



Minutes for the Travis County Commissioners Court July 11, 2023 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on July 11, 2023, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dyana Limon-Mercado County Clerk, was represented by Deputy Gillian Porter, Jasmine Acosta, and Griselda Velasquez.

Present: Commissioner Precinct 1 Jeffrey Travillion
Commissioner Precinct 2 Brigid Shea
Commissioner Precinct 3 Ann Howard
Commissioner Precinct 4 Margaret J. Gómez

Absent: County Judge Andy Brown

MOTION: *Authorize Commissioner Gómez to sign the documents on behalf of the Commissioners Court, in Judge Brown's absence.*

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 2 Brigid Shea

AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

Public Communication

Members of the Court heard from:

Nicholas Basha, Member, Texas Rising
Maggie DiSanza, Central Texas Campus Organizer, Texas Rising
Brian Pena, Texas Rising
Randy Linder, Professor, University of Texas (UT) and Member, Texas Rising
Ezra Morales, Texas Rising
Samarya Howard, Student Leader, Huston-Tillotson University, Texas Rising
Cindy Cuellar, Student Leader, St. Edward's University, Texas Rising
Maya Berrera, Texas Rising
Jacqueline Campos, Texas Rising
Zenobia Joseph, Travis County resident

County Announcements

Clerk's Note: There were no County Announcements.

Consent

- C1. Receive bids from County Purchasing Agent. (Commissioner Travillion)
- C2. Approve payment of claims by the County Treasurer. (Judge Brown)
- C3. Authorize the County Treasurer to invest County funds. (Judge Brown)

MOTION: Approve Items C1-C3.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

Second Consent Motion

MOTION: Approve Items 2, 3, 4.a, 6, 7.a, 8, 9.a, 10, 11, 12, 13, 14.a-b, and 16.a.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

Emergency Services

- 1. Consider and take appropriate action regarding the following:
 - A. Outdoor burning in the unincorporated areas of Travis County
 - B. County response to natural disaster or other emergency (Judge Brown)

RESULT: NO ACTION NECESSARY

- 2. Consider and take appropriate action to approve the purchase of food and refreshments for Emergency Services to host a lunch event for the Emergency Services District Commissioners, Chiefs, and the Travis County Commissioners. (Commissioners Shea & Howard)

RESULT: ADDED TO CONSENT

Health & Human Services

3. Consider and take appropriate action to approve Subaward and related Loan Documents for Affordable Housing for individuals experiencing homelessness between County of Travis and Caritas of Austin (Subrecipient) for the Cairn Point at Cameron development, Contract No. 4400007107 under the federal grant award to the County from the Coronavirus State and Local Fiscal Recovery Fund (SLFRF) for provision of loan funds in an amount not to exceed \$6,422,262.00. *(This item may be taken into Executive Session pursuant to Texas Local Government Code § 551.071, Consultation by Attorney)* (Commissioners Howard & Gómez)

RESULT: ADDED TO CONSENT

4. Consider and take appropriate action on Subaward and loan documents for Affordable Housing for individuals experiencing homelessness between County of Travis and Foundation Communities (Subrecipient) for the Juniper Creek Apartments development, Contract No. 4400007106 under the federal grant award to County from the Coronavirus State and Local Fiscal Recovery Fund (SLFRF) for provision of loan funds in an amount not to exceed \$6,500,000, including:
 - A. Delegate authority and authorize Pilar Sanchez, County Executive for Health and Human Services to execute and sign the Subaward Agreement between Travis County and Foundation Communities for the Juniper Creek development approved by the Travis County Commissioners Court on June 27, 2023, and all related documents, including all transaction documents and loan instruments between Travis County and Foundation Communities, on behalf of Travis County. *(This item may be taken into executive session pursuant to Texas Government Code § 551.071, Consultation by Attorney)* (Commissioner Howard & Gómez)

RESULT: ADDED TO CONSENT

Intergovernmental Relations

5. Consider and take appropriation action on an appointment to the Central Texas Regional Mobility Authority (CTRMA) Board of Directors, including:

- A. Approve a set of interview questions and

Members of the Court heard from:

Julie Wheeler, Intergovernmental Relations Officer, Intergovernmental Relations Office (IGR)

MOTION: Approve Item 5.a with the discussed changes.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

- B. Conduct interviews of selected finalists
(Judge Brown)

Members of the Court heard from:

Julie Wheeler, Intergovernmental Relations Officer, IGR
Shannon Bangle, Candidate, Central Texas Regional Mobility (CTRMA)
Board of Directors
Ben Thompson, Candidate, CTRMA Board of Directors
Jordan Byrd, Candidate, CTRMA Board of Directors
L.B. Johnson, Candidate, CTRMA Board of Directors
Zenobia Joseph, Travis County resident

RESULT: DISCUSSED

Planning & Budget

6. Consider and take appropriate action on budget amendments, transfers, and discussion items. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action on the following grant programs, applications, contracts and related special budgets, and permissions to continue:

- A. New application to receive reimbursement for expenses incurred in relation to Winter Storm Mara through the Federal Emergency Management Agency (FEMA) public assistance grant
(Commissioner Gómez)

RESULT: ADDED TO CONSENT

Purchasing

8. Approve Modification No. 10 to Contract 4400000453 with VertiQ Software LLC, in the amount of \$11,433.00, for the Moon 3.0 SaaS solution contract. (Medical Examiners Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

9. Consider and take appropriate action on the following Personnel Amendments:

- A. Routine Personnel Actions
(Commissioners Travillion & Gómez)

RESULT: ADDED TO CONSENT

- 10. Consider and take appropriate actions to approve Travis County History Day event plans and displays. (Judge Brown)

RESULT: ADDED TO CONSENT

- 11. Consider and take appropriate action on the reappointment of Dain Herbat and James Kinsey as Travis County's primary and alternate representatives (respectively) to the Greater Austin Area Telecommunications Network (GAATN) Board, for terms effective August 10, 2023 and ending August 10, 2025. (Commissioners Travillion & Howard)

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

- 12. Consider and take appropriate action on a Construction Agreement between Lakeway Investments LP and Travis County for traffic mitigation associated with the proposed Lakeway 620 Residential Development project in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

- 13. Consider and take appropriate action on a phased Traffic Mitigation Agreement, between Airport Crossing L.P. and Travis County for traffic mitigation associated with the proposed Airport Crossing Multifamily and Ross Road Multifamily developments in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

- 14. Consider and take appropriate action to approve and ratify IRS-authorized clarifying amendments to the following Conservation Easement Agreements and authorize Cynthia McDonald, the County Executive of the Transportation and Natural Resources Department, and in her absence, Sydnia Crosbie, TNR Chief Deputy, to execute the amendments and other and further instruments and documents as may become necessary or convenient to effectuate and carry out the purposes of the amendments:

- A. LaFleur Conservation Easement, recorded as Document Number 2019204927, Official Public Records of Travis County, Texas
- B. Los Madrones Ranch Conservation Easement, recorded as Document Number 2018030043, Official Public Records of Travis County, Texas
(Commissioner Howard)

RESULT: ADDED TO CONSENT

15. Receive briefing on the list of potential capital improvement projects recommended by the Citizens Bond Advisory Committee. (Judge Brown)

Members of the Court heard from:

Cynthia McDonald, County Executive, Transportation and Natural Resources (TNR)
Jessica Rio, County Executive, Planning and Budget Office (PBO)
David Greear, Director, Public Works, TNR
Stephanie Fitz-Harris, Travis County resident
Kendra Hendrix, Travis County resident
Sonja Powell, Travis County resident
Kathy Sokolic, Chair, Central Texas Families for Safe Streets
Leo Carness, Travis County resident
Marie Camino, Travis County resident
Ted Siff, Board Member, Austin Outside and representing, Travis County Parks Foundation

RESULT: DISCUSSED

Other

16. Consider and take appropriate action on assumption for Travis County regarding the following:
 - A. 2023 Parcel Fee Rate (Tax Assessor-Collector)
(Judge Brown)

RESULT: ADDED TO CONSENT

Executive Session

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.

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

Note 5: Gov't Code Ann 551.087, Economic Development Negotiations

Note 6: Gov't Code Ann 551.089, IT Security

Note 7: Gov't Code Ann 551.0745, Deliberation by Commissioners Court about County Advisory Body

17. Receive briefing and take appropriate action regarding Travis County information security issues.^{1 & 6} (Commissioners Travillion & Howard)

RESULT: NO ACTION NECESSARY

18. Consider and take appropriate action regarding a counter-offer received by Travis County for the County's purchase of Parcel #9, required for planned drainage infrastructure improvements along Citation Avenue within Thoroughbred Farms in Precinct Four.^{1 & 2} (Commissioner Gómez)

Judge Brown announced that Item 18 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: Direct staff to make a final offer for settlement purposes as discussed in Executive Session.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

19. Receive legal briefing and take appropriate action regarding Cause No. D-1-GN-15-004513, *The State of Texas and Travis County v. Volkswagen Group of America, Inc. and Audi of America, LLC and Porsche Cars North America* and Cause No. D-1-GN-16-000370 *In re Volkswagen Clean Diesel Litigation: TCAA Enforcement Case*.

¹ (Judge Brown)

Judge Brown announced that Item 19 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Accept Harris County's settlement proposal and authorize the County Attorney's Office to take actions necessary to accept and finalize the settlement.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 2 Brigid Shea

AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

20. Receive legal briefing and take appropriate action regarding groundwater and land use issues, including authorizing hiring outside counsel for representation in related matters.¹ (Commissioners Shea & Howard)

Judge Brown announced that Item 20 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Approve the hiring of Bill Dugat as a consultant for legal services related to groundwater and land use in an amount not to exceed \$50,000.00.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

AYES: Jeffrey Travillion, Brigid Shea, Margaret Gómez

21. Consider and take appropriate action regarding letter requesting approval to change the use of approximately 147 acres of land in Precinct One to an auto salvage yard. ¹ &
² (Commissioner Travillion)

RESULT: NO ACTION NECESSARY

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge