

MINUTES OF MEETING – JULY 29, 2003

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 29th day of July, 2003, the Commissioners' Court convened the regular Voting Session at 9:17 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 record notes that Precinct One Commissioner Ron Davis was not present during this Voting Session.

The Commissioners' Court recessed the Voting Session at 11:42 AM.

The Commissioners' Court, meeting as the Northwest Travis County Road District #3 (Golden Triangle) convened the Voting Session at 1:38 PM and adjourned at 1:38 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation convened the Voting Session at 1:38 PM and adjourned at 1:58 PM.

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

The Commissioners' Court retired to Executive Session at 2:54 PM.

The Commissioners' Court reconvened the Voting Session at 3:52 PM.

The Commissioners' Court adjourned the Voting Session at 3:56 PM.

PUBLIC HEARINGS

1. DISCUSS REQUEST FOR APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 38 AND 39, BLOCK O, MOUNTAIN CREEK LAKES SECTION ONE (REVISED PLAT – 1 LOT – 0.67 ACRES – LAKE BEACH DRIVE AT LAKE WOOD CIRCLE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – OUTSIDE ALL ETJs). (ACTION ITEM 22) (COMMISSIONER DAUGHERTY) (9:19 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 22 for the Court’s Motion and Vote.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to open the public hearing.

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	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 Daugherty **and seconded by** Commissioner Gómez to close the public hearing.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

3. DISCUSS REQUEST FOR APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF WESTMINSTER GLEN PHASE III, BLOCK A, LOTS 47-50 (SHORT FORM PLAT – 4 LOTS – 10.893 ACRES – CITY PARK ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – CITY OF AUSTIN ETJ). (ACTION ITEM 24) (COMMISSIONER DAUGHERTY) (9:21 AM)

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 24 for the Court’s Motion and Vote.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to open the public hearing.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court heard from: Carol Joseph, Assistant Director, TNR.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to close the public hearing.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 4. DISCUSS REQUEST FOR APPROVAL OF A TEMPORARY ROAD CLOSURE OF SCENIC BROOK DRIVE FOR THE PURPOSE OF MAKING WATER UTILITY IMPROVEMENTS IN PRECINCT THREE. (ACTION ITEM 25) (COMMISSIONER DAUGHERTY) (9:22 AM) (9:53 AM)**

Clerk’s Note: This Item is a public hearing to receive comments. Please refer to the action taken on Agenda Item 25 for the Court’s Motion and Vote.

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to open the public hearing.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Members of the Court heard from: Carol Joseph, Assistant Director, TNR; Linnette De Carly, Travis County Resident.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to recess the public hearing.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to re-open the public hearing.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 4 CONTINUED

Motion by Commissioner Daugherty **and seconded by** Commissioner Gómez to close the public hearing.

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 yes
 Precinct 4, Commissioner Margaret J. Gómez yes

RESOLUTIONS & PROCLAMATIONS

- 5. APPROVE RESOLUTION RECOGNIZING JAMES WASHINGTON ON HIS RETIREMENT FROM THE TRAVIS COUNTY SHERIFF'S OFFICE AFTER THIRTY YEARS OF SERVICE TO TRAVIS COUNTY. (9:25 AM)**

Members of the Court heard from: Doyne Bailey, Chief Deputy, Travis County Sheriff's Office (TCSO); and James Washington, TCSO.

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to approve the resolution in Item 5.

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 yes
 Precinct 4, Commissioner Margaret J. Gómez yes

- 6. A. APPROVE RESOLUTION RECOGNIZING TRAVIS COUNTY LAW LIBRARY FOR 20 YEARS OF OUTSTANDING SERVICE TO TRAVIS COUNTY JUDGES, ATTORNEYS AND LITIGANTS; AND (11:27 AM)
- B. ACCEPT AWARD OF \$250 FROM THE AMERICAN ASSOCIATION OF LAW LIBRARIES FOR DESIGN OF BROCHURE TITLED “NAME CHANGE FOR AN ADULT IN TRAVIS COUNTY”.

Clerk’s Note: Items 6.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Steven Broberg, Director, Records Management and Communications Resources (RMCR); Alicia Perez, Executive Manager, Administrative Operations; Lora Livingston, Judge 261st District Court; Lisa Rush, Manager, Law Library; and John Hille, Assistant County Attorney.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to approve the resolution in Item 6.A.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Motion by Judge Biscoe and seconded by Commissioner Gómez to accept the contribution of \$250.00, and if legal, that we dedicate it to the Law Library fund.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

CITIZENS COMMUNICATION

Members of the Court heard from: Kenneth Snyder, Northridge Acres Resident; Ricky Link, Williamson County Resident; and Trek English, Travis County Resident. (9:30 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, 11, 12.A-I, 13.A-D, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28.A and B, 38.A and B, 39, and 43. (10:01 AM)

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	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 MORNING EXECUTIVE SESSION ANNOUNCEMENT OF JULY 17, 2003.
- C4.** APPROVE COMMISSIONERS’ COURT MINUTES FOR AFTERNOON EXECUTIVE SESSION ANNOUNCEMENT OF JULY 17, 2003.
- C5.** APPROVE COMMISSIONERS’ COURT MINUTES FOR VOTING SESSION OF JULY 15, 2003.
- C6.** APPROVE SETTING A PUBLIC HEARING DATE OF AUGUST 19, 2003 FOR APPROVAL OF PROPOSED STREET NAME ASSIGNMENT FOR A PRIVATE EASEMENT TO “POWER LANE”, PRECINCT 3. (DAUGHERTY)

ADMINISTRATIVE OPERATIONS ITEMS

7. 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 \$539,711.14 FOR THE PERIOD OF JULY 11, 2003 THROUGH JULY 17, 2003. (10:01 AM)

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

8. DISCUSS AND TAKE APPROPRIATE ACTION TO REMODEL THE 1ST FLOOR LOBBY VENDING AREA IN THE BLACKWELL-THURMAN CRIMINAL JUSTICE CENTER TO PROVIDE OFFICE SPACE FOR THE TAX OFFICE COLLECTIONS DIVISION. (2:40 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Dusty Knight, Chief Deputy, Tax Office; and Jim Barr, Facilities Management.

Clerk's Note: The Court directed Facilities Management to get with the judges, and see what their take is on it; also, to look at all of the corners of the Criminal Justice Center (CJC) building, and see if there is something there, and check out other available County space, where we can, in a cost-neutral manner, accommodate this space need, and maybe, try to report back to the Court in two weeks.

Item 8 to be reposted on August 12, 2003.

9. APPROVE PERSONNEL AMENDMENTS. (10:01 AM)

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

PURCHASING OFFICE ITEMS

10. CONSIDER AND TAKE APPROPRIATE ACTION ON EVALUATION COMMITTEE RANKINGS AND REQUEST FOR APPROVAL OF THE ARCHITECTURAL/ENGINEERING PROPOSALS SUBMITTED FOR RFQ NO. Q030136JJ, DESIGN OF TRAVIS COUNTY BRIDGES 112, 168 AND 313, AND REQUEST FOR AUTHORIZATION TO COMMENCE NEGOTIATIONS WITH THE MOST HIGHLY QUALIFIED FIRM. (TNR) (COMMISSIONERS DAVIS & DAUGHERTY) (10:01 AM)

Clerk's Note: Judge Biscoe announced that the firm chosen is URS Corporation.

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

11. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 02T00038OJ WITH UNUM LIFE INSURANCE COMPANY FOR LIFE INSURANCE, AD&D, LONG TERM DISABILITY AND SHORT TERM DISABILITY FOR TRAVIS COUNTY EMPLOYEES. (HRMD) (COMMISSIONER GÓMEZ) (10:01 AM)

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

12. APPROVE TWO (2) MONTH EXTENSION TO THE FOLLOWING CONTRACTS FOR CONSTRUCTION AND GEOTECHNICAL TESTING SERVICES:
(10:01 AM)
- A. CONTRACT PS000109JG, MODIFICATION NO. 1, TERRA-MAR;
 - B. CONTRACT PS000112JG, MODIFICATION NO. 1, INTEGRATED TESTING AND ENGINEERING COMPANY OF AUSTIN, INC.;
 - C. CONTRACT PS000218JG, MODIFICATION NO. 1, JACK HOLT & ASSOCIATES, INC.;
 - D. CONTRACT PS000219JG, MODIFICATION NO. 1 FUGRO SOUTH, INC.;
 - E. CONTRACT PS000220JG, MODIFICATION NO. 2, KLEINFELDER;
 - F. CONTRACT PS000236JG, MODIFICATION NO. 1, RABA-KISTNER-BRYTESTS CONSULTANTS, INC.;
 - G. CONTRACT PS000238JG, MODIFICATION NO. 1, RODRIGUEZ ENGINEERING LABORATORIES, INC.;
 - H. CONTRACT PS000262JG, MODIFICATION NO. 1, HBC ENGINEERING, INC.; AND
 - I. CONTRACT PS000270JG, MODIFICATION NO. 1, PSI. (TNR/FM) (GÓMEZ)

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

13. APPROVE CONTRACT AWARDS FOR CAR WASHING SERVICES, IFB # B030139-RV, TO THE RESPONSIVE LOW BIDDERS: (10:01 AM)
- A. AUSTIN QUALITY CAR WASH – GROUP A: FULL SERVICE;
 - B. GENIE CAR WASH – GROUP A: FULL SERVICE;
 - C. WSM ENTERPRISES, INC. DBA SQUEEKY CLEAN SOUTH – GROUP B: SELF SERVICE; AND
 - D. PRM ENTERPRISES, INC. DBA SQUEEKY CLEAN NORTH – GROUP B: SELF SERVICE. (TNR) (COMMISSIONER GÓMEZ)

Clerk's Note: Judge Biscoe noted that Items 13.C and D are reversed. Item 13.C should be Squeeky Clean North, and Item 13.D should be Squeeky Clean South.

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

14. APPROVE MODIFICATION NO. 3 TO INTERLOCAL NO. IL000239KW WITH THE CITY OF AUSTIN FOR RURAL ADDRESSING. (TCDES) (COMMISSIONER GÓMEZ) (10:01 AM)

Clerk's Note: Item 14 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

15. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 02T00016RG, VISTA SCAPE, INC., FOR GROUND MAINTENANCE. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (10:01 AM)

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

16. PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE, DECLARE CERTAIN VEHICLES AS SURPLUS PROPERTY. (FIXED ASSETS) (COMMISSIONER GÓMEZ) (10:01 AM)

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

17. APPROVE MODIFICATION NO. 2 TO INTERLOCAL AGREEMENT NO. IL030067OJ, FOR PURCHASE ORDER ADMINISTRATIVE FEES TO THE TEXAS LOCAL GOVERNMENT PURCHASE COOPERATIVE. (TNR) (COMMISSIONER GÓMEZ) (10:01 AM)

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

18. APPROVE SIX (6) MONTH EXTENSION (MODIFICATION NO. 2) TO INTERLOCAL AGREEMENT NO. IL960420KW, CITY OF AUSTIN, FOR PHARMACEUTICALS AND MEDICAL SUPPLIES. (ATCHHS) (COMMISSIONER GÓMEZ) (10:01 AM)

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

19. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. 03C00078SP, MARK III SYSTEMS, INC. FOR MAINTENANCE SUPPORT FOR DB2 SOFTWARE. (ITS) (COMMISSIONER GÓMEZ) (10:01 AM)

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

20. APPROVE TWELVE (12) MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 02T00292OJ, SAFE GUARD HEALTH PLANS, INC. AND SAFE HEALTH LIFE INS. CO., FOR THE PROVISION OF DENTAL COVERAGE FOR TRAVIS COUNTY EMPLOYEES. (HRMD) (COMMISSIONER GÓMEZ) (10:01 AM)

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

21. APPROVE STATE TERM CONTRACT PURCHASE OF IN-CAR VIDEO SYSTEMS FROM MOBILE-VISION INC. (TNR) (COMMISSIONER GÓMEZ) (10:01 AM)

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

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

22. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: REVISED PLAT OF LOTS 38 AND 39, BLOCK O, MOUNTAIN CREEK LAKES SECTION ONE (REVISED PLAT – 1 LOT – 0.67 ACRES – LAKE BEACH DRIVE AT LAKE WOOD CIRCLE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY – OUTSIDE ALL ETJs). (COMMISSIONER DAUGHERTY) (10:01 AM)

Clerk's Note: Item 22 is the action item for the public hearing on Agenda Item 1.

