



Minutes for the Travis County Commissioners Court February 6, 2024 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on February 6, 2024, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dyana Limon-Mercado County Clerk, was represented by Deputy Lola Ogunro.

Present: County Judge Andy Brown
Commissioner Precinct 1, Jeffrey Travillion
Commissioner Precinct 2, Brigid Shea
Commissioner Precinct 3, Ann Howard
Absent: Commissioner Precinct 4, Margaret Gómez

Public Communication

Clerk's Note: There were no speakers for Public Communication.

County Announcements

Clerk's Note: There were no County Announcements.

Consent Motion

MOTION: Approve Consent Items 6, 8, 9, 10, 12, 13, 14.a-b, 16, 17, 18, 19.a-f, 20.a-b, 22, 23, and 25.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion

Public Hearings

1. Receive comments regarding a Resolution of No Objection and a Resolution of Support for Burleson Studios to be located at 7905 Burleson Rd, Austin, Texas 78744, in Precinct 4. (Commissioner Travillion)

MOTION: Open the Public Hearing.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion

Members of the Court heard from:

Monique Coleman, Division Director, Travis County Health and Human Services (HHS)
Somchan Vuthipadadon, Planning Manager, HHS
Sabrina Butler, Director of Real Estate Development, Foundation Communities
Zenobia Joseph, Travis County Resident
Julie Joe, Assistant County Attorney, Travis County Attorney's Office

MOTION: Close the Public Hearing.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion

2. Receive comments regarding a restriction of all traffic and detour on Windmill Ranch Avenue at the intersection of Steeds Xing for construction beginning on or about Monday, March 18, 2024, and continuing through Monday, April 22, 2024, or until work is complete, in Precinct One. (Commissioner Travillion)

MOTION: Open the Public Hearing.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion

Members of the Court heard from:

Brian Burk, Senior Engineer, Public Works, Transportation and Natural Resources (TNR)

Cynthia McDonald, County Executive, TNR

Judy Goldsmith, Travis County Resident

MOTION: Close the Public Hearing.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion

Resolutions & Proclamations

3. Approve a proclamation honoring the late Judge Harriet Mitchell Murphy, a legal and civil rights pioneer who was the first African American woman appointed to a permanent judgeship in the state of Texas. (Commissioner Travillion)

MOTION: Approve a proclamation honoring the late Judge Harriet Mitchell Murphy, a legal and civil rights pioneer who was the first African American woman appointed to a permanent judgeship in the state of Texas.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

4. Approve a proclamation recognizing the month of February 2024 as Black History Month in Travis County. (Judge Brown & Commissioner Travillion)

Members of the Court heard from:

Zenobia Joseph, Travis County Resident

MOTION: Approve a proclamation recognizing the month of February 2024 as Black History Month in Travis County.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

5. Approve a proclamation recognizing the week of February 7th - 14th 2024, as Congenital Heart Disease Awareness Week in Travis County. (Judge Brown)

Members of the Court heard from:

Michael Sipes, Adult Congenital Heart Association

MOTION: Approve recognizing the week of February 7th - 14th 2024, as Congenital Heart Disease Awareness Week in Travis County.
RESULT: **APPROVED - UNANIMOUS**
MOVER: County Judge Andy Brown
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion

Auditor

6. Approve payment of claims by the County Treasurer. (Judge Brown)

RESULT: ADDED TO CONSENT

Emergency Services

7. 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

8. Approve a memorandum of understanding (MOU) between Texas A&M Engineering and Extension Service (TEEX) and Travis County Emergency Services for the purpose of providing designated staff – from STAR Flight and the Division of Clinical Performance and Education (DCPE) – to participate as members of Texas A&M Task Force 1. (Commissioners Shea & Howard)

RESULT: ADDED TO CONSENT

9. Approve setting a public hearing on Tuesday, February 20, 2024, to receive comments regarding the issuance of a Mass Gathering Permit for the Luck Reunion event to be held on March 14, 2024, at 1100 Bee Creek Road, Spicewood, TX. 78669. (Judge Brown)

RESULT: ADDED TO CONSENT

10. Approve setting a public hearing on Tuesday, February 20, 2024, to receive comments regarding the issuance of an Outdoor Music Festival permit for Illfest 2024 to be held on March 9 – 10, 2024, at 8509 Burleson Rd., Austin, TX. 78719. (Judge Brown)

