



Minutes for the Travis County Commissioners Court January 12, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on January 12, 2021, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dana DeBeauvoir, County Clerk, was represented by Deputy Jessica Serrano.

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

Signature Motion

Clerk's Note: The members of the Commissioners Court discussed the voting session being held by video conference and that all commissioners are present.

MOTION: Each Commissioner is physically present and gives authority to the County Judge to sign any documents, including order related to items before the court today.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

Consent

- C1. Receive bids from the County Purchasing Agent.
- C2. Approve payment of claims by the County Treasurer. (Judge Brown)
- C3. Authorize the County Treasurer to invest County funds. (Judge Brown)
- C4. Approve the minutes for the Commissioners Court Voting Sessions of December 22, 2020. (Judge Brown)

MOTION: Approve item C1-C4
RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Second Consent Motion

MOTION: Approve Agenda items 7, 9, 12, 13, 15, 16, 17, 18
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Public Hearings

1. Receive comments regarding a Resolution of No Objection (RONO) for Decker Lake Apartments to be located at 6200 Blue Bluff Rd, Austin, TX 78724, in Precinct One. (Commissioner Travillion) (Related to Item 5)

MOTION: Open the Public Hearing
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 4 Margaret Gómez
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Members of the Court heard from:

Monique Coleman, Planning Manager, Community Development Block Grant Program. HHS
Blake Hopkins, Land Developer, Austin Monitor
Zenobia Joseph, Travis County Resident

MOTION: Close the Public Hearing
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

2. Receive comments regarding a revision to a previously-approved Resolution of No Objection (RONO) for Capitol View Flats to be located at 9002 Capitol View Rd, Austin, TX 78747, in Precinct Four. (Commissioner Gómez) (Related to Item 6)

MOTION: Open the Public Hearing
RESULT: **APPROVED – UNANIMOUS**

MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Members of the Court heard from:

Monique Coleman, Planning Manager, Community Development Block Grant Program. HHS
Andrea Shields, Corporations Manager, PBO

MOTION: Close the Public Hearing
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Emergency Services

3. Consider and take appropriate action regarding:

- A. Travis County's response to and recovery from COVID-19, including but not limited to an update from Dr. Escott or his designee at Austin/Travis County Public Health
- B. Other necessary measures and actions related to COVID-19, including Travis County's operations, policies, emergency assistance, measures necessary to preserve public health and safety, and applicable orders, declarations or resolutions, including communications from the State (Judge Brown)

Members of the Court heard from:

Dr. Mark Escott, Interim Medical Director and Health Authority, Austin Public Health
Kara Bell, Travis County Resident
Kelly Brightenson, Travis County Resident
Jennifer Flack, Travis County Resident

RESULT: DISCUSSED

4. Consider and take appropriate action regarding outdoor burning in the unincorporated areas of Travis County. (Judge Brown)

RESULT: NO ACTION NECESSARY

Health & Human Services

5. Consider and take appropriate action on a Resolution of No Objection (RONO) for Decker Lake Apartments to be located at 6200 Blue Bluff Rd, Austin, TX 78724, in Precinct One. (Commissioner Travillion) (Related to Item 1)

MOTION: Approve item 5

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 2 Brigid Shea

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

6. Consider and take appropriate action on a resolution of no objection for Capitol View Flats to be located at 9002 Capitol View Rd, Austin, TX 78747. (This item may be taken into executive session under the Consultation with Attorney exception, Texas Government Code Section 551.071, of the Texas Open Meetings Act.) (Commissioner Gómez) (Related to Item 2)

Judge Brown announced that item 6 would be considered in Executive Session pursuant to Gov't Code Ann. 551.071 Consultation with Attorney.

MOTION: Approve item 6

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 4 Margaret Gómez

SECONDER: Commissioner Precinct 2 Brigid Shea

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

7. Consider and take appropriate action regarding the approval of the SF-424 (Application for Federal Assistance) and SF-424D (Assurances – Construction Programs) and Certifications, which are prerequisites to the Program Year 2020 (PY20) CDBG Grant Agreement provided by the U.S. Department of Housing and Urban Development (HUD). (Commissioners Shea & Gómez)

RESULT: ADDED TO CONSENT

8. Consider and take appropriate action to approve \$1,105,800 to provide caregiver meals for enrolled virtual students in the Manor and Delvalle Independent School Districts from January 1 through Sept. 30, 2021. (Commissioner Shea)

Members of the Court heard from:

Sherri Fleming, County Executive, Travis County Health and Human Services (HHS)

Joi Chevalier, Member, Chisos Star LLC

MOTION: Approve item 8

RESULT: **APPROVED – UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Justice Planning

9. Consider and take appropriate action on the nomination of Latreese Cooke as the Travis County volunteer representative on the Criminal Justice Advisory Committee (CJAC) of the Capital Area Council of Governments (CAPCOG) effective immediately and ending December 31, 2021. (Commissioner Shea)

RESULT: ADDED TO CONSENT

Planning & Budget

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

Members of the Court heard from:

Travis Gatlin, Budget Director, Planning and Budget Office (PBO)

MOTION: Approve item 10
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

11. Consider and take appropriate action to:
- A. Accept application for the Silicon Silver project with \$150,000 application fee to allow the County to obtain details of the project proposal,
 - B. Notify applicant that County will use the City of Austin's Chapter 380 policy and the County's community input policy amendment approved on December 15, 2020 as the baseline for construction and contract worker and permanent employee wages and safety, HUB participation, and transparency requirements, and
 - C. Notify applicant that to further governmental transparency, County will list company name in all agenda items once the application is received.
(Commissioner Travillion)

RESULT: NO ACTION NECESSARY

12. Consider and take appropriate action to submit a request to receive additional resources under the Emergency Rental Assistance Program from the Coronavirus

Relief Fund. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Purchasing

13. Approve Change Order No. 1 to Contract 4400005180 with PrimeConstruction Company, Inc., in the amount of \$688,745.67, for additional construction services at Arkansas Bend Park, Phase II. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

14. Approve Modification No. 7 to Contract No. 4400001428 with RPSInfrastructure, Inc., in the amount of \$84,555.00, for the design of the FM 1626 improvements. (Transportation and Natural Resources). (Commissioner Travillion)

RESULT: NO ACTION NECESSARY

Technology & Operations

15. Consider and take appropriate action on the following items for Human Resources Management Department:
 - A. Proposed Routine Amendments
(Commissioners Gómez & Travillion)

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

16. Consider and take appropriate action on the following requests associated with the Oak Forest Phase IV site project, in Precinct One;
 - A. Construction Agreement with MHC Land Holdings, LLC for the construction of an eastbound right turn lane at Decker Lane and Canoga Avenue,
 - B. Cash Surety Agreement with MHC Land Holdings, LLC.
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

17. Approve setting a public hearing on Tuesday, January 19, 2021 to receive comments regarding the temporary restriction of all traffic on Bitting School Road, beginning on or about February 1, 2021, and continuing through April 15, 2021, or until work is complete, in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action on an interlocal agreement with the Manor Independent School District in connection with the transition of the School Crossing Guard program. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action regarding the results of the Hornsby Bend Feeder pilot project included in the Travis County Transit Development Plan (TDP) and an overall update on the TDP. (Commissioner Travillion)

Members of the Court heard from:

Scheleen Walker, Long Range Planning Manager, TNR
Zenobia Joseph, Travis County Resident

MOTION: Approve item 19

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

Other

20. Consider and approve the 2021 Travis County Commissioners Court Calendar. (Judge Brown)

RESULT: NO ACTION NECESSARY

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

21. Receive legal briefing in Emily Borchardt v. Travis County, Texas, et al., Cause No. 1:19-CV-00891-LY.¹ (Judge Brown)

RESULT: NO ACTION NECESSARY

22. Receive legal briefing in Amy Smith, et al. v. City of Austin, et al., Case No. 1:18-CV-5051.¹ (Judge Brown)

RESULT: NO ACTION NECESSARY

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

RESULT: NO ACTION NECESSARY

24. Receive briefing, consider, and take appropriate action concerning the offer to settle the claims asserted in No. D-1-GN-19-001244; *Travis County, Texas v. DGC Phase 1, LLC, et al.* (Executive Session pursuant to Tex. Gov't Code Ann., Section 551.071). (Commissioner Gómez)

Judge Brown announced item 24 would be considered in Executive Session pursuant to Gov't Code Ann. 551.071 Consultation with Attorney.

MOTION: Recommendation by County Attorney's office to counter \$20,000.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 4 Margaret Gómez

SECONDER: Commissioner Precinct 2 Brigid Shea

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

Adjourn

Minutes approved by the Commissioners Court

Date of Approval

Andy Brown, Travis County Judge