

## MINUTES OF MEETING – AUGUST 17, 2004

### TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 17<sup>th</sup> day of August, 2004, the Commissioners' Court convened the regular Voting Session at 9:14 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 Debra Doell.

The Commissioners Court recessed the Voting Session at 12:00 PM.

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 1:41 PM.

The Commissioners Court, meeting as the Travis County Housing Finance Corporation, convened the Voting Session at 1:41 PM and adjourned at 2:05 PM.

The Commissioners Court reconvened the regular Voting Session at 2:05 PM.

The Commissioners Court retired to Executive Session at 2:50 PM.

The Commissioners Court reconvened the Voting Session at 3:54 PM.

The Commissioners Court recessed the Voting Session at 3:59 PM.

The Commissioners Court reconvened the Voting Session at 1:10 PM, August 18, 2004.

The Commissioners Court adjourned the Voting Session at 1:14 PM, August 18, 2004.

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### CITIZENS COMMUNICATION

**Members of the Court heard from:** Ms. Phillip A. Dick, Travis County Resident.  
(9:15 AM)

## CONSENT ITEMS

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C8, and Items 5.A-E, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15.A-B, 16, 17.A-B, 18, 19, 20, 21, 24, 25, 27, and 29. (9:21 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 JULY 20, 2004.
- C4.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF JULY 27, 2004.
- C5.** APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSION OF AUGUST 3, 2004.
- C6.** APPROVE AUTOMATIC BUDGET TRANSFERS.
- C7.** APPROVE SETTING A PUBLIC HEARING DATE OF AUGUST 31, 2004, FOR THE PURPOSE OF CONSIDERING TEMPORARY CLOSING JOHNSON ROAD APPROXIMATELY 0.6 MILE WEST OF BOIS d'ARC ROAD IN PRECINCT ONE TO REPAIR DAMAGED CULVERTS. (DAVIS)
- C8.** APPROVE SETTING A PUBLIC HEARING DATE OF SEPTEMBER 21, 2004 TO DISCUSS A PLAT FOR RECORDING IN PRECINCT THREE:  
RESUBDIVISION OF A PORTION OF LOT 11, PALEFACE HOMESTEADS (REVISED PLAT – 5 LOTS – 30.05 ACRES – STATE HIGHWAY 71 WEST – NO FISCAL REQUIRED – SEWAGE SERVICE TO BE PROVIDED BY ONSITE SEPTIC FACILITIES – OUTSIDE ALL EXTRATERRITORIAL JURISDICTIONS). (DAUGHERTY)

**PLANNING AND BUDGET DEPT. ITEMS**

1. CONSIDER AND TAKE APPROPRIATE ACTION ON BUDGET AMENDMENTS, TRANSFERS AND DISCUSSION ITEMS. (9:24 AM) (2:05 PM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, Planning and Budget Office (PBO); and Travis Gatlin, Budget Analyst, PBO.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the Budget Amendments and Transfers A1, A2, and T2-T11.

**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

**Clerk’s Note:** Judge Biscoe announced that Budget Amendment and Transfer Item T1 would be postponed until August 24, 2004.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve the budget transfer from the General Fund Allocated Reserve to General Administration in the amount of \$25,000.00 for the Tax Rate Verification contract with Maxwell, Locke, and Ritter.

**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

**2. DISCUSS AND TAKE APPROPRIATE ACTION ON FY 05 ELECTED OFFICIALS SALARIES. (9:30 AM) (10:05 AM)**

**Members of the Court heard from:** Christian Smith, Executive Manager, PBO; John Hille, Assistant County Attorney; and Susan Spataro, Travis County Auditor.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the listing for Elected Officials Salaries.

**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

**Clerk’s Note:** Judge Biscoe announced that the Planning and Budget Office should hold off on placing the advertisement, on Elected Officials Salaries, in the newspaper until next week, August 24, 2004.

**3. CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR INCREASE OF FY05 COUNTY CLERK SALARY DUE TO ADDITIONAL RESPONSIBILITIES, SCOPE OF OFFICE, AND ADDITIONAL REVENUE. (SONLEITNER, GÓMEZ) (9:41 AM)**

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

**Motion by Commissioner Sonleitner and seconded by Commissioner Gómez** to put the proposed salary in the advertisement, and that it be the same as the Tax Assessor Collector for fiscal year 2005, which would be \$95,057.00.

**Clerk’s Note:** The Court did not take a Vote on the previous Motion and Second.

Discussion Only. No formal action taken.

Item 3 to be reposted on August 24, 2004.

4. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(10:05 AM)
- A. PROPOSAL TO CREATE JUSTICE OF THE PEACE/ATTORNEY SLOTS AND JUSTICE OF THE PEACE/NON-ATTORNEY SLOTS ON THE ELECTED OFFICIAL PAY SCHEDULE;
  - B. PROPOSAL TO ADD JUSTICE OF THE PEACE/ATTORNEY TO THE JUDICIAL JOB FAMILY AND TO LINK THOSE SALARIES TO A PERCENTAGE OF THE SALARY OF A DISTRICT JUDGE.

**Clerk's Note:** Items 4.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** John Hille, Assistant County Attorney; Barbara Bemby, Justice of the Peace Precinct 2; Melissa Goodwin, Justice of the Peace Precinct 3; Herb Evans, Justice of the Peace Precinct 5; Christian Smith, Executive Manager, PBO; and Susan Spataro, Travis County Auditor.

**Clerk's Note:** Commissioner Sonleitner announced that she would withdraw Agenda Item 4.A.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve option 3 to set the Justices of the Peace salary at \$85,844.00.

**An Addition to the previous Motion was made by** Commissioner Sonleitner to revise the advertisement on Elected Officials Salaries and place the Justices of the Peace under the Probate Judge.

**Clerk's Note:** The Court did not take a Vote on the previous Motion and Second.

Discussion Only. No formal action taken.

Item 4 to be reposted on August 24, 2004.

## JUSTICE AND PUBLIC SAFETY ITEMS

5. DIRECT COUNTY MEMBERS OF THE OPERATING BOARD OF THE REGIONAL RADIO SYSTEM ("RRS") TO SEND NOTICE OF DESIGNATION OF MEMBERS OF OPERATING BOARD AND GOVERNING BOARD, SO THAT THE FOLLOWING APPOINTMENTS ARE QUALIFIED: (9:21 AM)
- A. GOVERNING BOARD – EMERGENCY SERVICES COORDINATOR;
  - B. OPERATING BOARD – EMERGENCY MANAGEMENT COORDINATOR;
  - C. OPERATING BOARD – TRAVIS COUNTY SHERIFF;
  - D. OPERATING BOARD – TNR EXECUTIVE MANAGER; AND
  - E. OPERATING BOARD – CONSTABLE PRECINCT ONE.

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

## PURCHASING OFFICE ITEMS

6. APPROVE CONTRACT AWARD FOR REMANUFACTURED TONER CARTRIDGES, IFB NO. B040095RG, TO THE LOW BIDDER, INTELLIGENT OFFICE PRODUCTS. (TNR) (GÓMEZ) (9:21 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 SEPTIC SYSTEMS SERVICE, IFB NO. B040115JT, TO THE SOLE BIDDER, DALE COOK BACKHOE SERVICE, INC. (HOUSING SERVICES) (GÓMEZ) (9:21 AM)

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

8. APPROVE CONTRACT AWARDS FOR GASOLINE AND DIESEL FUEL, IFB NO. B040118LD, TO THE LOW BIDDERS, PETROLEUM TRADERS AND SUSSER PETROLEUM. (TNR) (GÓMEZ) (9:21 AM)

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

9. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 4) TO INTERLOCAL AGREEMENT NO. IL020037EF, TEXAS DEPARTMENT OF HUMAN SERVICES, CASE MANAGEMENT SERVICES FOR LOW-INCOME DEAF ADULTS. (HHSD) (GÓMEZ) (9:21 AM)

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

10. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 2) 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) (GÓMEZ) (9:21 AM)

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

11. APPROVE PURCHASE OF ONE (1) TRACTOR W/BATWING MOWER AND ONE (1) TRACTOR W/LOADER FROM THE TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD), NO. IL030067OJ. (TNR) (GÓMEZ) (9:21 AM)

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

12. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 11) TO CONTRACT NO. PS960294JW, WORKERS ASSISTANCE PROGRAM, FOR CASE MANAGEMENT SERVICES. (JUVENILE PROBATION) (GÓMEZ) (9:21 AM)

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

13. APPROVE MODIFICATION NO. 12 TO CONTRACT NO. PS960295JW, AUSTIN CHILD GUIDANCE CENTER, FOR MENTAL HEALTH TREATMENT AND CONSULTATION SERVICES TO JUVENILE OFFENDERS. (JUVENILE PROBATION) (GÓMEZ) (9:21 AM)

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

14. APPROVE 12-MONTH EXTENSION (MODIFICATION NO. 8) TO CONTRACT NO. PS970029JW, AUSTIN CHILD GUIDANCE CENTER, FOR PROVISION OF INTENSIVE MULTI-FAMILY COUNSELING SERVICES FOR JUVENILE OFFENDERS UNDER THE SUPERVISION OF THE JUVENILE PROBATION DEPARTMENT. (GÓMEZ) (9:21 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 EXTENSIONS TO THE FOLLOWING CONTRACTS FOR JANITORIAL SERVICES: (9:21 AM)

- A. CONTRACT NO. 02T00273LD, K B CONTRACT CLEANING;

- B. CONTRACT NO. 02T00274LD, BLUEBONNET CLEANING SERVICES. (FM) (GÓMEZ)

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

16. APPROVE PURCHASE ORDER PURSUANT TO THE TEXAS GOVERNMENT CODE 497.025 (B) AND (C) WITH TEXAS CORRECTIONAL INDUSTRIES, FOR A SECURITY FENCE AT 5501 AIRPORT BLVD. FACILITY. (DAVIS) (9:21 AM)

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



**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

17. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING:  
(9:21 AM)
- A. REQUEST TO USE ALTERNATIVE FISCAL FOR THE RESERVE AT TWIN CREEKS SECTION 13, A SUBDIVISION IN PRECINCT THREE; AND
  - B. REQUEST TO USE A CASH SECURITY AGREEMENT FOR THE RESERVE AT TWIN CREEKS SECTION 13, A SUBDIVISION IN PRECINCT THREE. (DAUGHERTY)

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

18. RECEIVE NOTICE OF SATISFACTORY CONSTRUCTION OF COLD WATER MOUNTAIN COURT (A PRIVATE STREET) FOR COLDWATER SUBDIVISION SECTION 1 PHASE B, A SUBDIVISION IN PRECINCT THREE. (DAUGHERTY)  
(9:21 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 A PLAT FOR RECORDING IN PRECINCT THREE: SPANISH OAKS, SECTION II-B (LONG FORM PLAT – 28 LOTS – 36.3391 ACRES – SPANISH OAKS CLUB BLVD. – FISCAL POSTED WITH TRAVIS COUNTY – SEWAGE SERVICE TO BE PROVIDED BY LCRA – VILLAGE OF BEE CAVES ETJ). (DAUGHERTY)  
(9:21 AM)

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

20. CONSIDER AND TAKE APPROPRIATE ACTION ON A PRELIMINARY PLAN IN PRECINCT TWO: NEW CELE SUBDIVISION PRELIMINARY PLAN (351 LOTS – 148.30 ACRES – CELE ROAD – NO FISCAL POSTING REQUIRED FOR PRELIMINARY PLANS – SEWAGE SERVICE TO BE PROVIDED BY CITY OF PFLUGERVILLE – CITY OF PFLUGERVILLE ETJ). (SONLEITNER) (9:21 AM)

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

- 21. CONSIDER AND TAKE APPROPRIATE ACTION ON A CONSTRUCTION AGREEMENT AND A PLAT FOR RECORDING IN PRECINCT THREE: BARTON CREEK SECTION N, BLOCK A, LOT 1 (LONG FORM PLAT – 1 LOT – 59.777 ACRES – SOUTHWEST PARKWAY – FISCAL POSTED WITH CITY OF AUSTIN – SEWAGE SERVICE TO BE PROVIDED BY TRAVIS COUNTY MUD #4 – CITY OF AUSTIN ETJ). (DAUGHERTY) (9:21 AM)

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

### HEALTH AND HUMAN SERVICES DEPT. ITEMS

- 22. CONSIDER AND TAKE APPROPRIATE ACTION CONCERNING COMMUNITY ADVOCATES FOR TEENS AND PARENTS TO: (2:49 PM)
  - A. APPROVE THE ACCEPTANCE OF THE AGENCY AUDIT REPORT FOR THE PERIOD ENDING DECEMBER 31, 2003, AS BEING IN COMPLIANCE WITH THE INTENT OF THE EXISTING CONTRACTUAL AUDIT REPORT REQUIREMENT;
  - B. AUTHORIZE PAYMENT OF THE JUNE 2004 INVOICE.

**Clerk's Note:** Items 22.A and B are associated with one another and were called for concurrent discussion.

**Motion by** Judge Biscoe **and seconded by** Commissioner Sonleitner to approve Items 22.A and B.

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

23. CONSIDER AND TAKE APPROPRIATE ACTION ON THE FOLLOWING FOR THE TRAVIS COUNTY HOSPITAL DISTRICT: (11:22 AM)  
(1:10 PM, August 18, 2004)

- A. A LIST OF OUTSTANDING ISSUES RECOMMENDED FOR CONSIDERATION BY THE BOARD OF MANAGERS;
- B. ISSUES RELATED TO INDEPENDENT AUDIT REQUIRED BY HEALTH AND SAFETY CODE, SECTION 281.122;
  - 1. CONTRACT WITH MAXWELL, LOCKE AND RITTER TO PERFORM TAX RATE VERIFICATION FOR TRAVIS COUNTY;
- C. REQUEST FROM BOARD OF MANAGERS TO TRANSFER LAND, FACILITIES AND EQUIPMENT; AND
- D. OTHER MATTERS REGARDING THE IMPLEMENTATION OF THE DISTRICT.

**Clerk’s Note:** Items 23.A-D are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Sherri Fleming, Interim Executive Manager, Travis County Health, Human Services, and Veterans’ Services (TCHHS&VS); Susan Spataro, Travis County Auditor; John Hille, Assistant County Attorney; Christian Smith, Executive Manager, PBO; Leroy Nellis, Budget Manager, PBO; Tom Nuckols, Assistant County Attorney; Dan Mansour, Risk Manager, Human Resources Management Department (HRMD); and Barbara Wilson, Assistant County Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 23.A, the list of outstanding issues for consideration by the Board of Managers.

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

**ITEM 23 CONTINUED**

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to approve Item 23.C, transfer of land, facilities, and equipment to the Board of Managers.

**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

**Motion by Judge Biscoe and seconded by Commissioner Davis** to approve the contract with Maxwell, Locke, and Ritter to perform a Tax Rate Verification for 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

**ADMINISTRATIVE OPERATIONS ITEMS**

- 24. 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 \$328,886.56 FOR THE PERIOD OF JULY 30 THROUGH AUGUST 5, 2004. (9:21 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 PERSONNEL AMENDMENTS. (9:21 AM)

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

26. A. DISCUSS AND TAKE APPROPRIATE ACTION ON FY04 JOB ANALYSIS PROJECT, PART III A: RECOMMENDED JOB TITLES, PAY GRADES, FLSA DESIGNATIONS AND SUPPLEMENTAL PAY RATES AND PRACTICES; (10:49 AM)
- B. DISCUSS AND TAKE APPROPRIATE ACTION ON FY04 JOB ANALYSIS PROJECT, PART III B: CONSULTANT'S RECOMMENDATIONS ON HUMAN RESOURCES JOB FAMILY TITLES, PAY GRADES, AND FLSA DESIGNATIONS.

