

MINUTES – APRIL 2, 2002
TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 2nd day of April, 2002, the Commissioners' Court convened the regular Voting Session at 9:16 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 Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 10:48 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 10:50 AM and adjourned at 10:50 AM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, called to order the Voting Session at 10:51 AM and adjourned at 10:53 AM.

The Commissioners' Court, meeting as the Capital Health Facilities Development Corporation, the Capital Industrial Development Corporation, and the Travis County Cultural Education Facilities Finance Corporation, called to order the Voting Sessions at 10:53 AM and adjourned at 10:54 AM.

The Commissioners' Court, meeting as the Travis County Development Authority, called to order the Voting Session at 10:54 AM and adjourned at 10:55 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 10:55 AM and recessed at 10:56 AM.

The Commissioners' Court reconvened the regular Voting Session at 10:57 AM and recessed the Voting Session at 10:57 AM.

The Commissioners' Court reconvened the regular Voting Session at 11:01 AM and recessed the Voting Session at 12:21 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, reconvened the Voting Session at 1:37 PM and recessed at 1:47 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:47 PM and recessed the Voting Session at 2:29 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, reconvened the Voting Session at 2:29 PM and adjourned at 2:52 PM.

The Commissioners' Court reconvened the regular Voting Session at 2:53 PM and retired to Executive Session at 3:55 PM.

The Commissioners' Court reconvened the Voting Session at 5:06 PM and adjourned the Voting Session at 5:10 PM.

PUBLIC HEARINGS

1. DISCUSS REVISION OF A PLAT AND APPROVE FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF LOTS 14, 15, AND 16, SANDY SHORES - (AMENDED – 2 LOTS – .811 ACRES – JOY ROAD – NO FISCAL REQUIRED – LCRA OSSF – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE) (ACTION ITEM # 17) (9:19 AM)

Motion by Commissioner Moore **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 Margaret Moore 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 Moore **and seconded by** Commissioner Gómez 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 Margaret Moore yes
Precinct 4, Commissioner Margaret J. Gómez yes

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 17 for the Court’s Motion and Vote.

- 2. DISCUSS PROPOSED SPEED LIMITS AND TRAFFIC CONTROL DEVICES ON DESSAU ROAD IN THE VICINITY OF DESSAU MIDDLE SCHOOL (PFLUGERVILLE I.S.D.) IN PRECINCT ONE. (COMMISSIONER DAVIS) (ACTION ITEM # 18) (9:20 AM)

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner 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 Margaret Moore yes
 Precinct 4, Commissioner Margaret J. Gómez yes

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Craig McCoy, Travis County Resident, Precinct 1; Libby Gardner, Superintendent, Pflugerville Independent School District; and David Elger, Travis County Resident, Precinct 1.

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner 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 Margaret Moore yes
 Precinct 4, Commissioner Margaret J. Gómez yes

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 18 for the Court’s Motion and Vote.

RESOLUTIONS AND PROCLAMATIONS

- 3. APPROVE RESOLUTION PROCLAIMING THE WEEK OF APRIL 7-13, 2002 AS “WEEK OF THE YOUNG CHILD” IN TRAVIS COUNTY. (9:27 AM)

Members of the Court heard from: David Lurie, Austin-Travis County Health and Human Services (A-TCHHS); and Angelica Santacruz, Coordinator, Early Childcare Education Program, A-TCHHS.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 3.

Motion carried: County Judge Samuel T. Biscoe yes
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

- 4. APPROVE RESOLUTION RECOGNIZING THE MONTH OF APRIL 2002 AS “CHILD ABUSE PREVENTION MONTH” IN TRAVIS COUNTY. (9:32 AM)

Members of the Court heard from: Michael Hurewitz, Project Coordinator, The Pebble Project, Communities In School; Karrie Galven, Vice Chair, Travis County Child Protective Services Board; Laura Atkins, Director, Office of Children’s Services; Dana Grasso, Child and Adolescent Counselor, SafePlace; and Amanda Van Hues, Director, Program Services, Children’s Advocacy Center.

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve Item 4.

Motion carried: County Judge Samuel T. Biscoe yes
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

5. APPROVE RESOLUTION DECLARING APRIL 2002 AS “KEEP AUSTIN BEAUTIFUL” MONTH AND COMMITTING THE COUNTY TO SPONSOR AND PARTICIPATE IN THE ANNUAL CLEAN SWEEP PROGRAM ON APRIL 6 AND OTHER COUNTY CLEANUPS THROUGHOUT APRIL. (9:36 AM)

Members of the Court heard from: Charles Williams, Conservation Coordinator, TNR; Irene Guzman, Executive Director, Keep Austin Beautiful; Beth Doty, President, Board of Directors, Keep Austin Beautiful; and Dawn Gaines, Project Coordinator, Keep Austin Beautiful.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 5.

Motion carried:

County Judge Samuel T. Biscoe	yes
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

6. APPROVE RESOLUTION OBSERVING “NATIONAL WORK ZONE AWARENESS WEEK” IN TRAVIS COUNTY DURING THE WEEK OF APRIL 8 THROUGH 12, 2002. (9:41 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Winzell Stafford, Satellite One, TNR; Carolyn Harris, Satellite One, TNR; Vernell Daniels, Satellite One, TNR; Ramon Hernandez, Satellite One, TNR; Tarron Earthman, Satellite One, TNR; and Don Wheeler, Division Director, Road and Bridge, TNR.

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

Motion carried:

County Judge Samuel T. Biscoe	yes
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

Members of the Court heard from: Kenneth Snyder, Northridge Acres; Rick Kiefer, Harris Branch Resident; and Florence Yearty, Private Citizen. (9:46 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve the following Consent Items: C1-C4, and Items 8, 9, 11, 12.A, 17, 18, 19, 20, 21, 22.A and B, 23, 26, 27, 29, and 36. (9:55 AM)

Motion carried:

County Judge Samuel T. Biscoe	yes
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 CORRECTINAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR THE FOLLOWING MEETINGS:
 - A.** VOTING SESSION OF MARCH 5, 2002;
 - B.** VOTING SESSION OF MARCH 12, 2002; AND
 - C.** VOTING SESSION OF MARCH 19, 2002.
- C4.** APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 23, 2002 TO DISCUSS AND APPROVE A REVISION OF A PLAT AND APPROVE FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: RESUBDIVISION OF TRACT 102, TRAVIS HOLLOW, SECTION THREE - (REPLAT - 2 LOTS – 5.288 ACRES – ALFALFA LANE – NO FISCAL REQUIRED –TRAVIS COUNTY ON-SITE SEWAGE FACILITY – LAGO VISTA ETJ). (COMMISSIONER MOORE)

7. DISCUSS AND/OR TAKE APPROPRIATE ACTION FOR CONVERSION OF THE COUNTY PAYROLL CYCLE FROM SEMI-MONTHLY TO BI-WEEKLY AT THE FIRST TIME THIS FISCAL YEAR THAT THE FLSA CYCLE AND CURRENT PAYROLL CYCLE COINCIDE. (COMMISSIONER DAVIS) (10:11 AM)
 - A. INSTRUCT HRMD TO PURSUE MODIFICATION TO THE BENEFITS CONTRACTS THAT ARE CONSISTENT WITH BI-WEEKLY BILLINGS.
 - B. INSTRUCT THE COUNTY AUDITOR TO CALCULATE ALL EMPLOYEES' PAY ON AN HOURLY BASIS.
 - C. INSTRUCT INFORMATION SYSTEMS (I.T.S.) DEPARTMENT TO OBTAIN SYSTEM MODIFICATION FOR PAYROLL SYSTEM TO CALCULATE PAY ON AN HOURLY BASIS.
 - D. INSTRUCT HRMD TO BRING FORTH FOR COMMISSIONERS COURT APPROVAL POLICIES THAT CHANGE ACCRUAL CALCULATIONS TO A 26-PAY PERIOD CYCLE AND OTHER AMENDMENTS REQUIRED TO BE IN COMPLIANCE WITH FLSA.

Members of the Court heard from: Linda Moore Smith, Director, Human Resources Management Department (HRMD); and Susan Spataro, Travis County Auditor.

Motion by Commissioner Davis that we conduct an employee survey for substantial evidence to show if the Travis County employees would prefer 26 pay periods a year as opposed to the semi-monthly current pay status.

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

Discussion Only.

8. APPROVE ORDER DELEGATING TO THE TRAVIS COUNTY EXECUTIVE MANAGER FOR ADMINISTRATIVE OPERATIONS THE AUTHORITY TO EXECUTE LICENSE AGREEMENTS BETWEEN TRAVIS COUNTY AND THE CITY OF AUSTIN FOR USE OF THE TRAVIS COUNTY COURTHOUSE AS AN ELECTION DAY POLLING PLACE BY THE CITY OF AUSTIN. (9:55 AM)

Clerk's Note: Item 8 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 9. REVIEW AND APPROVE THE IMMEDIATE RELEASE OF REIMBURSEMENT PAYMENT TO UNITED HEALTH CARE FOR CLAIMS PAID FOR TRAVIS COUNTY EMPLOYEES AND DEPENDENTS COVERED BY THE HOSPITAL AND INSURANCE FUND FOR PAYMENT OF \$212,393.06 FOR PERIOD OF MARCH 15, 2002 THROUGH MARCH 21, 2002. (9:55 AM)

Clerk’s Note: Item 9 added to the Consent Items. Please refer to CONSENT ITEMS for the Court’s Motion and Vote.

- 10. REVIEW THE FOLLOWING PROPERTY CLAIM RECOMMENDATIONS, AND TAKE APPROPRIATE ACTION:

A. SETTLE TOTAL LOSSES: (10:26 AM)

- 1. T.C.S.O. – UNIT 1829
- 2. TNR – UNIT 1311
- 3. T.C.S.O. – UNIT 1809
- 4. TNR – UNIT 1366
- 5. T.C.S.O. – UNIT 1816
- 6. T.C.S.O. – UNIT 9903
- 7. T.C.S.O. – UNIT 9742
- 8. T.C.S.O. - UNIT 1986
- 9. T.C.S.O. - UNIT 9913
- 10. CONSTABLE ONE – UNIT 1837

Members of the Court heard from: Donna Stirman, Risk Management, HRMD; and Dan Mansour, Risk Manager, HRMD.

Motion by Judge Biscoe **and seconded by** Commissioner Moore to approve Items 10.A.1, 2, 3, 4, 5, 6, 7, 8, 9, and 10.

Motion carried:

County Judge Samuel T. Biscoe	yes
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

ITEM 10 CONTINUED

B. NORTHEAST METROPOLITAN PARK; AND (10:28 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 10.B, the tree replacement.

Motion carried: County Judge Samuel T. Biscoe yes
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

C. RICHARD MOYA PARK (10:29 AM)

Members of the Court heard from: Dan Mansour, Risk Manager, HRMD; Roy Turley, Parks Program Manager, TNR; and Leroy Nellis, Budget Manager, Planning and Budget Office (PBO).

Motion by Commissioner Gómez **and seconded by** Commissioner Moore that we approve the \$320,559.00 from Risk Management to repair Moya Park; and that we put the \$398,072.00 into the Certificates of Obligation for Fiscal Year 2003; and to approve the transfer from the Catastrophic Reserve of \$320,559.00 to cover the damage.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner to authorize the Risk Manager to pay the invoices once they come in, and are approved by TNR.

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

ITEM 10 CONTINUED

A Restatement of the previous Motion was made by Commissioner Gómez that we approve the \$320,559.00 from Risk Management, and transfer that money from the Catastrophic Fund; and that we approve \$398,072.00 in Certificates of Obligation for Fiscal Year 2003 for the concrete trail, the asphalt, and the bridges; and that we give Risk Management the authority to sign the purchase orders for the contractors.

Motion carried: County Judge Samuel T. Biscoe	yes
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

11. APPROVE PERSONNEL AMENDMENTS. (9:55 AM)

Clerk’s Note: Item 11 added to the Consent Items. Please refer to CONSENT ITEMS for the Court’s Motion and Vote.

PLANNING AND BUDGET DEPT. ITEMS

12. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (9:55 AM)

A. APPROVE GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR A BULLETPROOF VEST PARTNERSHIP PROGRAM GRANT IN THE CONSTABLE PRECINCT TWO OFFICE. THIS GRANT SUPPLIES 50% OF THE COST FOR BULLETPROOF VESTS.

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

13. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:43 AM)
(3:55 PM) (5:06 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to approve budget amendments and transfers A1, A2, and A4, and T1, excluding A3.

Motion carried: County Judge Samuel T. Biscoe	yes
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

Judge Biscoe announced that Item 13, budget amendment A3, would be considered in Executive Session pursuant to Gov't Code Ann 551.072, Real Property.

Clerk's Note: Items 13 and 41 are associated with one another and were called for concurrent discussion. Please refer to Item 41 for a summary of the Court's Motion and Vote.

TRANSPORTATION & NATURAL RESOURCES DEPT ITEMS

14. **TAKE UP AT 11:00 A.M.** ACCEPT REPORT FROM SOLID WASTE SITING ORDINANCE ADVISORY COMMITTEE, GIVE STAFF DIRECTIONS, AND TAKE ANY OTHER APPROPRIATE ACTION. (JUDGE BISCOE AND COMMISSIONER DAVIS) (9:18 AM) (11:01 AM) (3:55 PM)

Members of the Court heard from: Tom Nuckols, Assistant County Attorney; Jim Gudenrath, Chair, Solid Waste Working Group; David Samuelson, Member, Solid Waste Working Group, and President, Blackland Prairie Concerned Citizens' Association; Trek English, Member, Solid Waste Working Group, and President, North East Action Group; Gayle Anderson, Travis County Resident; Gary Johnson, Travis County Resident; Henry Troell, President, Park Springs Neighborhood Associations; Sue Webb, Elgin Resident; Chuck Garner, Travis County Resident; Joyce Best, Member, North East Action Group; John Sabol, Travis County Resident; Amy Kirsten, Chimney Hills Resident, and Member, North East Action Group; Brian Rogers, Developer; Zora Williams, Resident, LBJ Neighborhood; Robin Snyder, Director, Texas Campaign for the Environment; Lea Douglas, Travis County Resident; Jeanette Klotz, Member, North East Action Group; Steve Sibrell, Travis County Resident; Mark McAfee, Owner, Barr Mansion, and Travis County Resident; Ann McAfee, Travis County Resident; and John Kuhl, Natural Resources Program Manager, TNR.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve B.1-4, C and D, of the Biscoe memo; that we ask the residents to try to give us 8-12 names of residents to serve on a working committee, by 5:00 p.m. Monday, April 8, 2002, so that we can approve that committee list on the Tuesday, April 9, 2002 meeting; and to contact industry representatives, and get names from them, and to have an appropriate Item to approve both lists of committee members.

An Addition to the previous Motion was made by Judge Biscoe to include Item A of the memo submitted by Judge Biscoe, and to include the draft order on the Internet.

Maker accept the Friendly Amendment by Commissioner Davis to lock down the date of June 4, 2002 for the Court to take action on the Solid Waste Order.

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 Margaret Moore	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 14 to be reposted on April 9, 2002.

- 15. CONSIDER LETTER FROM SENATOR MADLA REGARDING SENATE BILL 1445 AND OTHER BILLS, AND TAKE APPROPRIATE ACTION. (10:43 AM)

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

Item 15 to be reposted on April 9, 2002.

- 16. AS PER CHAPTER 64, REGULATIONS FOR FLOODPLAIN MANAGEMENT, APPROVE THE REVISED FLOOD INSURANCE RATE MAPS AND CORRESPONDING FLOOD INSURANCE STUDY AS THE OFFICIAL FLOOD INSURANCE RATE MAPS AND FLOOD INSURANCE STUDY FOR TRAVIS COUNTY BEGINNING APRIL 15, 2002. (COMMISSIONER MOORE) (10:45 AM)

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

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve Item 16, effective April 15, 2002.

Motion carried:

County Judge Samuel T. Biscoe	yes
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

- 17. APPROVE REVISION OF A PLAT AND APPROVE FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF LOTS 14, 15, AND 16, SANDY SHORES - (AMENDED – 2 LOTS – .811 ACRES – JOY ROAD – NO FISCAL REQUIRED –LCRA OSSF – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE) (9:55 AM)

Clerk’s Note: Agenda Item 17 is the action item for the public hearing on Item 1.

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

18. CONSIDER SPEED LIMITS AND TRAFFIC CONTROL DEVICES ON DESSAU ROAD IN THE VICINITY OF DESSAU MIDDLE SCHOOL (PFLUGERVILLE I.S.D.) IN PRECINCT ONE, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) (9:55 AM)

Clerk's Note: Agenda Item 18 is the action item for the public hearing on Item 2.

Clerk's Note: Item 18 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

PURCHASING OFFICE ITEMS

19. APPROVE PURCHASE OF ONE (1) VEHICLE UNDER STATE TERM CONTRACT. (TNR) (COMMISSIONER GOMEZ) (9:55 AM)

Clerk's Note: Item 19 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

20. APPROVE CONTRACT AWARDS FOR PARK CONCESSION OPERATIONS, RFS S020059-RG TO CAMPERS CONCESSION FOR FOOD ITEMS AND THE PHOTOGUY.COM FOR SPORT PHOTOGRAPHY SERVICES. (TNR) (COMMISSIONER GOMEZ) (9:55 AM)

Clerk's Note: Item 20 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

21. REJECT ALL BIDS RECEIVED FOR IFB B0200056-RG, PLAYSCAPES. (TNR) (COMMISSIONER GOMEZ) (9:55 AM)

Clerk's Note: Item 21 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

22. APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR LOCKS AND KEYS; CONTRACTS APPROVED ON 6/20/01. (FACILITIES) (9:55 AM)

- A. NO. 01T0135-RG, YATES SECURITY INCORPORATED; AND
- B. NO. 01T0136-RG, BEST LOCK CORPORATION.

Clerk's Note: Items 22.A and B added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

23. APPROVE A 12-MONTH EXTENSION AND ADDITION OF DE-ICING ADDITIVE (MODIFICATION NO. 1) TO CONTRACT NO. 01T0120-LD, AVFUEL CORPORATION, FOR AVIATION FUEL; CONTRACT APPROVED ON 5/1/01. (COMMISSIONER GOMEZ) (9:55 AM)

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

24. APPROVE CONTRACT AWARD FOR WATER DAMAGE REMEDIATION AND DECONTAMINATION SERVICES, IFB NO. B020055-LB, TO THE TWO LOW BIDDERS: (9:59 AM)

- A. BLACKMON MOORING STEAMATIC – CONTRACT NO. JC020139LB; AND
- B. Q-1 SERVICES, INC. – CONTRACT NO. JC020086LB.

Members of the Court heard from: Mark Sanders, TurnKey Indoor Air Quality, LLC; and Cyd Grimes, Travis County Purchasing Agent.

Discussion Only.

Items 24.A and B to be reposted on April 9, 2002.

25. CONSIDER RENEWAL OF SOCIAL SERVICE CONTRACT FOR CRIME PREVENTION INSTITUTE, INC., FROM JANUARY 1, 2002 THROUGH DECEMBER 31, 2002; CONTRACT WAS APPROVED ON 4/1/00, AND TAKE APPROPRIATE ACTION. (HHSD) (COMMISSIONER GOMEZ) (9:16 AM)

Item 25 postponed until April 9, 2002.

26. APPROVE CONTRACT AWARD FOR THE PROCUREMENT OF DIRECT RECORDING ELECTRONIC (DRE) VOTE TABULATION EQUIPMENT, RFP P010055-LC, TO THE LOWEST AND BEST PROPOSER, HART INTERCIVIC, INC. (COUNTY CLERK) (COMMISSIONER SONLEITNER) (9:55 AM)

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

27. APPROVE MODIFICATION NO. 1 TO PS980019KW, A WORLD FOR CHILDREN, INC. TO PROVIDE RESIDENTIAL TREATMENT SERVICES. (JUVENILE PROBATION) (COMMISSIONER GOMEZ) (9:55 AM)

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

28. 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 CONTRACT NO. IL020141JW BETWEEN TRAVIS COUNTY AND AUSTIN-TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION FOR MENTAL RETARDATION SERVICES - SAMUEL T. BISCOE. (HHSD) (COMMISSIONER GOMEZ) (9:58 AM)

Clerk's Note: The Court announced that Item 28 is posted to publicly notify and disclose a relationship with a key contracting person.

Discussion Only.

29. APPROVE INTERLOCAL NO. IL020141JW WITH AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER (ATCMHMR) TO PROVIDE A FEASIBILITY STUDY FOR A SOBRIETY CENTER FOR TRAVIS COUNTY. (HHSD) (9:55 AM)

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

OTHER ITEMS

- 30. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (3:54 PM)

No action necessary on Item 30.

- 31. DISCUSS AND APPROVE ITEMS RELATED TO THE CONDUCT OF THE APRIL 9, 2002 JOINT PRIMARY RUNOFF ELECTIONS, AND TAKE APPROPRIATE ACTION. (2:53 PM)

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the designation of two polling places, Precinct 166 at Homestyle Inn, 9220 North IH 35 and Precinct 351 at Patton Elementary, 6001 Westcreek Drive, and to approve the list of Presiding Judge recommendations for the April 9, 2002 Runoff Election, and to approve the license agreement with Village Shopping Center for the use of a designated area as an early voting polling place for the April 9, 2002 Runoff Election.

Motion carried:

County Judge Samuel T. Biscoe	yes
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

- 32. RECEIVE BRIEFING, DISCUSS AND TAKE APPROPRIATE ACTION ON THE SHERIFF’S OFFICE VARIANCE BEDS REDUCTION PLAN TO BE PRESENTED TO THE TEXAS COMMISSION ON JAIL STANDARDS. (3:46 PM)

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

Discussion Only.

33. CONSIDER FEASIBILITY OF ADDING ADDITIONAL FTE'S TO SHERIFF'S OFFICE TO REDUCE OVERTIME EXPENDITURES, AND TAKE APPROPRIATE ACTION. (2:58 PM)

Members of the Court heard from: David Balagia, Major, TCSO; Bill Derryberry, Senior Planning and Budget Office, PBO; Margo Frasier, Travis County Sheriff; Mike Hemby, Research Analyst, TCSO; Dinah Dinwiddie, Executive Manager, Justice and Public Safety (JPS); and Jim Connolly, Assistant County Attorney.

Motion by Commissioner Gómez **and seconded by** Judge Biscoe to set out the specifics of Option C, 10 Corrections Officers, and 15 Security Coordinators, plus the 2 Corrections Officers for the Criminal Justice Center, as listed in the backup, getting us through the end of this fiscal year, and figuring out the impact on Fiscal Year 2003.

Motion carried:

County Judge Samuel T. Biscoe	yes
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

Item 33 to be reposted on April 9, 2002.

34. APPROVE CONTRACT FOR ACCOUNTING, ADMINISTRATIVE AND CLERICAL SERVICES BETWEEN TRAVIS COUNTY AND TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION, CAPITAL HEALTH FACILITIES DEVELOPMENT CORPORATION, TRAVIS COUNTY HOUSING FINANCE CORPORATION, CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION, TRAVIS COUNTY DEVELOPMENT AUTHORITY, AND TRAVIS COUNTY CULTURAL EDUCATION FACILITIES FINANCE CORPORATION, AND TAKE APPROPRIATE ACTION. (9:17 AM) (3:53 PM)

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

Motion carried:

County Judge Samuel T. Biscoe	yes
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 RESOLUTION FOR REPETITIVE TEMPLATE AND USER AUTHORIZATION REQUEST FOR EXECUTION OF TRANSFER OF FUNDS (WIRE TRANSFER). (TREASURER'S OFFICE) (10:48 AM)

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 35.

Motion carried: County Judge Samuel T. Biscoe	yes
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

36. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:55 AM)

Clerk's Note: Item 36 added to the Consent Items. Please refer to 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

- 37. A.** RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE PROGRAM, AND TAKE APPROPRIATE ACTION. ¹ (3:55 PM) (5:06 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

Clerk's Note: Items 37.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 37.A and B would be considered in Executive Session.

No action necessary on Items 37.A and B.

Items 37.A and B to be reposted on April 9, 2002.

- 38.** DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE PROPOSED SECURITY FEATURES FOR THE PRECINCT 4 OFFICE BUILDING. (COMMISSIONER GOMEZ) ⁴ (9:17 AM)

Item 38 postponed until April 9, 2002.

- 39.** DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST RURAL COMMUNITY CENTER AND CLINIC. ² (9:17 AM)

Item 39 postponed until April 9, 2002.

- 40. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO NORTH RURAL COMMUNITY CENTER AND CLINIC. ² (9:17 AM)

Item 40 postponed until April 9, 2002.

- 41. DISCUSS, APPROVE, OR TAKE ANY APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES FOR THE TRAVIS COUNTY PALM SQUARE OFFICE BUILDING. ² (3:55 PM) (5:06 PM)

Judge Biscoe announced that Item 41 would be considered in Executive Session.

Clerk’s Note: Items 41 and 13 are associated with one another and were called for concurrent discussion.

Members of the Court agreed to consider one Motion for Items 41 and 13.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the appraisal being done as laid out by our Real Estate Manager and that we also approve budget amendment A3, on Item 13, which provides that funding source for the appraisal.

Maker and Second accept the Friendly Amendment by Commissioner Moore to direct the County Attorney to promulgate a policy that would cover this type of situation.

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

Motion carried:

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

42. DISCUSS POTENTIAL ACQUISITION SITES FOR EAST METRO PARK, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) ² (3:55 PM) (5:08 PM)

Judge Biscoe announced that Item 42 would be considered in Executive Session.

Motion by Commissioner Davis **and seconded by** Judge Biscoe to direct Joe Gieselman, Executive Manager, Transportation and Natural Resources Department, to continue to provide us with a Short List of those particular properties they have looked at, and making sure that these particular properties are suitable for a park; and also, when the Short List is formed, to do the necessary due diligence on those particular sites that they bring back from that Short List.

A Clarification of the previous Motion was made by Commissioner Sonleitner that the intent is, that the Short List, at this moment, is really focusing on the one site that we primarily discussed, and if that doesn't work out, then we'll come back and create a new Short List.

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

Item 42 to be reposted on April 16, 2002.

43. DISCUSS POTENTIAL ACQUISITION SITES FOR SOUTHWEST METRO PARK, AND TAKE APPROPRIATE ACTION. (COMMISSIONER MOORE) ² (3:55 PM) (5:09 PM)

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

No action necessary on Item 43.

Item 43 to be reposted on April 16, 2002.

- 44.** RECEIVE BRIEFING FROM COUNTY ATTORNEY IN HCI EQUITY PARTNERS, LP V. TRAVIS COUNTY, ET AL, AND TAKE APPROPRIATE ACTION. ¹ (3:55 PM) (5:09 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 April 16, 2002.

- 45.** RECEIVE BRIEFING FROM COUNTY ATTORNEY IN REYNALDO MACIAS, SR. ET AL. V. TRAVIS COUNTY, ET AL, AND TAKE APPROPRIATE ACTION. ¹ (3:55 PM) (5:09 PM)

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

No action necessary on Item 45.

Item 45 to be reposted on April 16, 2002.

ADJOURNMENT

Motion by Commissioner Davis **and seconded by** Commissioner Sonleitner to adjourn the Voting Session. (5:10 PM)

Motion carried:

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

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge