



Minutes for the Travis County Commissioners Court April 20, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on April 20, 2021, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Dana DeBeauvoir, County Clerk, was represented by Deputy Gillian Porter.

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

Signature Motions

Clerk's Note: The members of the Commissioners Court discussed the voting session being held by video conference and that several Commissioners are not physically present.

MOTION: Each Commissioner not physically present delegates the authority to the Ann Howard, Commissioner Precinct Three to sign any documents, including orders related to items before the court today on their behalf.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

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

ABSENT: Andy Brown

Consent

- C1. Receive Bids from County Purchasing Agent. (Commissioner Travillion)
- C2. Approve Payment of Claims by 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 March 30 & April 6, 2021 and the Special Joint Sessions of March 30 & April 6, 2021. (Judge Brown)

MOTION: Approve Items C1-C4, 4, 7, 11.a-c, 12, 13, 14, 16, 17, 18, 19, 20, and 23.a-d.

RESULT: **APPROVED – UNANIMOUS**

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

Reconsider Consent Motion

MOTION: Reconsider the Consent Motion to remove Item 14.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

Clerk's Note: The Court clarified that the Consent Motion Items are now C1-C4, 4, 7, 11.a- c, 12, 13, 16, 17, 18, 19, 20, and 23.a-d.

Reconsider Consent Motion

MOTION: Reconsider the Consent Motion to remove Item 16.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

The Court clarified that the Consent Motion Items are now C1-C4, 4, 7, 11.a-c, 12, 13, 17, 18,19, 20, and 23.a-d.

Public Hearings

1. Receive comments regarding a temporary detour and restriction of all traffic on Littig Road for construction beginning on or about May 15, 2021, and continuing through January 15, 2022, or until work is complete, in Precinct One. (Commissioner Travillion)

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

Members of the Court heard from:

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

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

2. Receive comments regarding a request to authorize the filing of an instrument to vacate a sight line easement recorded as document #2016118127 of the Official Public Records of Travis County and located within Easton Park Section 3A, Phase 2, a subdivision in Precinct Four. (Commissioner Gomez)

MOTION: Open the Public Hearing
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

Members of the Court heard from:

Anna Bowlin, Division Director, Development Services and Long Range Planning, TNR

MOTION: Close the Public Hearing
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

Resolutions & Proclamations

3. Approve Resolution creating a Travis County Civilian Climate Conservation Corps and Exploring Partnership with City of Austin and Others (Commissioners Howard & Shea)

Members of the Court heard from:

Lloyd Doggett, Congressman, 35th District
Alison Alter, Councilmember District 10, City of Austin
Zenobia Joseph, Travis County resident

MOTION: Approve Item 3.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard

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

Auditor

4. Receive revenue and expenditure reports, and other statutorily required reports, for the month of February 2021 from the County Auditor's Office. The reports are submitted electronically as allowed by local government code § 114.023 (a) and prescribed by the County Auditor. (Judge Brown)

RESULT: ADDED TO CONSENT

Emergency Services

5. Consider and take appropriate action regarding items related to COVID-19
 - A. Travis County's response to and recovery from COVID-19, including vaccine distribution, operations and associated events and agreements;
 - 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)

RESULT: NO ACTION NECESSARY

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

RESULT: NO ACTION NECESSARY

Clerk's Note: The County Judge announced that by taking no action, the prohibition against outdoor burning remains lifted.

7. Consider and take appropriate action on approval of a memorandum of understanding between Texas A&M Engineering Extension (TEEX) and Travis County Emergency Services for the purpose of providing designated staff for the purpose of search and rescue activities in conjunction with or in preparation for a state or federal declared disaster. (Commissioners Howard & Shea)

RESULT: ADDED TO CONSENT

Health & Human Services

8. Approve Memorandum of Understanding (MOU) with World Central Kitchen (WCK) formalizing services provided by WCK to identify individuals impacted by COVID-19 and to provide meals to them on behalf of Travis County. (Judge Brown)

RESULT: NO ACTION NECESSARY

Intergovernmental Relations

9. Consider and take appropriate action on legislative matters, including:

- A. Update on legislative activities
- B. Modifications to the Priorities, Policy Positions, and Positions on Other Proposals sections of the Travis County Legislative Agenda (Commissioners Travillion & Shea)

Members of the Court heard from:

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

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

Clerk's Note: The Commissioners Court discussed supporting legislation that allows for board representation opportunities for residents serviced or contained within a special service district.

MOTION: Approve the amendments to the Travis County Legislative Agenda.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy

Planning & Budget

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

Members of the Court heard from:

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

Sherri Fleming, County Executive, HHS

Dana DeBeauvoir, Travis County Clerk

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

11. 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 Texas Office of the Attorney General for the Victim Coordinator and Liaison Grant in the District Attorney's Office – Special Victims Unit
 - B. Annual application to the Texas Office of the Attorney General for the Other Victim Assistance (OVAG) in the County Attorney's Office
 - C. New contract with the Texas Historical Commission for the Hayden Springs Historical Project in the Travis County Historical Commission (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Purchasing

12. Approve order exempting the purchase of HFRS-2P and SS-1 asphalt emulsion for county road repair and construction from Ergon Asphalt & Emulsions, Inc., for estimated requirements, from the competitive procurement process, pursuant to County Purchasing Act § 262.024 (a) (7) (A). (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

13. Approve contract award for Printing and Mailing Services, IFB No. 2011-002-SK, for estimated requirements, to the low bidder, Level One LLC, dba Level One a Doxim Company. (Records Management, District Clerk, and Tax Assessor-Collector/Voter Registration) (Commissioner Travillion).

RESULT: ADDED TO CONSENT

14. Approve and Adopt Order waiving Section 33.019, Chapter 33 of the Travis County Code to allow Travis County to contract with Ascension Seton to provide clinical staff and administrative support to the Travis County vaccination efforts against COVID-19 in connection with the Central Texas Vaccination Collaborative, notwithstanding Ascension Seton's status as a firm that "has done business" with a key contracting person. (Emergency Services) (Commissioner Shea)

Members of the Court heard from:

Bonnie Floyd, Travis County Purchasing Agent

Chuck Brotherton, County Executive, Emergency Services

MOTION: Approve Item 14.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 4 Margaret Gómez

SECONDER: Commissioner Precinct 2 Brigid Shea

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

Technology & Operations

15. Consider and take appropriate action on the following items for Human Resources Management Department:

A. Routine Personnel Actions

Members of the Court heard from:

Ann-Marie Sheely, Division Director, Travis County Attorney's Office

MOTION: Approve Item 15.a.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

B. Non-Routine Personnel
(Commissioners Gomez & Travillion)

Commissioner Gómez announced that Item 15.b 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.

MOTION: Approve Item 15.b, except the recalcination in the Constable Precinct Three Office.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 2 Ann Howard
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

Transportation & Natural Resources

16. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a sight line easement recorded as document #2016118127 of the Official Public Records of Travis County and located within Easton Park Section 3A, Phase 2, a subdivision in Precinct Four. (Commissioner Gomez)

Members of the Court heard from:

Anna Bowlin, Division Director, Development Services and Long Range Planning, TNR
Jennifer Hopgood, Assistant County Attorney

MOTION: Approve Item 16.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

17. Approve setting a public hearing on May 4, 2021, to receive comments concerning a temporary detour and restriction of all traffic on a portion of Old Manchaca Rd, north of Menchaca Road, beginning on or about May 6, 2021, and continuing through June 10, 2021, or until work is complete, in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action regarding a request to approve a Utility Relocation and Reimbursement Agreement with SWWC Utilities, d/b/a Hornsby Bend Utility Company, Inc., for the coordination and construction of waterline adjustments and relocation to accommodate the County's proposed FM 969 Phase II Improvement Project in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action on a request to use an Alternative Fiscal Agreement for The Ridge at Blackhawk Phase 1, Section 2, in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

20. Consider and take appropriate action on a request to use an Alternative Fiscal Agreement for Entrada Phase 5, in Precinct Two. (Commissioner Shea)

RESULT: ADDED TO CONSENT

21. Receive briefing regarding the Net Zero Carbon Emissions Implementation Plan First Draft. (Commissioner Shea)

RESULT: NO ACTION NECESSARY

22. Consider and take appropriate action regarding the FY20 Annual Sustainability Report. (Commissioner Shea)

Members of the Court heard from:

Emily Ackland, Environmental Quality Program Manager, TNR
Tom Gleason, Environmental Project Manager, TNR

MOTION: Approve Item 22.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Andy Brown

Clerk's Note: The Court directed staff to follow the recommendations in the report.

Other

23. Consider and approve of tax resale deeds and take appropriate action on the following offers for Tax Resale Deeds
- A. Travis County, et al v. Florence L. Hajek (Anal Shah Tax Resale Deed)
 - B. Travis County, et al v. Larry Collins & Dolores Collins (Ryan S. Pope Tax Resale Deed)
 - C. Travis County, et al v. Marshall's Vista, Ltd. (Carol Ortiz Rodriguez Tax Resale Deed)
 - D. Travis County, et al v. Clay Garrett (Ira Strange, Jr. Tax Resale Deed) (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

24. 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

25. Receive legal briefing in *Amy Smith, et al. v. City of Austin, et al.*, Case No. 1:18-CV-051.¹ (Judge Brown)

RESULT: NO ACTION NECESSARY

26. Receive legal briefing and take appropriate action in *State of Texas v. City of Austin, et al*; Cause No 1-GN-21-001046.¹ (Judge Brown)

RESULT: NO ACTION NECESSARY

27. Consider and take appropriate action on a counter-offer received by Travis County for the County's purchase of an approximately 0.16 acre access easement (Parcel #1E), required for construction of the Steiner Ranch Evacuation Route Project in Precinct Two. ¹ & ² (Commissioner Shea)

Commissioner Gómez announced that Item 27 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 matter in the amount as discussed in Executive Session as a final offer for resolution.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

ABSENT: Andy Brown

28. Consider and take appropriate action on proposed options related to the FM969 Pass-Through Financing Agreement with the Texas Department of Transportation.¹ (Commissioner Travillion)

Commissioner Gómez announced that Item 28 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

RESULT: DISCUSSED

Added Items

- A1. Consider and take appropriate action on the following:

Commissioner Gómez announced that Items A1.a-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.

Members of the Court heard from:

Mike Geeslin, President and CEO, Central Health

Jeff Knodel, Chief Financial Officer, Financial Strategy, Central Health

Susanna Woody, Travis County resident

- A. Approval by the Commissioners Court of the acquisition of real property by Central Health, as required by Section 281.050, Health & Safety Code. (This item may be taken into Executive Session under the Consultation with Attorney and Real Property exceptions.)

MOTION: Approve the acquisition by Central Health as discussed in Executive Session.
RESULT: **Passed (3-0)**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Ann Howard, Margaret Gómez
ABSTAIN: Brigid Shea
ABSENT: Andy Brown

- B. Adoption by the Commissioners Court of an order authorizing publication and posting of notice of intention to issue certificates of obligation on behalf of Central Health under Section 281.106, Health & Safety Code. (This item may be taken into Executive Session under the Consultation with Attorney exception.) (Commissioner Gómez)

MOTION: Authorize a publication and posting of notice of intention to issue Certificates of Obligation on behalf of Central Health.
RESULT: **Passed (3-0)**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Ann Howard, Margaret Gómez
ABSTAIN: Brigid Shea
ABSENT: Andy Brown

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge