested audit/investigation.

Maker accept the Friendly Amendment by Commissioner Sonleitner that, if indeed, the party accepts that, it would also constitute a formal request of the County Auditor to do this if this is, indeed, acceptable to the other side.

Acceptance of the Friendly Amendment was made by Judge Biscoe.

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

THE FOLLOWING ITEM IS AN ADDENDUM:

- A1. CONSIDER SOLE SOURCE EXEMPTION ORDER, DISCUSS RECOMMENDATION TO PURCHASE ORACLE DATABASE LICENSES AND SUPPORT FROM ORACLE CORPORATION, AND TAKE APPROPRIATE ACTION. (4:30 PM)**

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Joe Harlow, Director, Information and Telecommunications Systems (ITS); Jessica Rio, Planning and Budget Analyst, PBO; Susan Spataro, Travis County Auditor; and Christian Smith, Executive Manager, PBO.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve Item A1.

A Clarification of the previous Motion was made by Judge Biscoe that in the Motion, the Court is approving the Purchasing Agent to sign these agreements.

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

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Baxter to adjourn the Voting Session. (6:27 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge