

MINUTES OF MEETING – APRIL 27, 2004

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 27th day of April, 2004, 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 12:05 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation, convened the Voting Session at 1:41 PM and adjourned at 1:42 PM.

The Commissioners' Court, meeting as the Travis County Health Facilities Development Corporation, convened the Voting Session at 1:42 PM and adjourned at 2:10 PM.

The Commissioners' Court reconvened the regular Voting Session at 2:10 PM.

The Commissioners' Court retired to Executive Session at 3:38 PM.

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

The Commissioners' Court adjourned the Voting Session at 4:19 PM.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON PROPOSED PERSONNEL AMENDMENTS. (9:27 AM)

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

5. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING OPTIONS FOR COMPLETION OF THE 5501 AIRPORT BOULEVARD BUILDING PROJECT PHASE TWO. (11:01 AM)

Members of the Court heard from: Roger El Khoury, Director, Facilities Management; Diana Ramirez, Budget Analyst, Planning and Budget Office (PBO); Belinda Powell, Capital Planning Coordinator, PBO; John Hille, Assistant County Attorney; and Cyd Grimes, Travis County Purchasing Agent.

Clerk's Note: The Commissioners' Court directed Facilities Management staff to meet with the Planning and Budget Office (PBO) staff to discuss parking and security issues at 5501 Airport Blvd.

Motion by Judge Biscoe and seconded by Commissioner Sonleitner to reject all bids and rebid the project for IFB number B040056-MB, the 5501 Airport Blvd. Building phase 2 renovations.

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	abstain

Item 5 to be reposted on May 11, 2004.

8. RECEIVE PRESENTATION FROM OFFICIALS OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE ON REORGANIZATION AND VARIOUS PROGRAMS THAT MAY AFFECT TRAVIS COUNTY OFFENDERS AND RESIDENTS. (9:34 AM)

Members of the Court heard from: Kimberly Pierce, Senior Planner, CJP; Doug Drake, Director, Correctional Institution Division, Texas Department of Criminal Justice (TDCJ); Stephen Collins, Warden, Travis County Community Justice Center (CJC); Nathaniel Quarterman, Deputy Executive Director, TDJC; Bryan Collier, Parole Division Director, TDCJ; Mike Lozito, Region IV Director, Parole Division, TDCJ; and Madeline Ortiz, Rehabilitation and Re-entry Program Division.

Discussion only. No formal action taken.

9. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATION FOR NEW MEMBERS TO THE COMMUNITY JUSTICE CENTER ADVISORY COMMITTEE AND MISSION STATEMENT. (9:31 AM)

Members of the Court heard from: Kimberly Pierce, Senior Planner, CJP; and Mike Manor, Member, Criminal Justice Center Advisory Committee.

Motion by Judge Biscoe **and seconded by** Commissioner Davis to approve the two appointees, Mike Manor, and Jim Nelson, and also the mission statement of the Community Justice Center Advisory Committee.

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

13. APPROVE MODIFICATION NO. 1 TO CONTRACT NO. PS010162DS, SARA CORTEZ, FOR SEX OFFENDER TREATMENT COUNSELING FOR JUVENILE OFFENDERS. (JUVENILE PROBATION) (COMMISSIONER GÓMEZ) (9:27 AM)

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

14. APPROVE CONTRACT AWARD FOR VESDA FIRE ALARM SYSTEM MODIFICATIONS AT BUILDINGS 140 AND 160A, IFB NO. B040081SI, TO THE LOW BIDDER, DESIGN/SYSTEMS AUSTIN GROUP. (COMMISSIONER GÓMEZ) (9:27 AM)

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

15. APPROVE CONTRACT AWARD FOR PRECINCT THREE OFFICE BUILDING AND THE WEST RURAL COMMUNITY CENTER AND CLINIC BUILDING, IFB NO. B040082SI, TO THE LOW BIDDER, THE BARR COMPANY, AIA. (COMMISSIONER DAUGHERTY) (9:27 AM)

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

16. APPROVE CONTRACT AWARD FOR FIRE ALARM CONTROL PANEL MODIFICATIONS AND DEVICES REPLACEMENT AT THE TRAVIS COUNTY JAIL, IFB NO. B040050SI, TO THE LOW BIDDER, SIMPLEXGRINNELL, L.P. (COMMISSIONER GÓMEZ) (9:27 AM)

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

20. RECEIVE BRIEFING FROM THE TRAVIS COUNTY CONSTRUCTION TRADE ENHANCEMENT ADVISORY COMMITTEE REGARDING THE COUNTY'S HISTORICALLY UNDERUTILIZED BUSINESS PROGRAM. (PURCHASING OFFICE) (9:15 AM)

Item 20 postponed until May 4, 2004.

TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS

21. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR APPROVAL OF A PLAT FOR RECORDING IN PRECINCT THREE: TWIN CREEKS COUNTRY CLUB, REPLAT OF SECTION 10A (SHORT FORM PLAT – 49 LOTS – 9.596 ACRES – TWIN CREEKS COUNTRY CLUB DRIVE – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY CITY OF CEDAR PARK – CITY OF CEDAR PARK ETJ). (COMMISSIONER DAUGHERTY) (9:27 AM)

Clerk's Note: Item 21 is the action item for the public hearing on Agenda Item 1.

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

22. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A PRELIMINARY PLAN IN PRECINCT FOUR: CENTURY RANCH NORTH PRELIMINARY PLAN (269 LOTS – 95.69 ACRES – PEARCE LANE – NO FISCAL IS REQUIRED FOR A PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER GÓMEZ) (9:27 AM)

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 TO APPROVE A PRELIMINARY PLAN IN PRECINCT FOUR: CENTURY RANCH SOUTH PRELIMINARY PLAN (185 LOTS – 54.35 ACRES – PEARCE LANE – NO FISCAL IS REQUIRED FOR A PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER GÓMEZ) (9:27 AM)

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 TO APPROVE A PLAT FOR RECORDING IN PRECINCT THREE: WIMBERLY PLACE (SHORT FORM PLAT – 2 LOTS – 8.096 ACRES – BARTON CREEK BLVD. – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD NO. 3 & 4 – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:27 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 REQUEST TO APPROVE THE USE OF ALTERNATIVE FISCAL FOR FOREST BLUFF SUBDIVISION SECTION 4, A SUBDIVISION IN PRECINCT ONE. (COMMISSIONER DAVIS) (9:27 AM)

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

26. CONSIDER AND TAKE APPROPRIATE ACTION ON RECOMMENDATION TO APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR STEINER RANCH PHASE 2 SECTIONS 3C AND 3D, TWO SUBDIVISIONS IN PRECINCT THREE. (COMMISSIONER DAUGHERTY) (9:27 AM)

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

27. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO APPROVE A PRELIMINARY PLAN IN PRECINCT THREE: BARTON CREEK SECTION E REVISED PLAN (4 LOTS – 35.932 ACRES – BARTON CREEK BLVD. – NO FISCAL REQUIRED FOR A PRELIMINARY PLAN – SEWAGE SERVICE TO BE PROVIDED BY CITY OF AUSTIN – CITY OF AUSTIN ETJ). (COMMISSIONER DAUGHERTY) (9:27 AM)

Members of the Court heard from: John Hille, Assistant County Attorney.

Clerk's Note: Judge Biscoe announced that the Travis County Municipal Utility Districts #3 and #4 will provide the sewage service.

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

28. CONSIDER AND TAKE APPROPRIATE ACTION ON THE CITY OF AUSTIN'S COUNTER-PROPOSAL FOR THE REVIEW AND INSPECTION OF SUBDIVISIONS IN THE EXTRATERRITORIAL JURISDICTION. (3:10 PM)

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

Motion by Commissioner Sonleitner **and seconded by** Commissioner Davis that Precinct 3 Commissioner Daugherty and Judge Biscoe meet with the City of Austin officials to discuss this issue.

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 28 to be reposted on May 4, 2004.

PLANNING AND BUDGET DEPT. ITEMS

29. REVIEW AND APPROVE REQUESTS REGARDING GRANT PROPOSALS, APPLICATIONS, CONTRACTS AND PERMISSIONS TO CONTINUE: (9:27 AM)
- A. GRANT APPLICATION TO THE TEXAS EDUCATION AGENCY FOR A TITLE IV COMMUNITY SERVICE GRANT PROGRAM IN JUVENILE PROBATION DEPARTMENT. THE GRANT CONTINUES THE EXISTING PROGRAM FOR FY 05;
 - B. GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE FOR A NATIONAL SCHOOL LUNCH/BREAKFAST GRANT PROGRAM IN JUVENILE PROBATION. THE GRANT CONTINUES THE PROGRAM FOR FY 04; AND
 - C. GRANT CONTRACT WITH THE CITY OF AUSTIN FOR AN ASSISTANT DISTRICT ATTORNEY IN THE DISTRICT ATTORNEY'S OFFICE, WHICH IS TO BE DEVOTED TO PROSECUTING CRIMES INVOLVING THE UNLAWFUL USE OR POSSESSION OF FIREARMS. THE CITY OF AUSTIN IS PROVIDING FUNDS THROUGH A PROJECT SAFE NEIGHBORHOOD GRANT IT RECEIVED FROM THE U.S. DEPARTMENT OF JUSTICE.

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

30. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:27 AM)

Clerk's Note: Item 30 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

OTHER ITEMS

31. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:27 AM)

Clerk's Note: Item 31 added to Consent Items. Please refer to CONSENT ITEMS for the Court's Motion and Vote.

- 35. APPOINT TWO CITIZEN REPRESENTATIVES TO THE CAPCO LAW ENFORCEMENT EDUCATION COMMITTEE. (9:15 AM)

Item 35 postponed until May 4, 2004.

- 36. CONSIDER AND TAKE APPROPRIATE ACTION ON ISSUES RELATED TO THE IMPLEMENTATION OF FACTS AND OTHER RESPONSIBILITIES RELATED TO COUNTY COURT FUNCTIONS. (2:10 PM)

Members of the Court heard from: Dana DeBeauvoir, Travis County Clerk; Joe Harlow, Director, Information and Telecommunications Systems (ITS); David Ferris, Civil/Probate Division Manager, Travis County Clerk’s Office; and Diana Ramirez, Budget Analyst, PBO.

Clerk’s Note: Judge Biscoe requested the Task Force on Court Fines and Fees to move toward giving the Court final recommendations no later than 60 days from now, and to get the Task Force to look at the specific issues with a bit more urgency.

Motion by Judge Biscoe and seconded by Commissioner Davis to direct the Task Force on Court Fines and Fees to address the issues raised by the County Clerk in her report, and also to the extent that these issues impact other departments, ask that the Task Force give a comprehensive review, and report back to the Commissioners’ Court no later than 60 days from today.

A Friendly Amendment to the previous Motion was offered by Commissioner Daugherty to have the Planning and Budget Office (PBO) and Information and Telecommunications Systems (ITS) look at the County Clerk’s requests for full time employees (FTE’s).

Acceptance of the Friendly Amendment was made by Judge Biscoe and Commissioner Davis.

An Clarification of the previous Motion was made by Judge Biscoe that a subcommittee of the Task Force on Court Fines and Fees look at bonds and immediate assessments; that 2 members of the subcommittee come from the Bail Bonds Board, including the County Attorney, Pretrial Services, Travis County Sheriff’s Office, and 1 or 2 other offices greatly affected.

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. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR PAYMENT TO AUSTIN/TRAVIS COUNTY MENTAL HEALTH AND MENTAL RETARDATION FOR RENTAL OF SPACE AT 56 EAST AVENUE, AUSTIN, TEXAS THAT HAS BEEN USED BY TRAVIS COUNTY SHERIFF'S OFFICE CRISIS INTERVENTION UNIT. (2:59 PM)

Members of the Court heard from: Mike Hemby, Research Analyst, Travis County Sheriff's Office (TCSO); and Jim Connolly, Assistant County Attorney.

Discussion only. No action taken.

Item 37 to be reposted on May 4, 2004.

38. CONSIDER AND TAKE APPROPRIATE ACTION ON LEGISLATIVE ISSUES IMPACTING COUNTIES DURING THE SPECIAL SESSION OF THE 78TH LEGISLATURE. (3:36 PM)

Motion by Judge Biscoe **and seconded by** Commissioner Gómez to authorize Precinct Three Commissioner Daugherty to sign the "Nine Points Concerning Property Tax Caps" letter.

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 38 to be reposted on May 4, 2004.

