

## **MINUTES – JANUARY 29, 2002**

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

On Tuesday, the 29<sup>th</sup> day of January, 2002, the Commissioners' Court convened the regular Voting Session at 9:10 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 retired to Executive Session at 11:10 AM.

The Commissioners' Court reconvened the Voting Session at 11:58 AM.

The Commissioners' Court recessed the Voting Session at 11:59 AM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, called to order the Voting Session at 1:36 PM and adjourned at 1:37 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:37 PM and adjourned at 1:41 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:41 PM.

The Commissioners' Court retired to Executive Session at 1:41 AM.

The Commissioners' Court reconvened the Voting Session at 2:02 PM.

The Commissioners' Court adjourned the Voting Session at 2:06 PM.

The Commissioners' Court record notes that County Judge Samuel T. Biscoe was not present during this Voting Session.

**ADDITIONAL MOTION AND VOTE**

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to authorize Commissioner Sonleitner to sign on behalf of County Judge Biscoe for all of the business in today’s Court session.

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

**RESOLUTIONS & PROCLAMATIONS**

1. APPROVE A PROCLAMATION FOR SHIRLEY WARREN AS SHE RETIRES FROM TRAVIS COUNTY AFTER 11 YEARS OF DEDICATED SERVICE. (10:49 AM)

**Members of the Court heard from:** Shirley Warren, Assistant County Attorney, Outgoing Director of Collections Division; Jim Collins, Executive Assistant County Attorney; Elliot Beck, Assistant County Attorney, Incoming Director of Collections Division; David Escamilla, First Assistant County Attorney; John Hille, Assistant County Attorney; and Kevin Morse, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 1.

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

**CITIZENS COMMUNICATION**

2. **Members of the Court heard from:** Jimmy Castro, Private Citizen; and Ron Anderson, Private Citizen. (9:12 AM)

**CONSENT ITEMS**

- 3. **Motion by** Commissioner Gómez **and seconded by** Commissioner Moore to approve the following Consent Items: C1-C2, and Items 5, 8, 12.A, 14, 15, 16, 17, 18, 19, 23, 24, 25, 26, 27, 28.A-D, 29, 30, 32.A and B, 37, and 39. (9:19 AM)

**Motion carried:**

County Judge Samuel T. Biscoe	absent
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Margaret Moore	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.

**TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS**

- 4. APPROVE INTERLOCAL AGREEMENT WITH THE CITY OF AUSTIN FOR THE CONSTRUCTION OF TUSCANY WAY. (COMMISSIONER DAVIS) (9:22 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR); Cyd Grimes, Travis County Purchasing Agent; and Tom Nuckols, Assistant County Attorney.

**Clerk’s Note:** The Court gave Staff direction to work with the Planning and Budget Office to identify a funding source.

Item 4 to be reposted on February 5, 2002.

- 5. APPROVE CONTRACT FOR APPROVAL AND ACQUISITION OF CONSERVATION EASEMENT AND FENCING AGREEMENT FROM LNR GRANDVIEW LIMITED TO BECOME PART OF THE BALCONES CANYONLANDS PRESERVE. (COMMISSIONER SONLEITNER) (9:19 AM)

**Clerk’s Note:** Item 5 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 6. DISCUSS TEXAS DEPARTMENT OF TRANSPORTATION’S PROPOSED RULES FOR STATE HIGHWAY FRONTAGE ROADS AND TAKE APPROPRIATE ACTION. (9:32 AM)

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the letter with the Court’s draft comments, with the only change being a signature page to be added for the entire Commissioners Court to sign.

**Motion carried:**

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

- 7. CONSIDER FUNDING AGREEMENT FOR RIGHT OF WAY ACQUISITION AND UTILITY ADJUSTMENT ON LOOP 1 NORTH BETWEEN FM 734 AND SH 45, AND TAKE APPROPRIATE ACTION. (COMMISSIONER SONLEITNER) (9:39 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Tom Nuckols, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Moore that, after we do one last spell check, to go with Version B of the procedures, related to acquisition of these properties, the right of way procedures; and to approve a cover letter to the State that says we would request a timeline from them on this project, once they have heard from all of the partners in this, about when they think how long it will take for right of way acquisition, and when the commencement of the construction and completion can be accomplished.

**Motion carried:**

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

- 8. RECEIVE NOTICE OF SATISFACTORY CONSTRUCTION OF LA ISLA AT ANGEL BAY, A PRIVATE STREET SUBDIVISION IN PRECINCT 3. (COMMISSIONER MOORE) (9:19 AM)

**Clerk’s Note:** Item 8 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 9. DISCUSS FIRST YEAR CASH FLOW ESTIMATE FOR 2001 BOND PROGRAM AND TAKE APPROPRIATE ACTION. (9:58 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; Christian Smith, Executive Manager, Planning and Budget Office (PBO); and Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis that the Court is in agreement with the general order of the local projects.

**Motion carried:**

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

**HEALTH AND HUMAN SERVICES ITEMS**

- 10. APPROVE THE EXPENDITURE OF FUNDS TO ABATE NUISANCE CONDITIONS AT THE FOLLOWING PROPERTIES: (9:11 AM)
  - A. 0 WESTWARD HO TRAIL;
  - B. 1715 MILLHOUSE DRIVE;
  - C. 2305 SPRING WAGON LANE; AND
  - D. 6200 FM 973 NORTH.

Items 10.A-D to be reposted on February 12, 2002.

**PLANNING AND BUDGET DEPT ITEMS**

11. DISCUSS PRINCIPLES AND GUIDELINES FOR THE FY 03 PLANNING AND BUDGET PROCESS AND TAKE APPROPRIATE ACTION. (10:16 AM)

**Members of the Court heard from:** Christian Smith, Executive Manager, PBO; and Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 11, with the changes that were talked about.

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

12. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE. (9:19 AM)

- A. APPROVE GRANT CONTRACT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY FOR AN EMERGENCY UTILITY ASSISTANCE GRANT PROGRAM IN HEALTH & HUMAN SERVICES. THE GRANT CONTINUES THE PROGRAM FOR FY 02.

**Clerk’s Note:** Item 12.A added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

13. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:30 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; Alan Miller, Planning and Budget Analyst, PBO; Jessica Rio, Planning and Budget Analyst, PBO; Bill Derryberry, Senior Planning and Budget Analyst, PBO; Mike Hemby, Research Analyst, Travis County Sheriff’s Office (TCSO); and Valerie Spinelli, Planning and Budget Analyst, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the budget amendments and transfers as laid out by Planning and Budget, with the exception of adding the project code, KSMR02, to Item T6 as read into the record.

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

**ADMINISTRATIVE OPERATIONS ITEMS**

14. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR TRAVIS COUNTY EMPLOYEES & DEPENDENTS COVERED BY THE HOSPITAL AND INSURANCE FUND FOR PAYMENT OF \$489,025.67 FOR JANUARY 11, 2002 THROUGH JANUARY 17, 2002. (9:19 AM)

**Clerk’s Note:** Item 14 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

15. APPROVE PERSONNEL AMENDMENTS. (9:19 AM)

**Clerk’s Note:** Item 15 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

**PURCHASING OFFICE ITEMS**

16. APPROVE CONTRACT AWARD OF RFO#0020026-RV, A STATE QISV (“QUALIFIED INFORMATION SYSTEMS VENDOR”) CATALOGUE PURCHASE, TO SBC DATA COMM, THE LOW QUALIFIED OFFEROR, FOR MAINTENANCE SUPPORT OF NORTEL/BAY NETWORKING EQUIPMENT. (I.T.S.) (COMMISSIONER GOMEZ) (9:19 AM)

**Clerk’s Note:** Item 16 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

17. APPROVE STATE CATALOG PURCHASE FOR SUBSCRIPTIONS TO INTERNET LEGAL SERVICES, FROM LEXIS-NEXIS GROUP, A DIVISION OF REED ELSEVIER, INC. (RECORDS MANAGEMENT) (COMMISSIONER GOMEZ) (9:19 AM)

**Clerk’s Note:** Item 17 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

18. APPROVE CONTRACT AWARD FOR INTERCOM/PAGING AND MONITORING REPLACEMENT-BLDG. 130, IFB NO. B020009-RV, LINE ITEMS ONE AND TWO ONLY, TO THE SOLE BIDDER, ATS SUPPLY, INC., FORMERLY NETWORK MEDIA SERVICES, INC. (SHERIFF’S OFFICE) (COMMISSIONER GOMEZ) (9:19 AM)

**Clerk’s Note:** Item 18 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

19. APPROVE CONTRACT MODIFICATION NUMBER 1 (NO. PS010134-DS) TO THE CONTRACT WITH AMERICAN YOUTHWORKS (FORMERLY KNOWN AS AMERICAN INSTITUTE FOR LEARNING) FOR THE IMPROVEMENTS OF TRAILS AND COUNTY PARKS PERFORMED BY YOUTH IN AMERICAN YOUTHWORK’S E-CORPS CREWS. (HHS) (COMMISSIONER GOMEZ) (9:19 AM)

**Clerk’s Note:** Item 19 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.



- 20. APPROVE CONTRACT NO. PS020041-JW WITH JIM L.H. COX, PH.D & ASSOCIATES TO PROVIDE SEX OFFENDER TREATMENT SERVICES FOR JUVENILE OFFENDERS. (JUVENILE PROBATION) (COMMISSIONER GOMEZ) (9:11 AM)

Item 20 pulled from the Agenda.

- 21. APPROVE CONTRACT AWARD FOR THE PROVISION OF FILE SERVERS, RFO 00200040-RG, A STATE QISV (QUALIFIED INFORMATION SYSTEMS VENDOR) CATALOGUE PURCHASE TO THE LOW OFFEROR, AUSTIN RIBBON AND COMPUTER. (I.T.S.) (COMMISSIONER GOMEZ) (10:43 AM)

**Members of the Court heard from:** Joe Harlow, Director, Information and Telecommunications Systems (ITS); and Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 21.

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

- 22. APPROVE CONTRACT AWARD FOR RE-ROOFING OF THE TRAVIS COUNTY SMITH ROAD BUILDING, IFB NO. B020037-DM, TO THE LOW QUALIFIED BIDDER, RAIN KING, INC. (FACILITIES MANAGEMENT) (COMMISSIONER GOMEZ) (10:43 AM)

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

**Motion by** Commissioner Moore **and seconded by** Commissioner Davis to approve Item 22.

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

23. APPROVE FOUR (4) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 01T0227-RV, THE HOME DEPOT, FOR HOME REPAIR MATERIALS, ACCESSORIES AND SUPPLIES; CONTRACT APPROVED ON 9/25/01. (HOUSING SERVICES) (COMMISSIONER GOMEZ) (9:19 AM)

**Clerk's Note:** Item 23 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

24. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 01T0105-RG, CENTERLINE INDUSTRIES, FOR TRAFFIC PAINT; CONTRACT APPROVED ON 3/20/01. (TNR) (COMMISSIONER GOMEZ) (9:19 AM)

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

25. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 00T0223-RG, CAPP'S RENT-A-CAR, FOR RENTAL OF VEHICLES; CONTRACT APPROVED ON 4/25/00. (SHERIFF) (COMMISSIONER GOMEZ) (9:19 AM)

**Clerk's Note:** Item 25 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

26. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 01T0096-OJ, GENERAL SECURITY SERVICES CORPORATION, FOR ELECTRONIC MONITORING – JUVENILE CENTER; CONTRACT APPROVED ON 3/20/01. (GARDNER BETTS JUVENILE JUSTICE CENTER) (COMMISSIONER GOMEZ) (9:19 AM)

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

27. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 00T0192-JP, CAPITAL CHEM CAN COMPANY, FOR RENTAL OF PORTABLE TOILETS; CONTRACT APPROVED ON 4/4/00. (TNR) (COMMISSIONER GOMEZ) (9:19 AM)

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

28. APPROVE 12-MONTH EXTENSIONS TO THE FOLLOWING CONTRACTS FOR COPIER CHEMICAL SUPPLIES; CONTRACTS APPROVED ON 4/25/00. (RECORDS MGMT) (COMMISSIONER GOMEZ) (9:19 AM)

- A. NO. 00T0224-RG, IKON OFFICE SUPPLIES (MODIFICATION NO. 3);
- B. NO. 00T0225-RG, NASHUA CORPORATION (MODIFICATION NO. 2);
- C. NO. 00T0226-RG, CTWP (MODIFICATION NO. 2); AND
- D. NO. 00T0227-RG, XEROX (MODIFICATION NO. 2)

**Clerk's Note:** Items 28.A-D added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

29. DISCLOSE RELATIONSHIP WITH KEY CONTRACTING PERSON (SPOUSE), DISCUSS AND APPROVE ORDER WAIVING THE REQUIREMENTS OF DISCRETIONARY CONTRACTS PURSUANT TO SECTION 32.004(f) OF THE TRAVIS COUNTY ETHICS POLICY FOR THE PURPOSE OF APPROVING AN INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION FOR SUBSTANCE ABUSE TREATMENT SERVICES - SAMUEL T. BISCOE. (HHSD) (9:19 AM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 29 is posted to publicly notify a relationship with a key contracting person.

**Clerk's Note:** Item 29 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court's Motion and Vote.

30. DISCLOSE RELATIONSHIP WITH KEY CONTRACTING PERSON (SPOUSE), DISCUSS AND APPROVE ORDER WAIVING THE REQUIREMENTS OF DISCRETIONARY CONTRACTS PURSUANT TO SECTION 32.004(f) OF THE TRAVIS COUNTY ETHICS POLICY FOR THE PURPOSE OF APPROVING AN INTERLOCAL AGREEMENT BETWEEN TRAVIS COUNTY AND AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION FOR MENTAL RETARDATION SERVICES - SAMUEL T. BISCOE. (HHSD) (9:19 AM)

**Clerk's Note:** Commissioner Sonleitner announced that Item 30 is posted to publicly notify a relationship with a key contracting person.

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

- 31. A. APPROVE ORDER EXEMPTING CONTRACT FOR PROGRAMMING SERVICES FROM THE COUNTY PURCHASING ACT (TEX. LOCAL GOVT. CODE ANN. SECTION 262.023). (9:12 AM)
- B. APPROVE CONTRACT AWARD FOR THE PURCHASE OF PROGRAMMING SERVICES FOR GASB-34 REPORTING FROM RUTH DAVIS AND WAIVE INSURANCE REQUIREMENTS PER POLICY. (I.T.S.)

Items 31.A and B postponed until February 5, 2002.

- 32. A. APPROVE INTERLOCAL AGREEMENT IL020092-OJ, WITH THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE. (9:19 AM)
- B. APPROVE PURCHASE OF A GMC POTHOLE PATCHER OFF INTERLOCAL AGREEMENT NO. IL020092-OJ FROM LONE STAR TRUCK CENTER FOR THE TNR DEPARTMENT.

**Clerk’s Note:** Items 32.A and B added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

**OTHER ITEMS**

- 33. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (10:48 AM)

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

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez to approve a contract modification to extend the time of the contract with Herndon Stauch and Associates, no dollar amount attached.

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

- 34. APPROVE INCLUSION OF FLYERS FROM THE CITY OF AUSTIN PROMOTING THE ELECTRIC LAWNMOWER EXCHANGE PROGRAM ALONG WITH THE DISTRIBUTION OF TRAVIS COUNTY EMPLOYEES’ PAY ENVELOPES. (COMMISSIONER DAVIS AND COMMISSIONER SONLEITNER) (10:09 AM)

**Members of the Court heard from:** Scott Johnson, Central Texas Lawnmower Initiative.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 34.

**Maker and Second accept the Friendly Amendment by** Commissioner Sonleitner that this request is consistent with what we need to accomplish under the O3 Flex Plan in terms of voluntary efforts, and because this is also on behalf of our funding partners at the Austin Clean Air Force, to which Travis County contributes funds.

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

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

- 35. APPROVE BY ORDER THE AUTHORIZATION UNDER THE TEXAS CODE OF CRIMINAL PROCEDURE ART. 103.004(b) FOR THE DISPOSITION OF COLLECTED MONEY BY DEPOSIT IN THE COUNTY TREASURY NOT LATER THAN THE SEVENTH REGULAR BUSINESS DAY AFTER THE DATE THAT THE MONEY IS COLLECTED. (COMMISSIONER GOMEZ) (9:12 AM)

Item 35 pulled from the Agenda.

36. APPROVE RESOLUTION PROVIDING FOR COUNTY ACCOUNT AND REPETITIVE TRANSFER AUTHORIZATION FOR EXECUTION OF TRANSFER OF FUNDS. (WIRE TRANSFER) (9:22 AM)

**Motion by** Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 36.

**Motion carried:**

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

37. APPROVE AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND TRAVIS COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) FOR DRUG AND ALCOHOL TREATMENT, TO COMPLY WITH CRIMINAL JUSTICE ASSISTANCE DIVISION REQUIREMENTS. (SHERIFF) (9:19 AM)

**Clerk’s Note:** Item 37 added to Consent Items. Please refer to Agenda Item 3 (CONSENT ITEMS) for the Court’s Motion and Vote.

38. DISCUSS APPOINTMENT OF ELECTED OFFICIALS’ SALARY GRIEVANCE COMMITTEE AND TAKE APPROPRIATE ACTION. (11:06 AM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk.

**Clerk’s Note:** The Court drew the names of the members of the Salary Grievance Committee at random in the following order: Kit Gwin, Jerome Buxkemper, Pat Thomas, Robert Martinez, Jimmie Jones, Lynda Cantu, Mike Reynolds, Jene Lanclos Bearse, Mike Dunn, Debbie Sanchez Wagner, Henry Taylor III, Marjon Christopher, Jean Russell, Ed Robertson, Bob Vallilee, and Mary O’Hare.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the names that were pulled in the order they were pulled, and for the County Clerk to work down the list, and get members on the Committee, and for Alternates to be named.

**Motion carried:**

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

- 39.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:19 AM)

**Clerk's Note:** Item 39 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

- 40.**   **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> (11:10 AM) (1:41 PM) (2:03 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 40.A and B are associated with one another and were called for concurrent discussion.

Commissioner Sonleitner announced that Items 40.A and B would be considered in Executive Session.

No action required on Items 40.A and B.

Items 40.A and B to be reposted on February 5, 2002.

- 41. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO NORTH RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (11:10 AM) (2:03 PM)

Commissioner Sonleitner announced that Item 41 would be considered in Executive Session.

**Members of the Court heard from:** Pat Ford, Real Estate Manager, Facilities Management.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis that we rescind our original offer related to the two lots, and we counter with a \$550,000.00 offer for Lot 4 only, and give instructions to our Real Estate Manager to work with the County Attorney’s Office on an appropriate Broker contract to be brought back at a later date, with an exemption order rolled into that particular item; and, in terms of the original terms related to Lot 4, related to the easement, and wanting to get that easement across that property removed, all those terms and conditions that originally related to Lot 4 continue with just the single offer on Lot 4.

**Motion carried:**

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

- 42. DISCUSS, APPROVE, OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST NINTH STREET. <sup>2</sup> (9:12 AM)

Item 42 postponed until February 5, 2002.

- 43. DISCUSS, APPROVE, OR TAKE ANY APPROPRIATE ACTION REGARDING THE LEASE PROPOSAL FOR PARKING SPACES AT 9<sup>TH</sup> AND LAVACA STREETS. <sup>2</sup> (11:10 AM) (2:04 PM)

Commissioner Sonleitner announced that Item 43 would be considered in Executive Session.

**Clerk’s Note:** The Court gave directions to Staff to bring back leases and potential budget transfers so the Court can make the appropriate choices about which direction they would like to go.

No action required on Item 43.

Item 43 to be reposted on February 5, 2002.



- 44. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY V. CLARK WALLACE, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (11:10 AM) (1:41 PM) (2:05 PM)

Commissioner Sonleitner announced that Item 44 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis that Commissioner Sonleitner be authorized to sign the tax resale deed in the amount of \$7,759.67 to George J. Henko III.

**Motion carried:**

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

- 45. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY V. SMALL PLANES, INC. X96-01086 AND TAKE APPROPRIATE ACTION. <sup>1</sup> (11:10 AM) (1:41 PM) (2:05 PM)

Commissioner Sonleitner announced that Item 45 would be considered in Executive Session.

Item 45 postponed until February 5, 2002.

- 46. RECEIVE BRIEFING FROM COUNTY ATTORNEY ON CONCERNS REGARDING ORGANIZATION OF TRAVIS COUNTY EMERGENCY SERVICES, AVIATION OPERATIONS, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (11:10 AM) (2:05 PM)

Commissioner Sonleitner announced that Item 46 would be considered in Executive Session.

Item 46 to be reposted on February 5, 2002.

- 47. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN: FREDRICK PLUET, (DECEASED) V. MARGO FRASIER, ET AL. (CIVIL RIGHTS) <sup>1</sup> (11:10 AM) (2:06 PM)

Commissioner Sonleitner announced that Item 47 would be considered in Executive Session.

Item 47 postponed until February 5, 2002.

- 48. DISCUSS COURT OF APPEALS RULING ON COUNTY’S STATUTORY AUTHORITY TO REVISE SUBDIVISION PLATS, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (11:10 AM) (2:06 PM)

Commissioner Sonleitner announced that Item 48 would be considered in Executive Session.

**Clerk’s Note:** The Commissioners Court gave directions to Staff to continue to visit with the County Attorney’s Office, and bring back an appropriate recommendation when they feel they have suggestions for the Commissioners Court based on the Court of Appeals ruling.

No action necessary on Item 48.

**ADJOURNMENT**

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to adjourn the Voting Session. (2:06 PM)

**Motion carried:**

County Judge Samuel T. Biscoe	absent
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	yes
Precinct 3, Commissioner Margaret Moore	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**