

## MINUTES OF MEETING – APRIL 6, 2004

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 6<sup>th</sup> day of April, 2004, the Commissioners' Court convened the regular Voting Session at 9:15 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Ned Granger 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 11:32 AM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, convened the Voting Session at 11:32 AM and adjourned at 11:38 AM.

The Commissioners' Court reconvened the regular Voting Session at 11:38 AM.

The Commissioners' Court retired to Executive Session at 11:38 AM.

The Commissioners' Court reconvened the Voting Session at 12:18 PM.

The Commissioners' Court adjourned the Voting Session at 12:21 PM.

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### CITIZENS COMMUNICATION

**Clerk's Note:** No speakers addressed the Court. (9:20 AM)



**PURCHASING OFFICE ITEMS**

1. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 3) TO INTERLOCAL NO. IL000104MQ, TEXAS COOPERATIVE EXTENSION, FOR DEMONSTRATION WORK. (HHS&VS) (COMMISSIONER GÓMEZ) (9:16 AM)

Item 1 postponed until April 13, 2004.

2. APPROVE CONTRACT AWARD FOR LAW ENFORCEMENT BODY ARMOR, IFB NO. B040068LD, TO THE LOW BIDDER, MILLER UNIFORMS AND EMBLEMS. (SHERIFF) (COMMISSIONER GÓMEZ) (9:20 AM)

**Clerk's Note:** Item 2 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

3. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 3) TO CONTRACT NO. 03T00224RV, LOOMIS FARGO AND COMPANY, FOR ARMORED CAR SERVICES. (TREASURER'S OFFICE) (COMMISSIONER GÓMEZ) (9:20 AM)

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

4. APPROVE MODIFICATION NO. 1 TO THE FOLLOWING CONTRACTS FOR PLUMBING TIME AND MATERIAL SERVICES: (9:20 AM)

A. NO. 03T00132RV, YPS, INC. - PRIMARY CONTRACTOR; AND

B. NO. 03T00133RV, MINYARD PLUMBING, INC. – SECONDARY CONTRACTOR. (COUNTYWIDE) (COMMISSIONER GÓMEZ)

**Clerk's Note:** Items 4.A and B added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

5. REJECT ALL BIDS RECEIVED FOR IFB NO. B040059OJ, MEDICAL AND SURGICAL SUPPLIES. (COUNTYWIDE) (COMMISSIONER GÓMEZ) (9:20 AM)

**Clerk's Note:** Item 5 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

6. REJECT ALL BIDS RECEIVED FOR IFB NO. B040055RV, RE-ROOF OF " NED GRANGER" BUILDING, AND REBID. (FACILITIES MANAGEMENT)  
(COMMISSIONER GÓMEZ) (9:20 AM)

**Clerk's Note:** Item 6 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

7. APPROVE CONTRACT AWARD FOR TRAVIS COUNTY JAIL HVAC REPAIR PROJECT-PHASE 2, IFB NO. B040067RV, TO THE LOW BIDDER, WATTINGER COMPANY, INC. (FACILITIES MANAGEMENT)  
(COMMISSIONER GÓMEZ) (9:20 AM)

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

8. APPROVE PURCHASE OF 12 RIDING MOWERS FROM THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD), NO. IL030067OJ. (TNR) (COMMISSIONER GÓMEZ) (9:20 AM)

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

9. APPROVE PURCHASE OF GAS CHROMATOGRAPH/MASS SPECTROMETER FROM AGILENT TECHNOLOGIES, A CATALOG INFORMATION SYSTEM VENDOR(CISV). (MEDICAL EXAMINERS)  
(COMMISSIONER GÓMEZ) (9:20 AM)

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

10. APPROVE CONTRACT AWARD FOR THE FIRE SPRINKLER REFURBISHMENT PROJECT AT THE EXPO CENTER BANQUET HALL, IFB NO. B040069JJ, TO THE LOW BIDDER, AAA FIRE AND SAFETY EQUIPMENT CO. (FM) (COMMISSIONER DAVIS) 9:20 AM)

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

11. APPROVE CONTRACT AWARDS OF A CATALOG INFORMATION SYSTEM VENDOR STATE CATALOG PURCHASE, RFO NO. 0040053SP, FOR THE PROCUREMENT OF VEHICLE RADIO MODEMS AND MOBILE DATA COMPUTERS TO THE FOLLOWING: (9:20 AM)

A. CATEGORY A: L&E MOBILE COMPUTER MOUNTS, INC.;

B. CATEGORY B: MOTOROLA, INC. (SHERIFF'S OFFICE)  
(COMMISSIONER GÓMEZ)

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

12. APPROVE MODIFICATION NO. 7 TO CONTRACT NO. PS960012KW, SOUTHWEST KEY PROGRAM, FOR INTENSIVE SUPERVISION SERVICES OF JUVENILE OFFENDERS. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:20 AM)

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

13. APPROVE 60-DAY EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 02R00146RG, THE PHOTOGUY.COM, FOR PARK CONCESSION OPERATIONS. (TNR-PARKS) (COMMISSIONER GÓMEZ) (9:20 AM)

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

## TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

14. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE FY04 ROADWAY MAINTENANCE, REHABILITATION PLAN AND DRAINAGE PROJECTS LIST. (9:24 AM)

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

Discussion only. No action taken.

Item 14 to be reposted on April 13, 2004.

15. DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TWIN CREEKS COUNTRY CLUB, ABBOTSBURY DRIVE (SHORT FORM PLAT – NO LOTS – 3.097 ACRES – ANDERSON MILL ROAD – FISCAL POSTED WITH TRAVIS COUNTY – NO SEWAGE SERVICE REQUIRED – CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:20 AM)

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

16. DISCUSS AND APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: TIERRA DEL CABALLO, SECT 1 (SHORT FORM PLAT – 1 LOT – 8.10 ACRES – CIRCLE DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEPTIC – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:20 AM)

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

17. APPROVE ALTERNATIVE FISCAL AGREEMENTS FOR GREENRIDGE PHASE 4, A SUBDIVISION IN PRECINCT TWO. (COMMISSIONER SONLEITNER) (9:20 AM)

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

18. CONSIDER AND TAKE APPROPRIATE ACTION ON A PLAT FOR RECORDING IN PRECINCT THREE: BARTON CREEK ABC WEST PHASE II (LONG FORM PLAT – 50 LOTS – 120.245 ACRES – WIMBERLY LANE AT BARTON CREEK BOULEVARD – FISCAL POSTED AT THE CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUNICIPAL UTILITY DISTRICTS 3 AND 4 – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:20 AM)

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

19. CONSIDER AND TAKE APPROPRIATE ACTION ON APPROVAL AND ADOPTION OF TRAVIS COUNTY GUIDELINES FOR REAL PROPERTY ASSESSMENT FOR DISPOSITION. (COMMISSIONER DAUGHERTY) (9:29 AM)

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

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

**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

### PLANNING AND BUDGET DEPT. ITEMS

20. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:20 AM)

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

### ADMINISTRATIVE OPERATIONS ITEMS

21. 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 \$636,369.62 FOR THE PERIOD OF MARCH 19 THROUGH MARCH 25, 2004. (9:20 AM)

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



**OTHER ITEMS**

- 24. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:20 AM)

**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 PROPOSED CELL PHONE POLICY FOR TRAVIS COUNTY. (10:18 AM)

**Members of the Court heard from:** Danny Hobby, Emergency Services Coordinator, Department of Emergency Services.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** to approve the sending of the letter and the draft cell phone policy from the backup to officials and department heads in Travis County.

**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

- 26. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING: (10:32 AM)

- A. LEGISLATIVE ISSUES IMPACTING COUNTIES DURING THE ANTICIPATED SPECIAL SESSION OF THE 78<sup>TH</sup> LEGISLATURE;
- B. STRATEGY TO COLLABORATE WITH STATE OFFICIALS TO PROVIDE TAXPAYER RELIEF AND PROTECT COUNTY BUDGET MANDATES, CHALLENGES AND OPPORTUNITIES.

**Clerk's Note:** Items 26.A and B and Item 27 are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Bob Kamm, Legislative Consultant; Dana DeBeauvoir, Travis County Clerk; and Susan Spataro, Travis County Auditor.

Discussion only. No action taken.

Items 26.A and B and Item 27 to be reposted on April 13, 2004.





31. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO ESTABLISH BALLOT ORDER OF CERTAIN OFFICES AND PROPOSITIONS FOR THE MAY 15, 2004 ELECTIONS, IN ACCORDANCE WITH SUBCHAPTER D, SECTION 52 OF THE TEXAS ELECTION CODE. (10:24 AM)

**Members of the Court heard from:** John Hille, Assistant County Attorney; and Tamara Armstrong, Assistant County Attorney.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the ballot order of certain Offices and Propositions for the May 15, 2004 Elections.

**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

32. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES RELATED TO THE CONDUCT OF EARLY VOTING AND ELECTION DAY. (10:27 AM)  
(11:02 AM)

**Members of the Court heard from:** John Hille, Assistant County Attorney; and Dana DeBeauvoir, Travis County Clerk.

Discussion Only. No action taken.

Item 32 to be reposted on April 13, 2004.

33. CONSIDER AGREEMENT TO CONDUCT JOINT ELECTION BETWEEN TRAVIS COUNTY AND NORTHWEST AUSTIN MUD #1, AND TAKE APPROPRIATE ACTION. (10:27 AM)

**Members of the Court heard from:** John Hille, Assistant County Attorney; and Tamara Armstrong, Assistant County Attorney.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the agreement in Item 33.

**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

34. **A.** CONSIDER AGREEMENT TO CONDUCT JOINT ELECTIONS BETWEEN TRAVIS COUNTY, BARTON SPRINGS EDWARDS AQUIFER CONSERVATION DISTRICT, AUSTIN INDEPENDENT SCHOOL DISTRICT, AUSTIN COMMUNITY COLLEGE DISTRICT, AND TAKE APPROPRIATE ACTION; (9:20 AM)
- B.** CONSIDER AMENDMENTS TO AGREEMENT TO CONDUCT JOINT ELECTIONS BETWEEN TRAVIS COUNTY, BARTON SPRINGS EDWARDS AQUIFER CONSERVATION DISTRICT, AUSTIN INDEPENDENT SCHOOL DISTRICT, AUSTIN COMMUNITY COLLEGE DISTRICT, AND TAKE APPROPRIATE ACTION.

**Clerk's Note:** Items 34.A and B added to 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

The Commissioners Court will consider the following items in Executive Session. The Commissioners Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Commissioners Court announces that the item will be considered during Executive Session.

- 35. CONSIDER APPROVAL OF PURCHASE CONTRACT WITH VERANDAH CONSTRUCTION INC. FOR THE ACQUISITION OF APPROXIMATELY 6.0 ACRES OF LAND IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAUGHERTY) <sup>1 and 2</sup> (11:38 AM) (12:19 PM)

**Clerk's Note:** Judge Biscoe announced that Item 35 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 Daugherty **and seconded by** Commissioner Sonleitner that we extend the \$417,000.00 offer, and ask for a 90-day closing period for the purchase of the 6 acres.

**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

- 36. CONSIDER RESPONSE FROM MRE RANCH, LTD. (MEDWAY) ON PURCHASE CONTRACT APPROVED MARCH 2, 2004 FOR APPROXIMATELY 344.984 ACRES OF LAND IN CONNECTION WITH THE BALCONES CANYONLANDS CONSERVATION PLAN, AND TAKE APPROPRIATE ACTION. (COMMISSIONER DAUGHERTY) <sup>1 and 2</sup> (11:38 AM) (12:19 PM)

**Clerk's Note:** Judge Biscoe announced that Item 36 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 required on Item 36.



**ADDED ITEMS**

- A1.** APPROVE TRAVEL REQUEST FROM STAR FLIGHT PROGRAM MANAGER TO SEND A STAFF MEMBER TO CUSTOMER SUMMIT WITH TURBOMECA, A MAJOR ENGINE MANUFACTURER, FROM APRIL 29 THROUGH MAY 1, 2004. (9:20 AM)

**Clerk's Note:** Item A1 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- A2.** RECEIVE THE 2003 ANNUAL REPORT FOR THE CENTRAL TEXAS REGIONAL MOBILITY AUTHORITY (CTRMA). (9:16 AM)

Item A2 postponed until April 13, 2004.

- A3.** APPROVE RESOLUTION RECOGNIZING THE TRAVIS COUNTY RETIRED AND SENIOR VOLUNTEER PROGRAM (RSVP). (9:16 AM)

**Members of the Court heard from:** Fred Lugo, Manager, Retired Seniors and Volunteers Program (RSVP), Travis County Health and Human Services (TCHHS).

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve the resolution in Item A3.

**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