**Clerk's Note:** Items 26.A and B 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 Bob Cartwright, Intelligent Compensation.

**Motion by Judge Biscoe and seconded by Commissioner Daugherty** to approve the 1 Senior Middle Management position and the Starflight recommended job titles, pay grades, FLSA designations, and supplemental pay rates and practices.

**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 Commissioner Sonleitner and seconded by Commissioner Daugherty** to approve the Human Resources job family titles, pay grades, and FLSA designations.

**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

- 27.** CONSIDER AND TAKE APPROPRIATE ACTION ON WELLNESS FAIR, 20K RUN AND 5K RUN AT TRAVIS COUNTY EXPOSITION CENTER ON DECEMBER 5, 2004. (9:21 AM)

**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 OPTIONS REGARDING VARIOUS TRAVIS COUNTY FACILITIES: (2:14 PM)

- A.** PHASE 2 OPTIONS AT 5501 AIRPORT;
- B.** RENOVATION AND OCCUPANCY OF THE 1101 NUECES STREET BUILDING;
- C.** COUNSELING AND EDUCATION SERVICES LEASE AT 205 W. 9<sup>TH</sup> STREET.

**Clerk's Note:** Items 28.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Roger El Khoury, Director, Facilities Management; Belinda Powell, Capital Planning Coordinator, PBO; Jim Barr, Facilities Management; Chuck Watt, Safety Officer, HRMD; Caryl Colburn, Director, Travis County Counseling and Education Services (TCCES); and Tenley Aldredge, Assistant County Attorney.

**Clerk's Note:** The Court discussed Option 2 of Item 28.A, which is to move the Records Management and Communication Resources (RMCR) Administration from the Granger Building 1<sup>st</sup> floor, the Records Management Records Center, the Information and Telecommunications System (ITS) Disaster Recovery Center, and the Human Resources Management Department (HRMD) Training Center to the County Building on 5501 Airport Blvd.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Davis to approve Option 2 in Item 28.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

Items 28.B and C to be reposted on August 24, 2004.

**OTHER ITEMS**

- 29.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:21 AM)

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

- 30.** CONSIDER AND TAKE APPROPRIATE ACTION ON PROCESS TO FILL POSITION OF EXECUTIVE MANAGER OF HEALTH AND HUMAN SERVICES AND VETERANS SERVICES. (2:47 PM)

Discussion Only. No action taken.

Item 30 to be reposted on August 31, 2004.

**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.

- 31. DISCUSS AND TAKE APPROPRIATE ACTION ON THE HEALTH AND HUMAN SERVICES LEASE FACILITY LOCATED AT 5546 HWY 290 WEST. <sup>2</sup>**  
(2:50 PM) (3:54 PM)

**Clerk's Note:** Judge Biscoe announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.072, Real Property.

**Motion by** Commissioner Daugherty **and seconded by** Commissioner Gómez to authorize the County Judge to execute a new lease agreement at 5546 Highway 290 West, our County Health Clinic, for a 5 month period with the ability to have 1 month extensions beyond that point in time.

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



- 32. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. TIM WOLFE & ASSOCIATES, INC. (TED BIGGERSTAFF RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:50 PM) (3:55 PM)**

**Clerk’s Note:** Judge Biscoe announced that Item 32 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 execution of this deed by the County Judge, on behalf of the Travis County Commissioners Court, to Mr. Ted Biggerstaff who has paid Travis County the sum of \$5,717.89, with a special note that this conveys number 2, and not numbers 1 and 3, and that 1 and 3 will remain in the ownership of Travis County.

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

- 33. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY, ET AL V. WILLIAMS ARTRAMEASE (LEE AND ESTHER RESALE DEED), AND TAKE APPROPRIATE ACTION. <sup>1</sup> (2:50 PM) (3:56 PM)**

**Clerk’s Note:** Judge Biscoe announced that Item 33 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 County Judge be authorized to execute this deed on behalf of the Commissioners Court to Lee and Esther Montoya in the amount of \$6,411.21.

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

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND TAKE APPROPRIATE ACTION CONCERNING THE EXTENSION OF ADMINISTRATIVE LEAVE FOR A PRECINCT FOUR CONSTABLE'S OFFICE EMPLOYEE. <sup>1 & 4</sup> (2:50 PM) (3:57 PM)

**Clerk's Note:** Judge Biscoe announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney, Gov't. Code Ann. 551.074, Personnel Matters, and Gov't. Code Ann. 551.076, Security.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that the Court authorize additional days between August 9, 2004 and August 18, 2004, for a total of 8 additional days.

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

- 35. **A.** CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST TO DETERMINE VALUE OF 4.39 ACRE TRACT OF COUNTY LAND AT 4001 STATE HIGHWAY 620 FOR PURPOSES OF CALCULATING ANNUAL RENT FOR THE SOLID WASTE TRANSFER STATION LOCATED ON THE TRACT; (2:50 PM) (3:57 PM)
  
- B.** RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING UNPAID BACK RENT. (DAUGHERTY) <sup>1 & 2</sup>

**Clerk's Note:** Judge Biscoe announced that Items 35.A and B 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.

Discussion Only. No action taken.

Items 35.A and B to be reposted on August 31, 2004.

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN SALLY DECKER V. TRAVIS COUNTY AND STEPHEN L. WILLIAMS, IN HIS OFFICIAL CAPACITY. <sup>1</sup> (2:50 PM) (3:57 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.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that the Court accept and approve the counter to our offer in the amount of \$65,000.00, and to authorize the County Attorney to draw up the appropriate settlement and release papers for all parties to execute.

**A Clarification of the previous Motion was made by Commissioner Sonleitner** that this is the “no re-hire” counter offer.

**An Addition to the previous Motion was made by Judge Biscoe** to authorize the County Judge to execute the paperwork as long as it is consistent with our determination today.

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

- 37. RECEIVE LEGAL BRIEFING AND TAKE APPROPRIATE ACTION ON FERGUSON AND TUSCANY WAY EXTENSION PROJECT. (DAVIS) <sup>1</sup> (2:50 PM) (3:58 PM)**

**Clerk’s Note:** Judge Biscoe announced that Item 37 would be considered in Executive Session pursuant to Gov’t. Code Ann. 551.071, Consultation with Attorney.

Discussion Only. No action taken.

Item 37 to be reposted on August 31, 2004.

- 38.** RECEIVE LEGAL ADVICE AND TAKE APPROPRIATE ACTION ON IMPLEMENTATION OF TRAVIS COUNTY HOSPITAL DISTRICT. <sup>1</sup> (2:50 PM) (3:58 PM)

**Clerk's Note:** Judge Biscoe announced that Item 38 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

Discussion Only. No action taken.

Item 38 to be reposted on August 24, 2004.

- 39.** CONSIDER AND TAKE APPROPRIATE ACTION ON REQUEST FOR INVESTIGATION INTO VARIOUS ISSUES REGARDING THE TRAVIS COUNTY MEDICAL EXAMINER'S OFFICE. <sup>1</sup> (2:50 PM)

No action necessary on Item 39.

### **ADDED ITEMS**

- A1.** RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING SETTLEMENT NEGOTIATIONS ON CLAIM RECEIVED FROM KEYSTONE CONSTRUCTION, INC. FOR WORK AT NORTHEAST METRO PARK, AND TAKE APPROPRIATE ACTION. <sup>1</sup> (EXECUTIVE SESSION) (2:50 PM) (3:59 PM)

**Clerk's Note:** Judge Biscoe announced that Item A1 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to reject the counter offer from Keystone Construction and offer no counter.

**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 Sonleitner **and seconded by** Commissioner Gómez to adjourn the Voting Session. (1:14 PM, August 18, 2004)

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

**MINUTES APPROVED BY THE COMMISSIONERS’ COURT**

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**Date of Approval**

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