



Minutes for the Travis County Commissioners Court June 29, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on June 29, 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: County Judge Andy Brown
Commissioner Precinct 1 Jeffrey Travillion
Commissioner Precinct 2 Brigid Shea
Commissioner Precinct 3 Ann Howard
Commissioner Precinct 4 Margaret J. Gómez

Signature Motion

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 County Judge to sign any documents, including orders related to items before the court today on their behalf.

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

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)

MOTION: Approve Items C1-C3.

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

Second Consent Motion

MOTION: Approve Items 3, 6, 7.a-b, 8, 9, 10, 11, 12, 14.a-f, 16.a-b, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26.a-b, 27, 31, 32, 33, 34, 35, 36, and A1.

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

- C4. Approve the minutes for the June 8, 2021 Voting Session and June 8, 2021 Special Joint Session. (Judge Brown)

RESULT: NO ACTION NECESSARY

Public Hearings

1. Receive comments regarding a temporary detour and restriction of all traffic on Linden Road for construction beginning on or about July 14, 2021, and continuing through July 14, 2022, or until work is complete, 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: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard,
Margaret Gómez

Members of the Court heard from:

David Greear, Assistant Director, Public Works and Capital Improvement
Projects, Transportation and Natural Resources (TNR)
William Pieiper, Travis County resident

MOTION: Close the Public Hearing

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

Resolutions & Proclamations

2. Consider and take appropriate action on proclamation regarding LGBTQIA+ Civil Rights, including direction to explore options and draft regulatory proposals for

Commissioners Court adoption that reflect the County's intent to strengthen the protections and enforcement of civil rights within our community. (Judge Brown)

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

Auditor

3. Receive Fiscal Year 2020 financial audit reports for Emergency Services Districts 1–16. (Judge Brown)

RESULT: ADDED TO CONSENT

Emergency Services

4. 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

5. Receive briefing and take appropriate action regarding items related to the County's response to and recovery from COVID-19, including but not limited to:
 - A. Periodic update from the Austin/Travis County Public Health Authority
 - B. Vaccine distribution, operations, and associated agreements
 - C. Rental & utility assistance programs and initiatives
 - D. Other necessary measures and actions (Judge Brown)

Members of the Court heard from:

Chuck Brotherton, County Executive, Emergency Services

Ken Bailey Chief, Emergency Services District #11 (ESD #11)
George Morales III, Constable, Precinct 4
Sherri Fleming, County Executive, Travis County Health and Human Services
(HHS)
Zenobia Joseph, Travis County resident

RESULT: DISCUSSED

Health & Human Services

6. Consider and take appropriate action to approve a memorandum of understanding between Travis County and the City of Austin for the sharing of limited information to avoid the duplication of benefits for each jurisdiction's Emergency Rental Assistance Program. (Judge Brown & Commissioner Gomez)

RESULT: ADDED TO CONSENT

Intergovernmental Relations

7. Consider and take appropriate action on appointments to the Integral Care Board of Trustees:
 - A. Reappoint Emmitt Hayes for an additional term set to expire September 30, 2023; and
 - B. Issue a Call for Applications in order to fill a vacancy with a term set to expire September 30, 2023.
(Judge Brown)

RESULT: ADDED TO CONSENT

Justice Planning

8. Consider and take appropriate action on acceptance of all FY2022 donations related to the use of County vehicles by off duty Travis County Sheriff's Office peace officers for other employment that serves as a public purpose. (Commissioner Gomez)

RESULT: ADDED TO CONSENT

9. Approve bond for temporary Visiting Judge David Wahlberg. (Judge Brown)

RESULT: ADDED TO CONSENT

10. Consider and take appropriate action regarding the acceptance of all FY 2022 donations related to the use of County vehicles by Travis County Constable's Office peace officers for off-duty employment where the predominant intent is to accomplish

a public purpose. (Judge Brown)

RESULT: ADDED TO CONSENT

Planning & Budget

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

RESULT: ADDED TO CONSENT

12. Consider and take appropriate action on the following related to the Turner's Crossing Public Improvement District, including a resolution approving and authorizing a PID Community Benefit Fee Escrow Agreement relating to an assessment levy request for Improvement Area #1. (Commissioner Gomez)

RESULT: ADDED TO CONSENT

13. Consider and take appropriate action on the restoration and redevelopment of Palm School. *(This item may be taken into Executive Session under the Consultation with Attorney and Real Property exceptions.)* (Commissioners Gomez & Shea)

Members of the Court heard from:

Diana Ramirez, Director, Economic Development & Strategic Investments,
Planning and Budget Office (PBO)

MOTION: Place a hold on any further steps until there is an opportunity to meet with the community.

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

14. Consider and take appropriate action on the following grant programs, applications, contracts and related special budgets, and permissions to continue:
 - A. New application to the Department of Justice, Office of Juvenile Justice and Delinquency Prevention (OJJDP), for the Travis County Juvenile Probation Department's Youth Offender Reentry Program grant in the Juvenile Probation Department
 - B. New application to the Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the Postconviction Testing of DNA Evidence grant in Justice Planning

- C. New application to the U.S. Fish and Wildlife Service for the Native Plant Exchange Program in the Transportation and Natural Resources Department
- D. Annual application to the Texas Department of Agriculture (TDA) – Food and Nutrition Division for the National School Lunch Program and School Lunch Commodity Program in Juvenile Probation
- E. Annual application to the Automobile Burglary and Theft Prevention Authority to continue the Sheriff's Combined Auto Theft Task Force Program in the Travis County Sheriff's Office
- F. New contract with the U.S. Department of Justice, Office of Violence Against Women for Improving Criminal Justice Responses (ICJR) in the District Attorney's Office and Community Supervision and Corrections Department (Commissioner Gómez)

RESULT: ADDED TO CONSENT

- 15. Consider and take appropriate action on American Rescue Plan Act (ARPA) Local Fiscal Recovery Fund Recommendations for Initial Funding Allocations and Status of Community Engagement Process. (Commissioners Shea & Gomez)

Members of the Court heard from:

Travis Gatli, Budget Director, PBO
 Jessica Rio, County Executive, PBO
 Diana Ramirez, Director, Economic Development & Strategic Investments, PBO
 Cynthia McDonald, County Executive, TNR
 Paul Hopingardner, Executive Director, Technology and Operations
 Roger Jefferies, County Executive, Justice and Public Safety (JPS)
 Sherri Fleming, County Executive, HHS
 Makaonne Collier, Travis County resident
 Zenobia Joseph, Travis County resident

MOTION: Approve Track One.

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

AMENDED

MOTION: Approve Track 1, Track 2 and Track 3 recommendations as presented by staff, have court members individually submit their priorities to give further guidance to staff on the Commissioners Court's priorities for the remainder of the ARPA funding, further direct staff to identify the Commissioners Court priorities to be part of the discussion during the community engagement, and bring the estimated expenses of projects back to court for approval.

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

**FRIENDLY
AMENDMENT**

NOT ACCEPTED: Add funds for the MC3 Apprenticeship Program under Track One for workforce training, to Texas Thrive to include the ability to fund the creative sector, also including a significant investment in mental health behavioral health, diversion, and affordable housing.

MOVER: County Judge Andy Brown

RESULT: **NOT ACCEPTED**

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

RESULT: **APPROVED - UNANIMOUS**

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

Purchasing

16. Approve termination of the following contracts with Nicolas Carrasco, Ph.D.:

- A. 4400000572, Sex Offender Treatment Services
- B. 4400000771, Comprehensive Juvenile Sex Offender Treatment Program Services.
(Juvenile Probation) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

17. Approve Modification No. 6 to Contract No. 4400003032 with United HealthCare Insurance Company, amount is based on enrollment, for Basic Life Insurance and Accidental Death and Dismemberment (AD&D) for Travis County Employees. (Human Resources Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

18. Approve Modification No. 3 to Contract No. 4400003958 with United HealthCare Services, Inc., amount is based on enrollment, for Third Party Administration for Flexible Spending Accounts, Health Savings Accounts, Limited Flexible Spending Accounts, Health Reimbursement Arrangements and Qualified Transportation Benefits. (Human Resources Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

19. Approve Modification No. 5 to Contract No. 4400002682 with URS Corporation, in the amount of \$24,936.22, for McNeil Drive Drainage Improvements. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

20. Approve Modification No. 8 to Contract No. 4400002072 with Davis Vision, Inc., participant funded, for Fully Insured Vision Coverage for Travis County Employees, Retirees and Covered Dependents. (Human Resources Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

21. Approve Modification No. 3 to Contract No. 4400003941 with HDR Engineering, Inc., in the amount of \$121,274.15, for the Arroyo Doble/Twin Creeks Drainage Project. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

22. Approve contract award for Pre-Cast Concrete Grave Liners, IFB No. 2103-001-TM, for estimated requirements, to the sole bidder, C&M Precast. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

23. Approve and ratify orders exempting the purchase of traffic management from Cordillia Investments LLC, from the competitive procurement process and ratification of Purchase Orders, in the amount of \$58,515.00, in response to the COVID Drive-Thru Mass Vaccination Events, as authorized by Commissioners Court on May 11th, 2021 pursuant to County Purchasing Act § 262.024(A)(4). (Emergency Services Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

24. Approve Modification No. 7 to contract 4400000453 with VertiQ Software LLC, in the amount of \$224,200.00, for the Medical Examiners Information System. (Information Technology Systems "ITS") (Commissioner Travillion)

RESULT: ADDED TO CONSENT

25. Approve Modification No. 17, in the amount of \$190,000.00, to Contract No. 4400000257 with SAP Public Sector, for SAP ERP Software and Maintenance Support. (Purchasing Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

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

A. Routine Personnel Actions

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

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action regarding the approval of the license agreement between Travis County and Central Texas Food Bank to use a portion of the ground at the Exposition Center on July 1, 2021, August 5, 2021, September 2, 2021, September 16, 2021, and waving the related rental fees. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

28. Receive update on Elected Official Pay for FY 2022. (Commissioners Gomez & Travillion)

Members of the Court heard from:

Shannon Weidauer, Director, Human Resources Management Department
(HRMD)

Todd Osburn, Compensation Manager, HRMD

RESULT: DISCUSSED

29. Consider and take appropriate action on FY 2021 Benchmark Study.
(Commissioners Travillion & Gomez)

Members of the Court heard
from:

Shannon Weidauer, Director, Human Resources Management Department
(HRMD)

Todd Osburn, Compensation Manager, HRMD

Alex Vlahodimitropoulos, Budget Analyst Sr., PBO

MOTION: Accept the FY 2021 Benchmark Study.

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

Transportation & Natural Resources

30. Consider and take appropriate action on Travis County commitments to reduce regional Particulate Matter 2.5 (PM_{2.5}) emissions. (Commissioner Travillion & Shea)

Members of the Court heard

Jon White, Director, Natural Resources and Environmental Quality Division,
TNR

Adele Noel, Environmental Project Manager, Air Quality, TNR

MOTION: Approve Item 30.

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

31. Consider and take appropriate action regarding a request to approve a Utility Relocation and Reimbursement Agreement with Manville Water Supply Corporation, A Texas Nonprofit Corporation, for the coordination and construction of waterline adjustments, removals, and relocation to accommodate the County's proposed FM 969 Phase II Improvement Project in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

32. Consider and take appropriate action on a request to use an Alternative Fiscal Agreement for Sun Chase South Section 8, in Precinct Four. (Commissioner Gomez)

RESULT: ADDED TO CONSENT

33. Consider and take appropriate action regarding a plat for recording: Reserve at Lake Travis, Replat of Lot 41A, Block A, Final Plat - (two total lots - two single-family lots on 2.79 acres) - Ruffian Heights Lane - No ETJ in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

34. Approve setting a public hearing on July 13, 2021, to receive comments concerning daily road closures in the Walnut Place subdivision at Springdale Rd and US Hwy 290, beginning on or about September 26, 2021, and continuing through January 13, 2022, or until work is complete, in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

35. Approve setting a public hearing on August 3, 2021, to receive comments regarding the Partial Plat Vacation of Bratcher Subdivision in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

36. Consider and take appropriate action on a request for approval of the First Amendment to Phasing Agreement for Easton Park in Precinct Four. (Commissioner Gomez)

RESULT: ADDED TO CONSENT

Other

37. Consider and take appropriate action on the Travis County Healthcare District DBA Central Health proposed 2021 Tax Year homestead, disabled, and over 65 property tax exemptions:

- A. Central Health proposed 2021 Tax Year homestead property tax exemption; and
- B. Central Health proposed 2021 Tax Year disabled and over 65 property tax exemption.
(Commissioner Gómez)

Members of the Court heard from:

Jeff Knodel, Executive Vice President, Financial Strategy, Central Health

MOTION: Approve Items 37.a-b.
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

38. Consider and take appropriate action on assumptions for the Travis County 2021 Tax Year property tax rate considerations. (Judge Brown)

Members of the Court heard from:

Travis Gatlin, Budget Director, PBO

MOTION: Follow staff recommendations in Item 38.
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

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

39. Receive an update on the Colorado River Project, LLC (also referred to as Tesla), and consider and take appropriate action, regarding:
- A. Agreement with Tesla to extend Harold Green Road and status; ¹ & ²
 - B. Permitting and compliance issues; ¹
 - C. Amendment, modification, or extension of Economic Development Performance Agreement, Colorado River Project, LLC (Tesla); ¹ and
 - D. Other related issues. ¹ & ²
(Commissioner Travillion)

Judge Brown announced that Items 39.a-d 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: Authorize the County Judge to sign and send the letter regarding notice of opportunity to cure default for the Colorado River Project, LLC.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 2 Brigid Shea

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

ABSENT: Margaret Gómez

40. Receive briefing from County Attorney and Risk Manager and take appropriate action in pending Workers' Compensation matter involving Employee Slot # 30003341.¹ & ³ (Commissioners Travillion & Gomez)

Judge Brown announced that Item 40 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

41. Consider and take appropriate action regarding possible acquisition of real property in Northwest Travis County. ^{1 & 2}
(Commissioners Shea and Howard)

Judge Brown announced that Item 41 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 pursue potential real estate property for the Tax Office.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard
ABSENT: Margaret Gómez

Added Items

- A1. Consider and take appropriate action to approve the initial HUD-required floodplain notice and associated project description for the Program Year 2019 Community Development Block Grant – Disaster Recovery (CDBG-DR) Infrastructure Project, GLO Contract No. 19-281-000-B780. (Judge Brown & Commissioner Gomez)

RESULT: ADDED TO CONSENT

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge