

## **MINUTES – APRIL 9, 2002**

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

On Tuesday, the 9<sup>th</sup> day of April, 2002, the Commissioners' Court convened the regular Voting Session at 9:14 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 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 1:39 PM and adjourned at 1:39 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, called to order the Voting Session at 1:39 PM and adjourned at 1:48 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:48 PM.

The Commissioners' Court retired to Executive Session at 2:35 PM.

The Commissioners' Court reconvened the Voting Session at 4:17 PM.

The Commissioners' Court adjourned the Voting Session at 4:28 PM.

**RESOLUTIONS & PROCLAMATIONS**

1. APPROVE PROCLAMATION DESIGNATING APRIL 10, 2002 AS “RETIRED SENIOR VOLUNTEER DAY” IN TRAVIS COUNTY. (9:16 AM)

**Members of the Court heard from:** Fred Lugo, Manager, Retired Senior Volunteer Program (RSVP), Travis County Health and Human Services (TCHHS); and Arlene Tillman, Director, Administrative Services, TCHHS.

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

**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

2. APPROVE RESOLUTION RECOGNIZING THE FIVE RECIPIENTS OF THE RSVP TRAVIS COUNTY SENIOR SERVICE AWARDS. (9:20 AM)

**Members of the Court heard from:** Fred Lugo, Manager, Retired Senior Volunteer Program (RSVP), TCHHS; and Kathryn Cox, RSVP Volunteer.

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

- 3. APPROVE PROCLAMATION RECOGNIZING EMILY RICHTER FOR HER CONTRIBUTIONS AND BEING SELECTED AS ONE OF KVUE’S ANNUAL “FIVE KIDS WHO CARE”. (9:24 AM)

**Members of the Court heard from:** Betty Robertson, County Extension Agent, Agricultural Extension, 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 LYNDON BAINES JOHNSON HIGH SCHOOL CHOIR. (9:29 AM)

**Members of the Court heard from:** Lisa Jenkins, Director, Lyndon Baines Johnson High School Choir; and Arlene Tillman, Director, Administrative Services, TCHHS.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis 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 RECOGNIZING ELECTIONS SYSTEMS AND SOFTWARE, INC. FOR OUTSTANDING PUBLIC SERVICE TO TRAVIS COUNTY. (COUNTY CLERK) (9:33 AM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Moore to approve Item 5, and to authorize the County Clerk to extend heartfelt gratitude to this company.

**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:** Phillip Sanchez, Command Sergeant Major, 363<sup>rd</sup> Quartermaster Battalion, Army Reserve; Alicia Perez, Executive Manager, Administrative Operations; Roger El Khoury, Director, Facilities Management; Lavern Rodriguez, Executive Director, Extend A Care for Kids; Maria Aleman, Member, Extend A Care Board of Directors; Rick Rivera, Austin Films Incorporated, Member, Austin Area Human Services Association; Larry Wise, Chair, Extend A Care Board of Directors; Kenneth Snyder, Northridge Acres; Trek English, President, North East Action Group; John Hutchinson, President, Walnut Place Neighborhood Association; Kristina Kubek, Secretary, Walnut Place Neighborhood Association; Maria Ingram, Travis County Resident; Don Smith, Fire Chief, Travis County Fire Patrol; Laura Salgado, Cadet, Travis County Fire Patrol Class 2; Jesus Lemus, Cadet, Travis County Fire Patrol Class 2; Juan Ramirez, Cadet, Travis County Fire Patrol Class 2; Aaron Abeita, Cadet, Travis County Fire Patrol Class 2; Jason Pack, Cadet, Travis County Fire Patrol Class 2; Justin Henninger, Cadet, Travis County Fire Patrol Class 2; Denise Perot, Cadet, Travis County Fire Patrol Class 2; John Rios, Cadet, Travis County Fire Patrol Class 2; Andres Mejia, Cadet, Travis County Fire Patrol Class 2; Joe Robinson, Cadet, Travis County Fire Patrol Class 2; Trent Koenings, Cadet, Travis County Fire Patrol Class 2; Jaime Rodriguez, Cadet, Travis County Fire Patrol Class 2; Curtis Vacek, Cadet, Travis County Fire Patrol Class 2; Aaron Ricks, Cadet, Travis County Fire Patrol Class 2; Margaret Moore, Travis County Commissioner Precinct 3; and Carl Aglio, Executive Assistant, Travis County Commissioner Precinct 3. (9:35 AM)