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

23. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: APACHE SHORES SECTION 7 AMENDED PLAT OF LOTS 44 AND 45, BLOCK G (SHORT FORM PLAT – 1 LOT – 1.413 ACRES – FT. SMITH TRAIL – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (10:01 AM)

Clerk's Note: Item 23 is the action item for the public hearing on Agenda Item 2.

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

24. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: AMENDED PLAT OF WESTMINSTER GLEN PHASE III, BLOCK A, LOTS 47-50 (SHORT FORM PLAT – 4 LOTS – 10.893 ACRES – CITY PARK ROAD – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (10:01 AM)

Clerk's Note: Item 24 is the action item for the public hearing on Agenda Item 3.

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

25. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF A TEMPORARY ROAD CLOSURE OF SCENIC BROOK DRIVE FOR THE PURPOSE OF MAKING WATER UTILITY IMPROVEMENTS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (10:01 AM)

Clerk's Note: Item 25 is the action item for the public hearing on Agenda Item 4.

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

26. APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: BARTON CREEK, SECTION H, PHASE 3 (SHORT FORM PLAT – 4 LOTS – 17.656 ACRES – BARTON CREEK BLVD. – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY WCID NO. 3 AND 4 – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (10:01 AM)

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

27. APPROVE A CONSTRUCTION AGREEMENT AND APPROVE A PLAT FOR RECORDING IN PRECINCT ONE: ELM CREEK, SECTION 1 (LONG FORM PLAT – 232 LOTS – 87.25 ACRES – U.S. HWY 290 – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY M.U.D. NO. 14 – NO MUNICIPAL ETJ). (COMMISSIONER DAVIS) (10:01 AM)

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

- 28. A. 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. 5, TO ALLOW FOR PARTIAL ACCEPTANCE OF STREETS IN A SUBDIVISION WHEN THE SUBDIVISION STREETS ARE PRESENTED FOR MAINTENANCE. (10:01 AM)
- B. APPROVE A CONSTRUCTION AGREEMENT AND APPROVAL OF A PLAT FOR RECORDING IN PRECINCT ONE: GASTON SHELDON SUBDIVISION, SECTION 5 (LONG FORM PLAT – 242 LOTS – 47.326 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 28.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 29. DISCUSS DRAFT TRAVIS COUNTY COMMENTS REGARDING THE U.S. ENVIRONMENTAL PROTECTION AGENCY'S PROPOSED RULE TO IMPLEMENT THE 8-HOUR OZONE NATIONAL AMBIENT AIR QUALITY STANDARD, AND TAKE APPROPRIATE ACTION. (10:05 AM) (10:14 AM)

Members of the Court heard from: Scheleen Walker, Planner, TNR; and Joe Gieselman, Executive Manager, TNR.

Motion by Judge Biscoe and seconded by Commissioner Gómez that the Commissioners' Court of Travis County urge all the partners to the Early Action Compact to send comments, at least covering the Early Action Compact language in the regulation.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 29 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the draft and authorize Joe Gieselman, Executive Manager, Transportation and Natural Resources, to sign it and send it to the appropriate Federal person, as official comments from Travis County.

An Addition to the previous Motion was made by Commissioner Sonleitner to add the Governor's Office to the list of recipients.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 30. DISCUSS PROPOSED FY 2004 ONSITE WASTEWATER PERMIT FEE INCREASES, AND TAKE APPROPRIATE ACTION. (9:18 AM)

Item 30 postponed until August 5, 2003.

- 31. CONSIDER PROPOSED SUBDIVISION REGULATION AMENDMENTS TO CHAPTER 82, TRAVIS COUNTY CODE, TO RESOLVE INCONSISTENCIES WITH THE CITY OF AUSTIN CODE AS REQUIRED BY HB 1445, AND TAKE APPROPRIATE ACTION. (9:18 AM)

Members of the Court heard from: Tom Nuckols, Assistant County Attorney.

Item 31 postponed until August 5, 2003.

32. CONSIDER AND TAKE APPROPRIATE ACTION ON PARTICIPATION AGREEMENT WITH PLAZA V 620, LTD. FOR THE CONSTRUCTION OF ANDERSON MILL ROAD AND RM 620. (COMMISSIONERS SONLEITNER & DAUGHERTY) (10:05 AM) (10:43 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 32.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

33. CONSIDER AND TAKE APPROPRIATE ACTION ON INTERLOCAL AGREEMENT WITH WILLIAMSON COUNTY FOR THE CONSTRUCTION OF ANDERSON MILL ROAD. (COMMISSIONERS SONLEITNER & DAUGHERTY) (10:40 AM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the interlocal agreement in Item 33.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

34. CONSIDER AND TAKE APPROPRIATE ACTION ON ADDITIONAL RECOMMENDATIONS ON AIR QUALITY INITIATIVES. (9:18 AM)

Item 34 postponed until August 5, 2003.

- 35. CONSIDER AND TAKE APPROPRIATE ACTION ON THE US ARMY CORPS OF ENGINEERS STUDY SHOWING THE 100-YEAR FLOODPLAIN ELEVATION ON LAKE TRAVIS AS 722 FEET ABOVE MEAN SEA LEVEL. (COMMISSIONER DAUGHERTY) (10:46 AM)

Members of the Court heard from: Fred Dennick, TNR; Elston Eckhart, U.S. Army Corps of Engineers; John McLeod, Lower Colorado River Authority (LCRA); Stacey Scheffel, TNR; and Tom Nuckols, Assistant County Attorney.

Discussion only. No action taken.

- 36. CONSIDER AND TAKE APPROPRIATE ACTION ON FINAL DOCUMENT APPROVING A RESTRICTIVE COVENANT FOR MAINTENANCE OF PROPOSED FLOOD PLAIN MODIFICATIONS AT THE BFI SITE AT 10200 GILES LANE. (10:06 AM)

Members of the Court heard from: Tom Nuckols, Assistant County Attorney; Trek English, Travis County resident; and Fred Dennick, TNR.

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

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 37. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF A PRELIMINARY PLAN IN PRECINCT THREE: GARZA BRODIE SUBDIVISION (LOWE'S HOME CENTER IN SUNSET VALLEY) (PRELIMINARY PLAN – 2 LOTS – 31.40 ACRES – BRODIE LANE). (COMMISSIONER DAUGHERTY) (9:18 AM)

Item 37 postponed until August 5, 2003.

PLANNING AND BUDGET DEPT. ITEMS

- 38.** REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSIONS TO CONTINUE: (10:01 AM)
- A.** GRANT CONTRACT WITH THE AUTO THEFT PREVENTION AUTHORITY FOR A SHERIFF'S COMBINED AUTO THEFT TASK FORCE (SCAATF) PROGRAM. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY 04.
 - B.** GRANT CONTRACT WITH THE TEXAS ENGINEERING EXTENSION SERVICE FOR AN EMERGENCY PREPAREDNESS EQUIPMENT GRANT IN EMERGENCY SERVICES DEPARTMENT. A NEW GRANT PROGRAM THAT PROVIDES \$601,080 TO PURCHASE EQUIPMENT TO ENHANCE EMERGENCY PREPAREDNESS.

Clerk's Note: Items 38.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 39.** APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:01 AM)

Clerk's Note: Items 39 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

OTHER ITEMS

- 40.** PRESENTATION OF 2003 AUSTIN ENVIRONMENTAL DIRECTORY TO THE COMMISSIONERS' COURT. (COMMISSIONER SONLEITNER) (9:54 AM)

Members of the Court heard from: T. Paul Robbins, Editor, The Austin Environmental Directory, 2003.

Discussion only. No action taken.

- 41. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FROM CENTRAL TEXAS CLEAN CITIES FOR TRAVIS COUNTY TO CO-SPONSOR CONFERENCE AND FOR WAIVER OF FEE TO USE THE EXPO CENTER BANQUET HALL ON WEDNESDAY, OCTOBER 29, 2003. (10:33 AM)**

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

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to co-sponsor the conference, and declare that they are eligible for Travis County’s 50% waiver policy.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 42. APPROVE ORDER FOR APPOINTMENT OF ELECTION JUDGES FOR A TERM OF TWO YEARS BEGINNING AUGUST 1, 2003. (10:39 AM)**

Motion by Judge Biscoe and seconded by Commissioner Gómez to approve the order in Item 42.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 43. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:01 AM)**

Clerk's Note: Item 43 added to Consent Items. Please refer to CONSENT ITEMS for the Court’s Motion and Vote.

44. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATIONS REGARDING THE INTEGRATION OF COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT (CSCD) WITH THE TRAVIS COUNTY INTEGRATED JUSTICE SYSTEM (IJS), INCLUDING: (1:58 PM)
- A. INTEGRATION OF CSCD’S CASE MANAGEMENT SYSTEM WITH IJS;
 - B. INTEGRATION OF CSCD’S FINANCIAL SERVICES SYSTEM WITH IJS;
 - C. REQUEST TO APPOINT A FINES AND FEES TASK FORCE, INCLUDING APPROPRIATE CHARGE AND MEMBERSHIP; AND
 - D. PROPOSAL FOR A TECHNOLOGY SERVICE LEVEL PLAN BETWEEN CSCD AND TRAVIS COUNTY.

Clerk’s Note: Items 44.A-D are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Barbara Cille, Executive Assistant, Travis County Commissioner Precinct 3 Office; Joe Harlow, Director, Information and Telecommunications Systems (ITS); Vicki Skinner, Director of Administration, Travis County District Attorney’s Office; Ronnie Earle, Travis County District Attorney; Susan Spataro, Travis County Auditor; Mike Wichern, Chief Assistant County Auditor, Travis County Auditor’s Office; and Donna Farris, Financial Director, Community Supervision and Corrections Division (CSCD).

Motion by Judge Biscoe and seconded by Commissioner Gómez to appoint a task force, as mentioned in Item 44.C, and ask the District Clerk, the Auditor’s Office, the Planning and Budget Office (PBO), the County Attorney, the County Clerk, the Community Supervision and Corrections Division (CSCD), the Tax Office, the Information and Telecommunications System Department (ITS), the Commissioners’ Court, and the Criminal Courts Division, to each appoint one person who can dedicate the necessary time and attention over the next 60 days to get this work done.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

ITEM 44 CONTINUED

Motion by Judge Biscoe and seconded by Commissioner Gómez to accept the integration plan recommended by the committee, as mentioned in Item 44.A, and that is Option 3; and the funding that is recommended also, that is to accept the District Attorney’s commitment of the \$185,000.00, CSCD’s \$48,000.00, and the difference coming from available funds and Information and Telecommunications Systems (ITS).

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 yes
 Precinct 4, Commissioner Margaret J. Gómez yes

Motion by Judge Biscoe and seconded by Commissioner Gómez to take the listing of the issues prepared by the Auditor’s Office, as mentioned in Item 44.B, and have the committee work between now and next Tuesday, August 5, 2003, and present a list of specific goals to pass on to the task force, hopefully to keep them focused.

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 yes
 Precinct 4, Commissioner Margaret J. Gómez yes

Item 44.D discussion only. No action taken.

Item 44.D to be reposted on August 12, 2003.

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

- 45. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING BARBARA OAKLEY, AS LEGAL GUARDIAN FOR RICHARD DANZINGER V. CITY OF AUSTIN, HECTOR POLANCO, ET AL. ¹ (10:39 AM)

Item 45 to be postponed until August 5, 2003.

- 46. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER EXTENDED PERIOD OF ADMINISTRATIVE LEAVE FOR FIVE DAYS WITH PAY FOR MARY HELEN GARCIA, EMPLOYEE OF JUVENILE PROBATION DEPARTMENT, AND TAKE APPROPRIATE ACTION. ¹ (2:54 PM) (3:52 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.

Motion by Judge Biscoe **and seconded by** Commissioner Sonleitner to authorize an extended period of administrative leave, from July 23 through August 6, 2003.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

- 47. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION IN MITZY MCCOY VS. TRAVIS COUNTY S.H.O.R.T. PROGRAM. ¹ (2:54 PM) (3:52 PM)

Clerk's Note: Judge Biscoe announced that Item 47 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action necessary on Item 47.

48. APPROVE OR REJECT PROPOSED FARMERS' MARKET LEASE AGREEMENT WITH JENNIFER KUNZ, D/B/A JENNY'S BAKEHOUSE AND DELI. (COMMISSIONER SONLEITNER) ² (2:54 PM) (3:52 PM)

Clerk's Note: Judge Biscoe announced that Item 48 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to reject the proposed lease, which is one year, plus four one-year options, and that we counter, saying that we would find acceptable, a one-year lease with three one-year options, which would be consistent with the maximum that we have offered other similar lease proposals; and that this be put back on the Agenda next week, August 5, 2003.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 48 to be reposted on August 5, 2003.

49. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION REGARDING REQUEST TO AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING PROJECT #01B01-09-2CA, GRAND AVENUE PARKWAY; PARCEL NO. 3; THOMAS D. SHAFFER AND DEBRA V. SHAFFER, AND TRAVIS COUNTY, TEXAS (THOMAS D. SHAFFER AND DEBRA V. SHAFFER; GIESELMAN; CONDEMNATION). ¹ (2:54 PM) (3:53 PM)

Item 49 pulled from the Agenda.

50. CONSIDER REQUEST TO THE TEXAS TURNPIKE AUTHORITY TO DESIGN AND CONSTRUCT AN INTERCHANGE AT THE PROPOSED HOWARD LANE ARTERIAL DURING THE INITIAL CONSTRUCTION OF STATE HIGHWAY 130, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAVIS) ^{1 & 2}
(2:54 PM) (3:53 PM)

Clerk's Note: Judge Biscoe announced that Item 50 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.

No action necessary on Item 50.

Item 50 to be reposted on August 5, 2003.

51. CONSIDER APPROVAL OF PURCHASE CONTRACT WITH ROBERT D. KING AND JANET K. KING FOR THE ACQUISITION OF APPROXIMATELY 59.524 ACRES OF LAND IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN, AND TAKE APPROPRIATE ACTION.
(COMMISSIONER DAUGHERTY) ² (2:54 PM) (3:53 PM)

Clerk's Note: Judge Biscoe announced that Item 51 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Daugherty to approve the purchase contract with the Kings, and fill in the amount being offered at \$640,000.00.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

Item 51 to be reposted on August 5, 2003.

52. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER OFFER FOR SETTLEMENT AND TAKE APPROPRIATE ACTION ON THE CLAIM OF DARLA ROBERSON. ¹ (2:54 PM) (3:54 PM)

Clerk's Note: Judge Biscoe announced that Item 52 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

No action necessary on Item 52.

53. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO TAKE APPROPRIATE ACTION CONCERNING HELEN HODGE V. TRAVIS COUNTY AND STEPHEN L. WILLIAMS. ¹ (2:54 PM) (3:54 PM)

Clerk's Note: Judge Biscoe announced that Item 53 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 authorize the County Judge to sign the settlement and release, as soon as the same has been prepared; and that we authorize expediting payment in this matter.

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	yes
Precinct 4, Commissioner Margaret J. Gómez	yes

54. CONSIDER AND TAKE APPROPRIATE ACTION ON APPLICANTS INTERVIEWED FOR CRIMINAL JUSTICE COORDINATOR. ³ (2:54 PM) (3:55 PM)

Clerk's Note: Judge Biscoe announced that Item 54 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

Discussion only. No action taken.

Item 54 to be reposted on August 5, 2003.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to adjourn the Voting Session. (3:56 PM)

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 yes
Precinct 4, Commissioner Margaret J. Gómez yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Samuel T. Biscoe, Travis County Judge