

AGENDA ITEM 29

Discuss and take appropriate action on Part 1 Design/Build agreement for the jail addition and the separate construction management agreement between the owner and architect for courts addition.

This item was tabled until further notice.

A meeting will be held at 2:00 p.m. on Friday, March 16, 2001, to discuss the design/build project.

AGENDA ITEM 30

Consider reconsideration of architectural contract for jail.

Commissioner Heiligenstein questioned why the court would hire another architect when the architectural services are already provided.

Commissioner Limmer stated that the construction manager does not have the right to choose the architect, and that the court should have some say in which architect works on the project. He noted that Mr. Santopetro had done work for the county in 1996.

Commissioner Heiligenstein stated, "I want to go on record as opposed to him being involved with the project. In 1996, we had a citizen's task force that did request information on what it might cost to build a new jail. In no way, shape or form was there a commitment to him five years later on any kind of facility. In fact, when I pointed that out to him—that we were going for design/build—he basically threatened the county with a lawsuit if he wasn't named the architect. Maybe ya'll feel that's appropriate. I didn't feel that was an appropriate response from a potential partner in a project as important as a jail—to start threatening lawsuits—and for that reason I would have voted "no" to retain him. Likewise I was in a couple of meetings and nowhere has he surfaced in any of the meetings, in this courtroom, other than to threaten us, and I guess I'm at a loss to explain why we would involve him, with that kind of history."

Commissioner Limmer stated that Mr. Santopetro had done a lot of the preliminary work and that he had done a lot of county jails in Texas.

Commissioner Heiligenstein stated that he had not seen Mr. Santopetro's name on any of the current plans.

Commissioner Limmer stated that the schematics were only 5% to 15% of the total project.

Commissioner Heiligenstein stated, "I think you're right. I think Durant is satisfied with having him involved. I'm the one who's not satisfied with having him involved."

Commissioner Limmer said that Durant did not have a problem with Mr. Santopetro being involved in the project.

Commissioner Heiligenstein said, "But I do. As a member of this court and a citizen of this county, that the consultant would take that posture with us, when we don't need him, frankly. Well, I don't think we need him."

Commissioner Limmer said that Mr. Santopetro had helped him with the preliminary design and bid costs, and that including him would help the county.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Boatright**

Motion: To remove DSA (DiStefano/Santopetro Architects, Inc.) as architect involved in the jail project.

Vote: 2 – 2 with Judge Doerfler and Commissioner Limmer voting against the motion.

AGENDA ITEM 31

Consider adopting resolution requesting all sales tax generated in Williamson County for Capital Metro be allocated to Pct. 1 and Pct. 2 of Williamson County.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Boatright**

Motion: To request Capital Metro to allocate that portion of sales tax generated within Williamson County to be rebated to road projects within Williamson County Capital Metro service area or that would benefit Williamson County.

Vote: 4 – 0