## CONSENT ITEMS

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C8, and Items 16, 17, 20.A, B, and C, 21, 22, 24, 24.A, 26.A, B, C, and D, 27, 32, and 34. (10:17 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 CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
  
- C3.** APPOINT COLLEEN C. CHERRETT TO THE TRAVIS COUNTY CHILDRENS' PROTECTIVE SERVICES BOARD, TERM EFFECTIVE THROUGH APRIL 9, 2005. (REPLACING LILA MCCALL) (COMMISSIONER MOORE)
  
- C4.** APPOINT AIDA DOUGLAS TO THE TRAVIS COUNTY CHILDRENS' PROTECTIVE SERVICES BOARD, TERM EXPIRING MARCH 2003. (COMMISSIONER GOMEZ)
  
- C5.** APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TRAVIS SETTLEMENT BUSINESS PARK – (SHORT FORM PLAT – 9 LOTS – 29.996 ACRES – STATE HWY 71 – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – OETJ). (COMMISSIONER MOORE)
  
- C6.** APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 30, 2002 TO DISCUSS AND APPROVE A REVISION OF A PLAT AND APPROVE FOR RECORDING THE REVISED PLAT IN PRECINCT THREE: AMENDED PLAT OF LOTS 11 AND 12, BLOCK 'C', CYPRESS ACRES A, B, C, & D - (AMENDED PLAT - 2 LOTS – 2.859 ACRES – FM 2769 – NO FISCAL REQUIRED – TRAVIS COUNTY ON-SITE SEWAGE FACILITY – CITY OF AUSTIN ETJ). (COMMISSIONER MOORE)

**CONSENT ITEMS CONTINUED**

- C7. APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 30, 2002 FOR APPROVAL OF A PROPOSED STREET NAME CHANGE FROM WEATHERLY LANE TO “CAPELLA TRAIL”, MIRAPOSA COURT TO “MARIACHI COURT” AND VIA CORDORA COURT TO “VIA CORDOVA COURT” IN PRECINCT THREE. (COMMISSIONER MOORE)
- C8. APPROVE SETTING A PUBLIC HEARING DATE OF APRIL 30, 2002 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT TO “LAKESHORE POINTE” IN PRECINCT THREE. (COMMISSIONER MOORE)

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

- 6. CONSIDER REQUESTING THE CITY OF SUNSET VALLEY TO ANNEX FOR FULL-PURPOSE A PORTION OF BRODIE LANE RIGHT-OF-WAY FROM THEIR CITY LIMITS TO THE NORTH END OF WILLIAMSON CREEK BRIDGE IN PRECINCT THREE. (COMMISSIONER MOORE) (10:22 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Discussion Only.

- 7. CONSIDER LETTER FROM SENATOR MADLA REGARDING SENATE BILL 1445 AND OTHER BILLS, AND TAKE APPROPRIATE ACTION. (10:25 AM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 7, including sending the letter to Senator Madla.

**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

- 8. CONSIDER PERFORMANCE OF SR DEVELOPMENT, INC. ON THE STONEY RIDGE SUBDIVISION PHASE A2 SECTION VI, AND THE PERFORMANCE BOND, AND TAKE APPROPRIATE ACTION. (COMMISSIONER GOMEZ) (10:35 AM)

Item 8 pulled from the Agenda.

- 9. A. APPROVE A PHASING AGREEMENT WITH RH OF TEXAS, LIMITED PARTNERSHIP ESTABLISHING RESPONSIBILITIES RELATED TO THE DEVELOPMENT OF THE PARK AT BLACKHAWK SUBDIVISION. (COMMISSIONER SONLEITNER) (10:35 AM)
  
- B. APPROVE A PRELIMINARY PLAN IN PRECINCT TWO – THE PARK AT BLACKHAWK – (PRELIMINARY PLAN – 338 LOTS – 90.93 ACRES – ROWE LANE – SEWAGE SERVICE TO BE PROVIDED BY LAKESIDE WCID 2-B - PFLUGERVILLE ETJ.)
  
- C. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT TWO: THE PARK AT BLACKHAWK SECTION 2 – (LONGFORM PLAT – 53 LOTS – 13.326 ACRES – SPEIDEL DRIVE – FISCAL POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY LAKESIDE WCID 2-B - PFLUGERVILLE ETJ.) (COMMISSIONER SONLEITNER)

**Clerk’s Note:** Items 9.A, B, and C are associated with one another and were called for concurrent discussion.

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

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 9.A, B, and C.

**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

10. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING MEMBERS OF THE SOLID WASTE SITING ORDINANCE:

A. NEIGHBORHOOD RESIDENTS TO SERVE ON THE TYPE 1 SOLID WASTE FACILITIES SUBCOMMITTEE; (10:38 AM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the members of the subcommittee, and to add the recommendation of Gayle Anderson to the committee.

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

B. INDUSTRY REPRESENTATIVES TO SERVE ON THE TYPE 1 SOLID WASTE FACILITIES SUBCOMMITTEE; (10:40 AM)

**Members of the Court heard from:** John Kuhl, Natural Resources Program Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the members of the subcommittee, and to add the recommendation of Jeff Peckham of IESI.

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



**ITEM 10 CONTINUED**

**C. NEIGHBORHOOD RESIDENTS TO SERVE ON THE TYPE 2, 3 & 4 SOLID WASTE FACILITIES SUBCOMMITTEE; AND; (10:45 AM)**

**Members of the Court heard from:** John Kuhl, Natural Resources Program Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the members of the subcommittee, and to add the recommendations of Julie Moore and 1 or 2 members from David Samuelson’s list.

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

**D. INDUSTRY REPRESENTATIVES TO SERVE ON THE TYPE 2, 3 & 4 SOLID WASTE FACILITIES SUBCOMMITTEE. (10:52 AM)**

**Members of the Court heard from:** John Kuhl, Natural Resources Program Manager, TNR; Joyce Thorson, Treasurer, Walnut Place Neighborhood Association; and Trek English, President, North East Action Group.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve the members of the subcommittee from Item 10.B, and to add the recommendations of Mr. Rhodes from the City of Austin and Jeff Peckham of IESI.

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

- 11. CONSIDER RESPONSE FROM TEXAS DEPARTMENT OF TRANSPORTATION ON LOOP I NORTH PROJECT, AND TAKE APPROPRIATE ACTION. (10:59 AM) (2:35 PM) (4:17 PM)

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

Judge Biscoe announced that Item 11 would be considered in Executive Session pursuant to Gov't Code Ann 551.071, Consultation with Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe that we ask the County Attorney's Office and all other appropriate Staff to bring us back, as quickly as possible, a draft contract with Texas Department of Transportation (TxDOT) that mirrors the provisions of the Williamson County contract. Included within that is that we would agree to lift the cap on expenditures by the County if the State also lifts its cap, and we would be sharing any overages on a 50-50 basis; that this draft contract meet the constitutional requirements of the County, retaining the contractual control that it needs to; that Travis County commit to working proactively with our counterparts on the Staff and County Commissioners' Court level in Williamson County, to assist in some joint land acquisition strategies that would be helpful to the successful completion of this project; and that Staff work actively with Planning and Budget, related to having some flexibility related to how much this project might cost over what we already have budgeted; and the first place to be looking would be a potential Certificates of Obligations issuance that may be coming up quickly, related with SH130, to add that in there, and to also look in BGAP to see if there is also some backup dollars there.

**Maker accept the Friendly Amendment by** Judge Biscoe for the Court to get Joe Gieselman, Executive Manager, TNR to indicate to the Texas Turnpike Authority Staff that the County is favorably inclined to head toward 50% of the right-of-way acquisition costs.

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

**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

**HEALTH AND HUMAN SERVICES DEPT. ITEMS**

- 12. RECEIVE REPORT OF MONITORING VISIT TO TRAVIS COUNTY SCHOOL LANDS LOCATED IN THROCKMORTON COUNTY, AND TAKE APPROPRIATE ACTION. (11:00 AM)

**Members of the Court heard from:** Jeff Ripley, Director, Agricultural Extension Service, TCHHS.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to receive the report.