RESULT: ADDED TO CONSENT

Health & Human Services

11. Consider and take appropriate action on a Resolution of No Objection and a Resolution of Support for Burleson Studios to be located at 7905 Burleson Rd, Austin, Texas 78744, in Precinct 4. (Commissioner Travillion)

MOTION: Approve a Resolution of No Objection and a Resolution of Support for Burleson Studios to be located at 7905 Burleson Rd. Austin TX, 78744.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard

AYES: Andy Brown, Brigid Shea, Ann Howard

ABSENT: Jeffrey Travillion

Planning & Budget

12. Authorize the County Treasurer to invest County funds. (Judge Brown)

RESULT: ADDED TO CONSENT

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

RESULT: ADDED TO CONSENT

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

A. Annual application to the Office of the Governor for \$170,358, including \$28,393 in county match funds, for the General Victim Assistance Grant in the District Attorney's Office to support two Victim Counselor Senior positions in the Family Violence Division

B. Annual contract with the Texas Department of Housing and Community Affairs for \$330,170 for the Low-Income Home Energy Assistance Program (LIHEAP) in HHS (Commissioner Gómez)

RESULT: ADDED TO CONSENT

15. Consider and take appropriate action on annual debt model presentation and cash flow assumptions for 2023 Voter Approved projects, that also include:

Members of the Court heard from:

Aerin-Renee Pfaffenberger, Assistant Budget Director, Planning and Budget Office (PBO)

Travis Gatlin, Budget Director, PBO

Jessica Rio, County Executive, PBO

- A. An update to the Certificates of Obligation and State Highway Bond project lists.

MOTION: Approve the Certification of Obligation list.
RESULT: **APPROVED - UNANIMOUS**
MOVER: County Judge Andy Brown
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

- B. A resolution expressing Travis County's intent to finance expenditures to be incurred for approved capital projects and to reimburse itself from tax-exempt debt proceeds, and associated budget adjustments.

MOTION: Approve Item 15.b.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

- C. An order authorizing publication of a notice of intent to issue Certificates of Obligation.

MOTION: Approve Item 15.c.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

- D. Proposed debt issuance timeline (Commissioner Gómez)
RESULT: DISCUSSED

Purchasing

16. Receive bids from County Purchasing Agent. (Commissioner Travillion)
RESULT: ADDED TO CONSENT

17. Approve Modification No. 2 to Contract No. 4400006421 with Palladium Media, LLC to allow for an extension in services until the end of FY24, in the amount of \$532,085.00, to provide additional marketing and advertising services. (Sheriff's Office) (Commissioner Travillion)
RESULT: ADDED TO CONSENT

18. Approve Change Order No. 2 to Contract No. 4400006634 with Noble General Contractors, LLC, in the amount of \$55,839.99, for the New Tax Office Landscaping Project. (Facilities Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

19. Approve ratification and contract awards for Youth Development Services, RFS No. 2303-002-JL as follows:

- A. Contract No. 4400007472 with Communities In Schools of Central Texas, in the amount of \$400,000.00
- B. Contract No. 4400007471 with Breakthrough, in the amount of \$160,000.00
- C. Contract No. 4400007473 with GENaustin dba Girls Empowerment Network, in the amount of \$126,330.00
- D. Contract No. 4400007476 with Kids Write Good dba Austin Bat Cave, in the amount of \$100,000.00.
- E. Contract No. 4400007474 with Creative Action, in the amount of \$375,000.00
- F. Contract No. 4400007475 with African American Youth Harvest Foundation, in the amount of \$275,000.00 (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

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

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

RESULT: ADDED TO CONSENT

21. Consider and take appropriate action regarding Palm School insurance proceeds and directions on how to proceed. (Commissioner Howard)

RESULT: POSTPONED

22. Consider and take appropriate action regarding a license agreement with Public Safety Cadet Unit 711, a Texas non-profit organization, to operate, secure, and maintain the Kevin Lee Aigner Building Parking Lot during events. (Commissioner Shea)

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

23. Consider and take appropriate action on the Acceptance of the Dedication of the public street and drainage facilities within Skyline 2D Phase 1, in Precinct Four.
(Commissioner Gómez)
RESULT: ADDED TO CONSENT

Other

24. Consider and take appropriate action to direct County staff to prepare a Request For Information (RFI) for Travis County to access new state funds and federal tax credits, as well as other opportunities, to acquire alternative backup power using solar panels, batteries, and natural gas generators. (Judge Brown & Commissioner Shea)
RESULT: NO ACTION NECESSARY
25. Appoint the Travis County Risk Manager James Alvarez as mediation representative in Cause No. D-1-GN-22-007083, Barbara Dugone, Daniel Dugone and Valerie Dugone vs. Flying K Ranch, Ltd. and Travis County; In the 98th Judicial District Court, Travis County, Texas. (Judge Brown) *This item may be taken into Executive Session under Texas Government Code §551.071, Consultation with Attorney*
RESULT: ADDED TO CONSENT
26. Discuss and take action on Commissioners Court appointments to the Travis County Boards, Commissions, and Committees. (Judge Brown)

MOTION: Support the agreed upon Commissioners Court appointments to the Travis County Boards, Commissions, and Committees with the substitution of Commissioner Howard serving on the Clean Air Coalition in place of Judge Brown.

RESULT: APPROVED - UNANIMOUS

MOVER: County Judge Andy Brown

SECONDER: Commissioner Precinct 2 Brigid Shea

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

MOTION: Create a temporary Ad-Hoc Sub-Committee to advance projects with County Judge Andy Brown and Commissioner Precinct 3 Ann Howard as members.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 3 Ann Howard

SECONDER: Commissioner Precinct 2 Brigid Shea

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

MOTION: Appoint Commissioners Ann Howard and Jeffrey Travillion to a new sub-committee for Community Legal Services Department.

RESULT: **APPROVED - UNANIMOUS**

MOVER: County Judge Andy Brown

SECONDER: Commissioner Precinct 3 Ann Howard

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

MOTION: Reappoint Commissioner Gómez to the Sobering Center Board.

MOVER: County Judge Andy Brown

SECONDER: Commissioner Precinct 2 Brigid Shea

FRIENDLY

AMENDMENT: Remove Downtown Austin Alliance from the list of Travis County Boards, Commissions and Committees.

MOVER: Jeffrey Travillion

RESULT: **FRIENDLY AMENDMENT ACCEPTED**

Clerk's Note: A Vote on the Standing Motion was taken.

RESULT: **APPROVED - UNANIMOUS**

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

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

Note 8: Gov't Code Ann 551.089, security personnel/critical infrastructure

27. Receive briefing and take appropriate action regarding Travis County security and information security issues.^{1, 4 & 6} (Commissioners Travillion & Howard)

Judge Brown announced that Item 27 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney, Gov't Code Ann 551.089, IT Security, and Gov't. Code Ann. 551.076, Security.

RESULT: DISCUSSED

28. Consider and take appropriate action on an offer received by Travis County for possession and use of real property associated with two easement parcels (#1E and #1TE) currently under contract for purchase by the County, and necessary for construction of the Wyldwood Road @ Slaughter Creek, 2017 Bond project located in Precinct Three.^{1 & 2} (Commissioner Howard)

Judge Brown announced that Item 28 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: Accept an offer received by Travis County for possession and use of real property associated with two easement parcels (#1 E and #1TE) currently under contract for purchase by the County, and necessary for construction of the Wyldwood Road @ Slaughter Creek, 2017 Bond project located in Precinct Three.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 3 Ann Howard

SECONDER: Commissioner Precinct 2 Brigid Shea

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

29. Consider and take appropriate action regarding the request to partially release restrictive covenant on 10321 and 10401 Burnet Road, Austin, Travis County, Texas, 78757.^{1 & 2} (Commissioner Shea)

Judge Brown announced that Item 29 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: Approve the request to partially release a restrictive covenant on 10321 and 10401 Burnet Road, Austin, Travis County, Texas, 78757 as discussed in executive session and authorize the Judge to sign.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

30. Consider and take appropriate action regarding the request for a restrictive covenant on 10407 Burnet Road, Austin, Travis County, Texas, 78757.¹ & ² (Commissioner Shea)

Judge Brown announced that Item 30 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: Motion to approve the request for a restrictive covenant on 10407 Burnet Road, Austin, Travis County, Texas, 78757 as discussed in executive session and authorize the Judge to sign.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard

31. Discuss and consider candidate(s) for the position of Travis County Fire Marshal and take appropriate action regarding the duties, performance, and appointment of that position.¹ & ³ (Judge Brown)

Judge Brown announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

RESULT: DISCUSSED

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge