

MINUTES OF MEETING – APRIL 1, 2003

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 1st day of April, 2003, the Commissioners' Court convened the regular Voting Session at 9:14 AM in the Commissioners' Courtroom, 1st Floor of the Ned Granger 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 12:27 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) called to order the Voting Session at 1:53 PM and adjourned at 1:54 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation called to order the Voting Session at 1:54 PM and adjourned at 1:57 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, the Capital Industrial Development Corporation, the Capital Health Facilities Development Corporation, the Travis County Development Authority, and the Travis County Cultural Education Facilities Finance Corporation called to order the Voting Sessions at 1:57 PM and adjourned at 1:57 PM.

The Commissioners' Court reconvened the regular Voting Session at 1:58 PM.

The Commissioners' Court retired to Executive Session at 3:41 PM.

The Commissioners' Court reconvened the Voting Session at 5:07 PM.

The Commissioners' Court adjourned the Voting Session at 5:09 PM.

PUBLIC HEARINGS

1. CONDUCT PUBLIC HEARING FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENTS FOR PRIVATE EASEMENTS IN ASHTON WOODS SUBDIVISION, A PRIVATE TOWN HOME COMMUNITY IN PRECINCT 2. (COMMISSIONER SONLEITNER) (ACTION ITEM # 11) (9:16 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 11 for the Court’s Motion and Vote.

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

Members of the Court heard from: Carol Joseph, Assistant Director, Transportation and Natural Resources (TNR).

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to close the public hearing.

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

RESOLUTIONS & PROCLAMATIONS

2. APPROVE PROCLAMATION DECLARING APRIL 6 THROUGH APRIL 12, 2003 AS "WEEK OF THE YOUNG CHILD" IN TRAVIS COUNTY. (9:18 AM)

Members of the Court heard from: David Lurie, Director, Austin-Travis County Health and Human Services (A-TCHHS); and Amanda Hernandez, President, Austin Association for the Education of Young Children.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the proclamation in 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 Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

3. APPROVE RESOLUTION DECLARING APRIL 7 THROUGH APRIL 13, 2003 AS "NATIONAL PUBLIC HEALTH WEEK" IN TRAVIS COUNTY. (9:23 AM)

Members of the Court heard from: David Lurie, Director, A-TCHHS; and Shannon Jones, Assistant Director for Public Health, A-TCHHS.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the resolution in 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 Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

4. APPROVE RESOLUTION RECOGNIZING THE MONTH OF APRIL 2003 AS "CHILD ABUSE PREVENTION MONTH" IN TRAVIS COUNTY. (9:29 AM)

Members of the Court heard from: Laura Atkins, Director, Office of Children's Services; and Dwayne Lofton, Chair, Travis County Children's Protective Services Board.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to approve the resolution in 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 Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

5. APPROVE PROCLAMATION RECOGNIZING APRIL 21, 2003 AS "BUSINESS INVESTMENT IN GROWTH" DAY IN TRAVIS COUNTY. (9:34 AM)

Members of the Court heard from: Jeannette Peten, President, Business Investment in Growth (BIG) Austin.

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to approve the proclamation in 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 Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 6. ADOPT RESOLUTION IN SUPPORT OF CONTINUATION OF STATE PROGRAMS FOR PEOPLE WITH DISABILITIES. (COMMISSIONER DAVIS)
(9:42 AM)

Members of the Court heard from: Jennifer McPhail, Adapt of Texas; Wayne Spont, Travis County Resident; Karen Greebon, Travis County Resident; and Stephen Williams, Executive Manager, Travis County Health, Human Services, and Veterans Services (TCHHS&VS).

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the resolution in 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 Gerald Daugherty	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

CITIZENS COMMUNICATION

Clerk's Note: Judge Biscoe announced that of the 13 candidates for Alderman in the new Village of Volente May 3, 2003 Election, Mr. Bob Kramer, who was number 7 on the ballot, has decided to withdraw; therefore those lower than 7 will move up one spot, and that the written notification came on March 28, 2003, which is 36 days before the Election. (9:53 AM)

CONSENT ITEMS

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1–C6 and Items 7, 9, 10.A, B, and C, 11, 13.A, 15, 16, 21, 23, 24.A and B, 25.A and B, 26.A and B, 27.A-F, 28, 29.A-C, 32, and 35. (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 Gerald Daugherty	yes
	Precinct 4, Commissioner Margaret J. Gómez	yes

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION SERVICES.
- C3.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF MARCH 11, 2003.
- C4.** APPROVE A PUBLIC HEARING DATE OF APRIL 8, 2003 TO CONSIDER A PROPOSED POLICY FOR MEMORIAL MARKERS IN COUNTY RIGHT-OF-WAY. (COMMISSIONER DAVIS)
- C5.** APPROVE SETTING A PUBLIC HEARING ON APRIL 29, 2003 TO DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: CORRECTION PLAT MEADOWS OF CAMBRIDGE HEIGHTS PHASE ONE (REVISED PLAT - 187 LOTS - 46.518 ACRES - VICTORIA STATION BOULEVARD - NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY WINDEMERE UTILITY COMPANY - CITY OF PFLUGERVILLE ETJ). (COMMISSIONER SONLEITNER)
- C6.** APPOINT ROBERT VITELA TO SERVE ON THE TRAVIS COUNTY HISTORICAL COMMISSION AS PRECINCT THREE APPOINTEE, TERM EFFECTIVE THROUGH DECEMBER 2004.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

7. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: BROKEN OAR RANCH (SHORT FORM PLAT - 2 LOTS - 9.99 ACRES - HAZY HOLLOW DRIVE - NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY - OUTSIDE ALL ETJs). (COMMISSIONER DAUGHERTY) (9:55 AM)

Clerk's Note: Item 7 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

8. CONSIDER AGREEMENT WITH ENVISION CENTRAL TEXAS INC., AND TAKE APPROPRIATE ACTION. (9:16 AM)

Item 8 postponed until April 8, 2003.

9. APPROVE ALTERNATIVE FISCAL AGREEMENT FOR THE VILLAGES OF HIDDEN LAKE PHASE 1, A SUBDIVISION IN PRECINCT 2. (COMMISSIONER SONLEITNER) (9:55 AM)

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

10. A. CONSIDER AND TAKE APPROPRIATE ACTION ON A REVISED PRELIMINARY PLAN IN PRECINCT ONE: GASTON SHELDON (402 LOTS - 79.744 ACRES - DESSAU ROAD - FISCAL POSTED WITH CITY OF AUSTIN - SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUD - CITY OF AUSTIN ETJ). (9:55 AM)
- B. APPROVE A VARIANCE TO CHAPTER 82.401 (C) (3) OF STANDARDS FOR CONSTRUCTION OF STREETS AND DRAINAGE IN SUBDIVISIONS IN TRAVIS COUNTY FOR GASTON-SHELDON, SECT. 4, TO ALLOW FOR PARTIAL ACCEPTANCE OF STREETS IN A SUBDIVISION WHEN THE SUBDIVISION STREETS ARE PRESENTED FOR MAINTENANCE.
- C. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT ONE: GASTON-SHELDON SUBDIVISION, SECT. 4 (LONG FORM PLAT - 160 LOTS - 32.418 ACRES - TUDOR HOUSE ROAD - FISCAL POSTED WITH CITY OF AUSTIN - FISCAL FOR WELLS BRANCH PARKWAY POSTED WITH TRAVIS COUNTY - SEWAGE SERVICE TO BE PROVIDED BY NORTHTOWN MUD - CITY OF AUSTIN ETJ). (COMMISSIONER DAVIS)

Clerk's Note: Items 10.A, B, and C added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

11. APPROVE PROPOSED STREET NAME ASSIGNMENTS FOR PRIVATE EASEMENTS IN ASHTON WOODS SUBDIVISION, A PRIVATE TOWN HOME COMMUNITY IN PRECINCT 2. (COMMISSIONER SONLEITNER) (9:55 AM)

Clerk's Note: Item 11 is the action item for the public hearing on Agenda Item 1.

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

12. APPROVE THE USE OF CAPITAL IMPROVEMENT BOND FUNDS TO PURCHASE A SERVER FOR TNR ENGINEERING DIVISION. (9:14 AM)

Item 12 postponed until April 8, 2003.

PLANNING AND BUDGET DEPT. ITEMS

13. REVIEW AND TAKE APPROPRIATE ACTION ON GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE:
- A. APPROVE GRANT APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD FOR THE ACQUISITION OF 8 REPETITIVE LOSS PROPERTIES THROUGH THE FLOOD MITIGATION ASSISTANCE GRANT PROGRAM. THE GRANT REQUIRES A 25% MATCH OF \$185,843.00 THAT IS AVAILABLE IN THE FY'00 CERTIFICATE OF OBLIGATION BUDGET. (9:55 AM)

Clerk's Note: Item 13.A added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

14. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (9:14 AM)

No action necessary on Item 14.

ADMINISTRATIVE OPERATIONS ITEMS

15. 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 \$327,048.07 FOR THE PERIOD OF MARCH 14, 2003 THROUGH MARCH 20, 2003. (9:55 AM)

Clerk's Note: Item 15 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

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

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

- 17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING SCHEMATIC DESIGN APPROVAL FOR THE PRECINCT ONE JUSTICE OF THE PEACE AND CONSTABLE OFFICE BUILDING. (COMMISSIONER DAVIS) (10:03 AM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; Alicia Perez, Executive Manager, Administrative Operations; Nelda Wells Spears, Travis County Tax Assessor Collector; Richard Scott, Justice of the Peace, Precinct 1; and Luke Mercer, Travis County Constable, Precinct 1.

Discussion Only. No action taken.

Item 17 to be reposted on April 8, 2003.

- 18. CONSIDER HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT (HIPAA) AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (1:58 PM)

- A. HIPAA POLICIES AND PROCEDURES;
- B. HIPAA PRIVACY NOTICE;
- C. VARIOUS HIPAA AUTHORIZATIONS;
- D. COMPLAINT FORMS.

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

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Cindy Purinton, Contract Benefits Administrator, Human Resources Management Department (HRMD); and Dan Mansour, Risk Manager, HRMD.

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the HIPAA privacy notice in Item 18.B

Motion carried:

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

ITEM 18 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the HIPAA policies and procedures in Item 18.A.

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve various HIPAA authorizations in Item 18.C.

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

Motion by Judge Biscoe and seconded by Commissioner Davis to approve the privacy rule contained on pages 34, 35, and 36 because it is rather specific, and we need to make clear that the Court has approved it.

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

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the complaint form in Item 18.D.

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

19. A. CONSIDER CLASSIFICATION AND COMPENSATION STRATEGIC PLAN, YEAR 2 (FY 03), JOB ANALYSIS RESULTS, AND TAKE APPROPRIATE ACTION. (2:06 PM)

1. APPROVE PROPOSED JOB TITLES AND PAY GRADES
2. APPROVE VERTICAL EXPANSION, CURRENT PAY STRUCTURE, ADD PAY GRADES 28-32
3. APPROVE EXEMPT TO NON-EXEMPT (VICE VERSA) CONVERSION OF SPECIFIC JOBS

Clerk’s Note: Items 19.A.1-3 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, HRMD; and Barbara Wilson, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Items 19.A.1-3, in their entirety, as recommended by Human Resources.

Motion carried:

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

ITEM 19 CONTINUED

B. CONSIDER REVISION TO CLASSIFICATION AND COMPENSATION STRATEGIC PLAN, YEAR 3 (FY 04), AND TAKE APPROPRIATE ACTION. (2:16 PM)

1. APPROVE COMPLETION OF YEAR 3 JOB ANALYSIS PROJECT BY APRIL 1, 2004
2. AUTHORIZE REVIEW OF COMPENSATION AND BENEFITS POLICIES, INCLUDING FLSA AND PERFORMANCE EVALUATION
3. AUTHORIZE HRMD EFFORTS TO PROMOTE EMPLOYEE PRODUCTIVITY, e.g. TRAINING AND DEVELOPMENT, DEVELOP PERFORMANCE MANAGEMENT SYSTEM.

Clerk’s Note: Items 19.B.1-3 are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Linda Moore Smith, Director, HRMD.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve completion of Year 3 job analysis project by April 1, 2004, in Item 19.B.1

Motion carried:

County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	no
Precinct 3, Commissioner Gerald Daugherty	no
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis to approve Items 19.B.2 and 19.B.3.

Motion carried:

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

JUSTICE AND PUBLIC SAFETY ITEMS

- 20. CONSIDER DEPARTMENTAL POLICIES & PROCEDURES FOR FIRE MARSHAL'S OFFICE AND TAKE APPROPRIATE ACTION. (9:15 AM)

Item 20 pulled from the Agenda.

- 21. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO COMPLETE DOMESTIC PREPAREDNESS ASSESSMENT GRANT APPLICATION FOR FIRST RESPONDER EQUIPMENT FUNDED BY ENGINEERING EXTENSION SERVICE. (9:55 AM)

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

PURCHASING OFFICE ITEMS

- 22. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 2) TO INTERLOCAL AGREEMENT NO. IL010211EF, WITH AUSTIN COMMUNITY COLLEGE TO PROVIDE EARLY CHILDHOOD MENTORING SERVICES. (HHSD) (9:58 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 22.

Motion carried:

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

- 23. APPROVE AWARD OF A QISV (QUALIFIED INFORMATION SYSTEM VENDOR) STATE CATALOG PURCHASE FOR PURCHASE OF SOFTWARE PRODUCTS, SUPPORT, AND SERVICES. (ITS) (9:55 AM)

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

24. APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR COMMERCIAL MOVING SERVICES: (FACILITIES) (9:55 AM)

- A. NO. 02T0198EH, ALL POINTS MOVING & STORAGE, INC.;
- B. NO. 02T0199EH, GRAEBEL AUSTIN MOVERS, INC.

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

25. APPROVE TWELVE (12) MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR LOCKS AND KEYS: (FACILITIES MANAGEMENT) (9:55 AM)

- A. NO. 01TO135-RG, YATES SECURITY INCORPORATED;
- B. NO. 01T0136-RG, BEST LOCK CORPORATION.

Clerk's Note: Items 25.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

26. APPROVE TWELVE (12) MONTH EXTENSIONS (MODIFICATION NO. 2) TO THE FOLLOWING CONTRACTS FOR HEAVY DUTY ROAD MACHINERY OEM PARTS/MAINTENANCE: (TNR) (9:55 AM)

- A. 02T00271MP, MAGNUM CUSTOM TRAILER;
- B. 02T00272MP, COMMERCIAL BODY CORPORATION.

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

27. APPROVE 12-MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR COUNTYWIDE FURNITURE: (FAC. MGMT.) (9:55 AM)

- A. NO. 02T002350J, CORPORATE EXPRESS;
- B. NO. 02T002360J, NEUTRAL POSTURE, INC.;
- C. NO. 02T002370J, ROCKFORD BUSINESS INTERIORS;
- D. NO. 02T002380J, THE CHAIR MAN, INC.;
- E. NO. 02T002390J, OFFICESOURCE, LTD;
- F. NO. 02T002400J, WE BID FURNITURE.

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

28. APPROVE MODIFICATION 12 TO CONTRACT MA980095, AGREEMENT FOR EXTENDED SERVICES, WITH TIBURON. (ITS) (9:55 AM)

Clerk's Note: Item 28 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

29. APPROVE TWELVE (12) MONTH EXTENSIONS (MODIFICATION NO. 1) TO THE FOLLOWING CONTRACTS FOR HARDWARE STORE ITEMS. (COUNTYWIDE) (9:55 AM)

- A. NO. 02T00167MP, GRAINGER, INC.;
- B. NO. 02T00168MP, HOME DEPOT ST. JOHNS;
- C. NO. 02T00169MP, LOWES HOME IMPROVEMENT.

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

- 30. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 3) TO INTERLOCAL AGREEMENT NO. IL000273MQ WITH AUSTIN INDEPENDENT SCHOOL DISTRICT FOR ADULT BASIC EDUCATION SERVICES. (HHSD) (2:29 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, TCHHS&VS; Mary Etta Gerhardt, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 30.

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

- 31. APPROVE TWELVE (12) MONTH EXTENSIONS (MODIFICATION NO. 1) TO CONTRACTS FOR NEWSPAPER ADVERTISING: (PURCHASING) (2:47 PM)
 - A. NO. 02T00200MP, AUSTIN CHRONICLE
 - B. NO. 02400201MP, TIENG VIET MAGAZINE
 - C. NO. 02T00202MP, HILL COUNTRY NEWS
 - D. NO. 02T00222MP, THE VILLAGER
 - E. NO. 02T00223MP, WESTLAKE PICAYUNE
 - F. NO. 02T00224MP, OAK HILL GAZETTE
 - G. NO. 02T00225MP, LA PRENSA NEWSPAPER
 - H. NO. 02T00226MP, EL MUNDO NEWSPAPER
 - I. NO. 02T00227MP, ARRIBA ART & BUSINESS NEWS.

Clerk's Note: Items 31.A-I are associated with one another and were called for concurrent discussion.

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

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve all of the 12-month contract extensions in Items 31.A-B, D-I, excluding Hill Country News, Item 31.C.

Motion carried: County Judge Samuel T. Biscoe yes
 Precinct 1, Commissioner Ron Davis yes
 Precinct 2, Commissioner Karen Sonleitner yes
 Precinct 3, Commissioner Gerald Daugherty no
 Precinct 4, Commissioner Margaret J. Gómez yes

ITEM 31 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Gómez to not contract with Hill Country News, Item 31.C, under this program.

Motion carried: County Judge Samuel T. Biscoe	yes
Precinct 1, Commissioner Ron Davis	yes
Precinct 2, Commissioner Karen Sonleitner	no
Precinct 3, Commissioner Gerald Daugherty	no
Precinct 4, Commissioner Margaret J. Gómez	yes

OTHER ITEMS

- 32.** APPROVE THE DISTRIBUTION OF FLYERS WITH INFORMATION ON THE NEW VOTING SYSTEM WITH THE APRIL 15, 2003 PAYROLL CHECKS. (9:55 AM)

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

- 33.** CONSIDER SCOPE OF WORK FOR JAIL OPERATIONS ANALYSIS, PROPOSED TO BE CONDUCTED JOINTLY BY AN INDEPENDENT CONSULTING JAIL EXPERT AND COUNTY STAFF, AND TAKE APPROPRIATE ACTION. (10:01 AM)

Members of the Court heard from: Doyne Bailey, Chief Deputy, Travis County Sheriff's Office; Christian Smith, Executive Manager, Planning and Budget Office (PBO); Margo Frasier, Travis County Sheriff; Cyd Grimes, Travis County Purchasing Agent; and Belinda Powell, Capital Planning Coordinator, PBO.

Discussion Only. No action taken.

Item 33 to be reposted on April 8, 2003.

34. A. RECEIVE STATUS REPORT FROM TAX ASSESSOR-COLLECTOR ON THE COURT FEES AND FINES COLLECTION PROGRAM. (2:56 PM)

B. APPROVE THE COLLECTION OF A \$2.00 FEE PER TRANSACTION.

Clerk's Note: Items 34.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Nelda Wells Spears, Tax Assessor Collector; Renea Deckard, Revenue Manager, Collections Program; John Cerda, Collections Supervisor, Collections Program; and Dusty Knight, Chief Deputy, Tax Office.

Motion by Commissioner Davis **and seconded by** Commissioner Daugherty to approve the collection of a \$2.00 fee per transaction pursuant to the statutory provisions the Court has been provided.

Motion carried:

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

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

Clerk's Note: Item 35 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 36.** APPROVE INTERLOCAL AGREEMENT (NO. IL030139LB) BETWEEN TRAVIS COUNTY AND THE TEXAS CONFERENCE OF URBAN COUNTIES, INC., TO EXPLORE THE DESIRABILITY AND FEASIBILITY OF JOINTLY PROCURING AN INTEGRATED JUSTICE SYSTEM. (COMMISSIONER GOMEZ) (3:35 PM)

Members of the Court heard from: Joe Harlow, Chief Technology Officer, Information and Telecommunications System (ITS).

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the interlocal agreement in Item 36.

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

- 37.** APPROVE ORDER ADOPTING USE OF DIRECT RECORDING EQUIPMENT AT ALL COUNTY EARLY VOTING AND ELECTION DAY POLLING PLACES. (2:54 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the order in Item 37.

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

TAKE UP AT 11:00 A.M.

38. A. DISCUSS LEGISLATIVE ISSUES, INCLUDING PROPOSED BILLS, AND TAKE APPROPRIATE ACTION. (11:12 AM)

B. OTHER BILLS THAT MAY BE CONSIDERED IN RESPONSE TO ACTION TAKEN BY THE LEGISLATURE, AND TAKE APPROPRIATE ACTION.

Clerk’s Note: Items 38.A and B are associated with one another and were called for concurrent discussion.

Clerk’s Note: The Court received a status report on the priority one tier and priority two tier legislative bills from the Travis County Legislative Consultants, Bob Kamm and Chris Shields.

Bed Tax – Relating to expansion of counties authorized to impose a hotel occupancy tax.

Motion by Judge Biscoe and seconded by Commissioner Gómez that the Court put this on our list of items to seriously consider during the interim.

Motion carried:

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

HB2522 (Sponsor – Representative Krusee) Relating to authorizing the issuance of revenue bonds for the Southwest Texas State University Multi-Institution Teaching Center to finance facilities to address the Central Texas high growth corridor and exempting facilities financed by the bonds from prior approval by Texas Higher Education Coordinating Board.

Members of the Court heard from: Nancy Yawn, City of Round Rock.

Motion by Commissioner Sonleitner and seconded by Commissioner Gómez to approve the resolution in support of the passage of House Bill 2522 and the companion Senate Bill 1297 related to this Item.

Motion carried:

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

ITEM 38 CONTINUED

HJR80 (Sponsor – Representative Krusee) Proposing a constitutional amendment authorizing a county that is part of a regional mobility authority to issue obligations and enter into agreements for the acquisition, construction, maintenance, or operation of a transportation project or system of the authority.

HB2459 (Sponsor – Representative Krusee) Relating to the powers and duties of a regional mobility authority, including the power of eminent domain and the power to issue bonds; imposing criminal penalties.

Members of the Court heard from: Scheleen Walker, TNR; Chris Shields, Legislative Consultant; Joe Gieselman, Executive Manager, TNR; and Bob Kamm.

Discussion Only. No action taken.

HB1198 (Sponsor – Representative Krusee) Relating to the establishment, designation, construction, and operation of a system of multimodal facilities to be designated as the Trans Texas Corridor.

Members of the Court heard from: Scheleen Walker, TNR.

Discussion Only. No action taken.

HB1365 (Sponsor – Representative Bonnen) Relating to the Texas Emission Reduction Plan.

Members of the Court heard from: Scheleen Walker, TNR; and Chris Shields, Legislative Consultant.

Motion by Commissioner Sonleitner **and seconded by** Judge Biscoe to indicate our continued support of House Bill 1365, but indicate we have problems with the new language because we need to preserve our options and flexibility, and to direct the lobby team to pursue those goals.

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

ITEM 38 CONTINUED

HB213 (Sponsor – Representative Keel) Relating to the compensation of district judges in Travis County.

Members of the Court heard from: Orlinda Naranjo, Judge, County Court at Law #2; and Mike Denton, Judge, County Court at Law #4.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to reconsider the action previously taken by the Commissioners Court on House Bill 213.

Motion carried:

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to indicate the Commissioners Court support to Representative Keel and Representative Stick on House Bill 213.

Motion carried:

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

ITEM 38 CONTINUED

Parole Bills

SB880 (Sponsor - Senator Whitmire) Relating to time allowed for disposition of certain charges regarding a violation of parole or other forms of release from prison.

SB918 (Sponsor – Senator Whitmire) Relating to the issuance of a summons for an appearance related to certain violations of parole.

HB1965 (Sponsor – Representative Uresti) Relating to the revocation process for releasees who violate conditions of release on parole or mandatory supervision.

HB3335 (Sponsor – Representative Capelo) Relating to time limitation of conducting a parole revocation hearing.

SB 1144 (Sponsor – Senator Madla) Relating to the revocation process for releasees who violate conditions of release on parole or mandatory supervision.

Members of the Court heard from: Kimberly Pierce, Criminal Justice Planning, Justice and Public Safety (JPS).

Motion by Judge Biscoe **and seconded by** Commissioner Davis to ask Kimberly Pierce and Bob Kamm to draft the Commissioners' Court a resolution supporting all of these bills, and that they present it to the Court for our signature.

Motion carried:

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

ITEM 38 CONTINUED

HB2728 (Sponsor Representative Talton) Relating to violations of certain conditions of parole or mandatory supervision; providing criminal penalties.

Members of the Court heard from: Kimberly Pierce, Criminal Justice Planning, JPS.

Discussion Only. No action taken.

HB1 (Sponsor – Representative Heflin) Relating to the appropriations of money for the 2004-2005 Biennium.

Members of the Court heard from: Barbara Cille, Executive Assistant, Travis County Commissioner Precinct 3 Office; and Bob Kamm, Legislative Consultant.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to get all input from the members of the Court, then ask Commissioner Sonleitner and Judge Biscoe to work with Staff to try to put something in final form, and to get the Commissioners' Court signature, and get the letter to Chris Shields and Bob Kamm Thursday, April 3, 2003, so we can distribute the letter to the Travis County delegation and beyond.

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

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

- 39. A.** DISCUSS APPLICANTS FOR THE POSITION OF EXECUTIVE MANAGER FOR JUSTICE AND PUBLIC SAFETY, AND TAKE APPROPRIATE ACTION.
³ (3:41 PM) (5:07 PM)
- B.** CONSIDER RECOMMENDATIONS FOR COVERING THESE FUNCTIONAL AREAS WITHOUT AN EXECUTIVE MANAGER, AND TAKE APPROPRIATE ACTION.

Clerk's Note: Judge Biscoe announced that Items 39.A and B would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

No action required on Items 39.A and B.

Items 39.A and B postponed until April 8, 2003.

- 40.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND/OR TAKE APPROPRIATE ACTION CONCERNING THE MATTER OF FORTVIEW, INC. V. TRAVIS COUNTY, TEXAS, IN THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS 353RD JUDICIAL COURT, CAUSE NO. GN300127. ¹
(3:41 PM)

Item 40 pulled from the Agenda.

- 41.** RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. THE RUSSO COMPANIES (R. UNNIKRIISHNAN RESALE DEED) AND TAKE APPROPRIATE ACTION. ¹ (9:16 AM)

Item 41 postponed until May 6, 2003.

42. RECEIVE BRIEFING FROM COUNTY ATTORNEY, DISCUSS PROPOSED SETTLEMENT AND GIVE DIRECTION REGARDING COLLECTION CLAIM OF TRAVIS COUNTY VS. J.C. EVANS CONSTRUCTION CO., INC. AND TAKE APPROPRIATE ACTION. ¹ (3:41 PM) (5:07 PM)

Clerk's Note: Judge Biscoe announced that Item 42 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to accept the counter offer to accept 5 payments, but to insist on the language that we had recommended, regarding defalcation.

Motion carried:

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

43. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY TO ATTORNEY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND TAKE APPROPRIATE ACTION IN THE MATTER OF MERLIN "SPANKY" HANDLEY V. TRAVIS COUNTY, TEXAS, CITY OF AUSTIN, TEXAS, DINAH DINWIDDIE, INDIVIDUALLY, AND IN HER OFFICIAL CAPACITY, CASEY PING, INDIVIDUALLY, AND HIS OFFICIAL CAPACITY, GORDON BERGH, KEVIN MCDONALD AND HERRINGTON, CAUSE NO. A-02-CA-606 JN, IN THE UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF TEXAS, AUSTIN DIVISION. ¹ (3:41 PM)

Item 43 pulled from the Agenda.

44. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER OFFER FOR SETTLEMENT AND TAKE APPROPRIATE ACTION IN THE MATTER OF ROBERT P. MADDOX JR. V. TRAVIS COUNTY, TEXAS, CAUSE NO. GN-002616, IN THE 261ST JUDICIAL DISTRICT COURT TRAVIS COUNTY, TEXAS. ¹ (3:41 PM) (5:07 PM)

Clerk's Note: Judge Biscoe announced that Item 44 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez that the Court authorize settlement on the terms the parties have agreed to, including the County, and authorize the County Judge to sign the appropriate documents once the settlement papers, including appropriate supporting documents, have been presented, and it is for the amount of \$35,000.00.

Motion carried:

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

45. RECEIVE BRIEFING AND TAKE APPROPRIATE ACTION REGARDING PLAINTIFF'S REQUEST FOR MEDIATION IN FREDRICK PLUETT, (DECEASED) V. MARGO FRASIER, ET. AL, (PLUETT; FRASIER; CIVIL RIGHTS) (REQUESTED BY PLAINTIFF). ¹ (3:41 PM) (5:08 PM)

Clerk's Note: Judge Biscoe announced that Item 45 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Motion by Judge Biscoe and seconded by Commissioner Gómez to reject the offer to settle.

Motion carried:

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

- 46. CONSIDER ACCEPTING, REJECTING, OR COUNTERING A COUNTEROFFER TO SELL RIGHT-OF-WAY FOR THE GRAND AVENUE PARKWAY 2001 BOND PROJECT, PARCEL #18. ¹ & ² (3:41 PM) (5:08 PM)

Clerk’s Note: Judge Biscoe announced that Item 46 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney and Gov’t. Code Ann. 551.072, Real Property.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to reject the last offer from the owners of parcel number 18, and we counter in amount of \$30,384.00.

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

ADJOURNMENT

Motion by Commissioner Gómez **and seconded by** Commissioner Davis to adjourn the Voting Session. (5:09 PM)

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

MINUTES APPROVED BY THE COMMISSIONERS’ COURT

Date of Approval

Samuel T. Biscoe