**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

**PLANNING AND BUDGET DEPT. ITEMS**

- 13. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:15 AM) (2:29 PM)

**Members of the Court heard from:** Mike Hemby, Research Analyst, Travis County Sheriff's Office (TCSO); Bill Derryberry, Senior Planning and Budget Analyst, Planning and Budget Office (PBO); and Margo Frasier, Travis County Sheriff.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the budget amendments and transfers.

**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

## ADMINISTRATIVE OPERATIONS ITEMS

14. A. CONSIDER REVISION TO TRAVIS COUNTY CODE, CHAPTER 10.015, EMPLOYMENT OF TEMPORARY EMPLOYEES, AND TAKE APPROPRIATE ACTION. (1:48 PM)
- B. CONSIDER FY 2002 REQUEST TO DESIGNATE CERTAIN FULL-TIME, SPECIAL PROJECT POSITIONS THAT ARE EXPECTED TO LAST FROM SIX MONTHS TO TWO YEARS, AS REGULAR POSITIONS FOR WHICH EMPLOYEES WOULD BE ELIGIBLE FOR BENEFITS, IN ACCORDANCE WITH THE PROPOSED REVISION OF TRAVIS COUNTY CODE, CHAPTER 10.015, EFFECTIVE IMMEDIATELY.

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

Discussion Only.

Items 14.A and B to be reposted on April 16, 2002.

- 15. DISCUSS ISSUES REGARDING THE BUDGET FOR PRECINCT FOUR OFFICE BUILDING, AND TAKE APPROPRIATE ACTION. (COMMISSIONER GOMEZ) (2:12 PM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; and Roger El Khoury, Director, Facilities Management.

**Motion by Judge Biscoe and seconded by** Commissioner Sonleitner to approve the new budget, based on the Planning and Budget memo of April 4, 2002, setting out the new expenditures that will be required.

**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

- A. APPOINT SECURITY COMMITTEE TO RECOMMEND APPROPRIATE SECURITY MEASURES TO COMMISSIONERS COURT. (2:19 PM)

**Members of the Court heard from:** Elena Diaz, Justice of the Peace Precinct 4.

**Motion by Judge Biscoe and seconded by** Commissioner Gómez to appoint a security committee, and ask Elena Diaz, Justice of the Peace Precinct 4, Maria Canchola, Constable Precinct 4, a member of the Travis County Sheriff’s Office, a member of Facilities Management, and Jim Rust, Pre-Trial Services, or their designees.

**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

- 16. 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 \$401, 202.03 FOR PERIOD OF MARCH 22, 2002 THROUGH MARCH 28, 2002. (10:17 AM)

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

17. APPROVE PERSONNEL AMENDMENTS. (10:17 AM)

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

**PURCHASING OFFICE ITEMS**

18. 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) (9:15 AM)

Item 18 postponed until April 16, 2002.

19. APPROVE CONTRACT NO. PS020148EF WITH CAPITAL AREA TRAINING FOUNDATION (CATF) FOR VOCATIONAL TRAINING TO TRAVIS COUNTY COMMUNITY JUSTICE CENTER CONFINEES. (COMMISSIONER DAVIS) (9:15 AM) (2:24 PM)

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

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Item 19.

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

20. APPROVE CONTRACT AWARDS FOR HARDWARE STORE ITEMS, IFB B020061-MP, TO THE FOLLOWING QUALIFIED BIDDERS: (COUNTYWIDE) (10:17 AM)

- A. GRAINGER, AUSTIN, TEXAS
- B. THE HOME DEPOT, AUSTIN, TEXAS
- C. LOWES, AUSTIN, TEXAS

**Clerk's Note:** Items 20.A, B, and C added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

21. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 00T0268-LD, LEIF JOHNSON FORD TRUCK CITY FOR FORD OEM PARTS AND MAINTENANCE LABOR; CONTRACT APPROVED ON 6/20/00. (TNR) (COMMISSIONER GOMEZ) (10:17 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 A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 01T0163-RV, Z-NON ELECTRIC, INC. FOR ELECTRICAL SERVICES; CONTRACT APPROVED ON 6/12/01. (FACILITIES AND HHS-HOUSING SERVICES) (COMMISSIONER GOMEZ) (10:17 AM)

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

23. CONSIDER CONTRACT AWARDS TO LANGFORD COMMUNITY MANAGEMENT SERVICES FOR WATER LINE PROJECTS FOR KENNEDY RIDGE AND PLOVER PLACE, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS AND COMMISSIONER GOMEZ) (9:15 AM) (11:05 AM) (2:35 PM) (4:19 PM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent; Miguel Esparza, Resident, Kennedy Ridge; Martin Rumbaugh, Water and Wastewater Engineering Manager, Loomis Austin; Gandolf Burrus, Representative of GDS; and John Hille, Assistant County Attorney.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner that the Court approve Staff recommendation to award the contract to Langford Community Management Services for Plover Place in the amount of \$22,320.00.

**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 23 would be considered in Executive Session pursuant to Gov't Code Ann 551.071, Consultation with Attorney.

Item 23 to be reposted on April 16, 2002.



24. 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) (10:17 AM)

A. RATIFY INTERLOCAL AGREEMENT NO. IL020141JW WITH AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER (A/TCMHMR) TO PROVIDE A FEASIBILITY STUDY FOR A SOBRIETY CENTER FOR TRAVIS COUNTY. (HHSD) (COMMISSIONER GOMEZ)

**Clerk's Note:** Items 24 and 24.A added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

25. CONSIDER CONTRACT AWARD FOR WATER DAMAGE REMEDIATION AND DECONTAMINATION SERVICES, IFB NO. B020055-LB, AND TAKE APPROPRIATE ACTION. (10:21 AM)

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

Item 25 postponed until April 16, 2002.

26. APPROVE CONTRACTS BETWEEN TRAVIS COUNTY, THE CITY OF AUSTIN AND THE FOLLOWING AGENCIES FOR BASIC NEEDS ASSISTANCE. (10:17 AM)

- A. CARITAS;
- B. ANY BABY CAN;
- C. AIDS SERVICES OF AUSTIN; AND
- D. MEALS ON WHEELS

**Clerk's Note:** Items 26.A, B, C, and D added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

27. APPROVE CONTRACT AWARD FOR THE PROVISION OF DESKTOP WORKSTATIONS, RFO-O020078-SP, TO THE LOW OFFEROR, DELL MARKETING L.P. (I.T.S.) (10:17 AM)

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

### OTHER ITEMS

28. DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (10:21 AM)

No action necessary on Item 28.

29. APPROVE BY ORDER UNDER THE TEXAS CODE OF CRIMINAL PROCEDURE ART. 103.004(b) AUTHORIZATION 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) (9:16 AM) (11:35 AM)

**Members of the Court heard from:** Elena Diaz, Justice of the Peace Precinct 4; Barbara Bembry, Justice of the Peace Precinct 2; Dorothy Herrera, Accountant, Precinct 1, 2, and 5; Joe Abrado, Accountant, Precinct 3, and 4; and Herb Evans, Justice of the Peace Precinct 5.

Discussion Only.

Item 29 to be reposted on April 16, 2002.

30. CONSIDER FEASIBILITY OF ADDING ADDITIONAL FTE'S TO SHERIFF'S OFFICE TO REDUCE OVERTIME EXPENDITURES, AND TAKE APPROPRIATE ACTION. (2:25 PM)

**Members of the Court heard from:** Mike Hemby, Research Analyst, TCSO; and Bill Derryberry, Senior Planning and Budget Analyst, PBO.

**Motion by** Commissioner Moore **and seconded by** Judge Biscoe to approve the additional 27 FTE's that the Court discussed last week.

**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

31. DISCUSS ISSUES REGARDING COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT'S COMPLIANCE WITH GASB-34 REGULATIONS AND COLLECTION AND RECORDING OF FINES AND FEES, INCLUDING AUTOMATION SYSTEM AND STAFFING NEEDS, AND TAKE APPROPRIATE ACTION. (9:16 AM)

Item 31 postponed until April 16, 2002.

32. APPROVE THE FIRST AMENDMENT TO SERIES A TRUST INDENTURE, SERIES B TRUST INDENTURE, SERIES A FINANCING AGREEMENT, SERIES B FINANCING AGREEMENT, SERIES A NOTE, SERIES B NOTE, SERIES A MORTGAGE, SERIES B MORTGAGE AND RELATED DOCUMENTS (HUNT CLUB) RELATED TO TRAVIS COUNTY HOUSING FINANCE CORPORATION MULTIFAMILY HOUSING REVENUE REFUNDING BONDS (TRAVIS-OXFORD PROJECT) 1996 SERIES A AND 1996 SERIES B BY TRAVIS COUNTY HOUSING FINANCE CORPORATION, AND TAKE APPROPRIATE ACTION. (10:17 AM)

**Clerk's Note:** Item 32 added to the Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 33. CONSIDER MEMBERSHIP FOR TRAVIS COUNTY IN THE SOUTH TEXAS COUNTY JUDGES AND COMMISSIONERS ASSOCIATION, PAYMENT OF DUES, AND TAKE APPROPRIATE ACTION. (10:22 AM)

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez that we pay the membership dues, and that we pay the \$150.00 dues from the Professional Memberships Line Item, and join the South Texas County Judges and Commissioners Association.

**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

- 34. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:17 AM)

**Clerk’s Note:** Item 34 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

**35. 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> (2:35 PM) (4:22 PM)**

Judge Biscoe announced that Item 35.A would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we authorize the County Judge to execute the release of claims document that has been signed by Victoria Air, that settles this matter for the amount \$383,000.00.

**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

**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> (2:35 PM) (4:23 PM)**

Judge Biscoe announced that Item 35.B would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that we authorize the County Attorney to file an appeal on the Court’s behalf, that they keep the Court posted on the Court of Appeals’ judgement in the Pelzel matter, and that we indicate that this is not to close the door to settlement possibilities, but it certainly is intended to give us an opportunity to see whatever the outcome of that case is.

**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

36. DISCUSS, APPROVE OR TAKE ANY APPROPRIATE ACTION REGARDING THE PROPOSED SECURITY FEATURES FOR THE PRECINCT 4 OFFICE BUILDING. (COMMISSIONER GOMEZ) <sup>4</sup> (2:35 PM) (4:27 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

No action necessary on Item 36.

37. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO WEST RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (2:35 PM) (4:24 PM)

Judge Biscoe announced that Item 37 would be considered in Executive Session.

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

**Motion by** Commissioner Moore **and seconded by** Commissioner Gómez that we instruct Staff to develop a purchase contract, wherein we offer an amount of \$650,000.00 towards the purchase of this tract of land, contingent upon an extension of the site plan that has been approved by the City of Austin, a 20-year extension; and also, subject to further negotiation of the development of infrastructure on the site in the County's best interests; and that we also ask our Planning and Budget Staff to become involved at this point, to identify a way to fund this contract, and to look at what construction funding options we might have out there if we have a successful conclusion to this contract negotiation.

**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

38. DISCUSS, APPROVE OR TAKE APPROPRIATE ACTION REGARDING REAL ESTATE ISSUES RELATED TO NORTH RURAL COMMUNITY CENTER AND CLINIC. <sup>2</sup> (9:16 AM)

Item 38 postponed until April 16, 2002.

39. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING THOROUGHbred FARMS WASTEWATER TREATMENT PLANT, AND TAKE APPROPRIATE ACTION (ODEN; ENVIRONMENTAL). <sup>1</sup> (2:35 PM) (4:25 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to authorize Staff to prepare an appropriate letter to the City of Austin wherein we assist them in their effort to get a Certificate of Need.

**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 39 to be reposted on April 16, 2002.

40. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE FOR JUVENILE COURT (DRO) EMPLOYEE. <sup>1 AND 3</sup> (2:35 PM) (4:26 PM)

Judge Biscoe announced that Item 40 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that we authorize a 4-day extension of the administrative leave for the employee in question.

**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

- 41. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. JON & SHAROLYN WELTON (PAUL STRANAHAN RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:35 PM) (4:27 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Moore** that the County Judge be authorize to sign the tax resale deed, on behalf of the Commissioners' Court, to Paul Stranahan, in the amount of \$5,425.44

**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

- 42. RECEIVE BRIEFING FROM COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL. V. DENNY O. DENSON & MARILYN S. SIMPSON (JOY DUNCAN RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:35 PM) (4:26 PM)

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

**Motion by Judge Biscoe and seconded by Commissioner Moore** that we authorize the County Judge to sign the tax resale deed to Joy Duncan in the amount of \$6,076.30.

**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



**ADJOURNMENT**

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to adjourn the Voting Session. (4:28 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   yes

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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