



Minutes for the Travis County Commissioners Court August 17, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
512-854-4722 • www.traviscountytx.gov • PO Box 149325, Austin, TX 78714-9325

Call to Order

Meeting called to order on August 17, 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

Clerk's Note: Commissioner Ann Howard thanked Daniel Yang, summer intern, for his contributions.

Members of the Court heard from:
Daniel Yang, Summer Intern, Commissioner Precinct 3 Office

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: County Judge Andy Brown

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

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)

- C4. Approve the minutes for the Commissioners Court Voting Session of August 3, 2021, and the Special Joint Session of August 3, 2021. (Judge Brown)

MOTION: Approve Items C1-C4.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 1 Jeffrey Travillion
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Second Consent Motion

MOTION: Approve Items 3, 5, 6, 8.a-d, 10, 11, 12, 13, 14, 15.a-b, 17, 18, 19.a-c, 21, 22, 23.a-b, 24, 26.a-g, 27, 28, and 29.a.
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

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. 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, including any legal actions, steps, orders, policies, or communications related to COVID-19 and measures necessary to protect public health and safety of employees and residents

- E. Consider and take appropriate action on an order regarding face covering requirements for Travis County facilities
(*This item may be taken into Executive Session under the Consultation with Attorney exception.*)
(Judge Brown)

Judge Brown announced that Items 2-c-e would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

Members of the Court heard from:

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

MOTION: Approve the Resolution and Order mandating compliance with the Local Health Authority Rules and Order dated August 16, 2021 requiring face coverings in public schools in Travis County, and adopt criteria for declaring a Public Health Nuisance as set forth in the order. This motion also includes a revision to recital No. 9 in the proposed order that was attached in the Court's backup to reflect the date the rules were put in place by the Local Health Authority, which is August 16, 2021.

RESULT: **APPROVED - UNANIMOUS**

MOVER: County Judge Andy Brown

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

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

MOTION: Approve an order adopting new policies, procedures, and requirements requiring the wearing of a face covering by Travis County employees and members of the public when in a designated county facility, as set forth in the proposed order and list of facilities included in the backup.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 3 Ann Howard

SECONDER: Commissioner Precinct 2 Brigid Shea

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

Health & Human Services

3. Consider and take appropriate action to approve a revenue contract with CreativeAction Austin for the provision of after-school programming in the Del Valle Independent School District for the 2021–2022 school year.
(Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

Intergovernmental Relations

4. Consider and take appropriate action on an appointment to the Integral Care Board of Trustees. (Judge Brown)

Members of the Court heard from:

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

MOTION: Approve Item 4.
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

Justice Planning

5. Consider and take appropriate action on the appointment of Sameer Shah to the Dispute Resolution Center Board of Directors, for a term effective September 27, 2021, and ending on September 30, 2024. (Commissioner Howard)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action on a request from the Travis County Sheriff's Office to approve the auction of a grant-funded vehicle and various electronics, pursuant to Texas Local Government Code § 263.152(a)(1). (Judge Brown)

RESULT: ADDED TO CONSENT

Planning & Budget

7. 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)
Sherri Fleming, County Executive, HHS

MOTION: Approve Item 7.
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

8. 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 Texas Parks and Wildfire Department for the Boating Access Grant in the Transportation and Natural Resources Department
 - B. New application to the Texas Parks and Wildlife Department for the Barkley Meadows Park Fishing Dock Grant in the Transportation and Natural Resources Department
 - C. Annual contract with the Corporation for National and Community Services (CNCS) for the AmeriCorps Program grant in the Health and Human Services Department
 - D. Ratification of the annual contract with the Health and Human Services Commission (HHSC) for the Retired and Senior Volunteer Program grant in Health and Human Services
(Commissioner Gómez)

RESULT: ADDED TO CONSENT

9. Consider and take appropriate action on the following related to negotiation of an economic development performance agreement with Samsung Austin Semiconductor, LLC:
- A. Evaluation and development of potential terms of the agreement
 - B. Modeling of economic, social, and equitable impact of potential terms
 - C. Other related items
(This item may be taken into Executive Session under the Consultation with Attorney and Economic Development Negotiations exceptions.)
(Commissioner Travillion)

Judge Brown announced that Items 9.a-c would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation and Gov't. Code Ann 551.087, Economic Development Negotiations.

RESULT: DISCUSSED

Purchasing

10. Approve and ratify order exempting the purchase of on-site power generation equipment from Central Texas Commercial AC & Heating from the competitive

procurement process and ratification of Purchase Orders, in the amount of \$20,000.00, in response to the COVID-19 drive-thru mass vaccination operations at Travis County Exposition Center, as authorized by Commissioners Court on May 11, 2021, pursuant to County Purchasing Act §262.024(A)(2). (Emergency Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

11. Approve contract award for Linden Road at Maha Creek Bridge 415 Replacement, IFB No. 2104-011-TG, in the amount of \$4,494,545.00, to the low bidder, Chasco Constructors LTD LLP. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

12. Approve order exempting the purchase of ballot printing and preparation services from CSG Systems, Inc., an estimated requirements contract, from the competitive procurement process, pursuant to County Purchasing Act § 262.024(a)(7)(A). (County Clerk) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

13. 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 \$19,120.00, in response to COVID drive-thru mass vaccination events, as authorized by Commissioners Court on May 11, 2021, pursuant to County Purchasing Act § 262.024(A)(2). (Emergency Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

14. Approve Modification No. 3 to Contract No. 4400004305 with Doucet & Associates, Inc., in the amount of \$16,008.00, for the Fitzhugh Road Bicycle Safety Improvements Project. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

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

RESULT: ADDED TO CONSENT

16. Consider and take appropriate action on the following regarding the County Executive for Health and Human Services:
- A. Accept Sherri Fleming's notice of retirement, effective March 31, 2022 (last day onsite to be February 28, 2022; paid accruals will be used March 1–31, 2022)
 - B. Discuss and approve the process to recruit and hire for the County Executive position (formal recruitment to begin October 1, 2021)
 - C. Develop a tentative budget for candidate travel reimbursements to include travel, lodging, meals, and ground accommodations, etc., as needed in collaboration with PBO/budget guidelines
 - D. Create a succession slot in Health and Human Services, effective for two months from approximately January 1, 2022, through February 28, 2022 (Commissioners Travillion & Gómez)

Members of the Court heard from:

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

MOTION: Approve Items 16.a-d.
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

17. Consider and take appropriate action regarding the lease termination agreement with Travis County Healthcare District DBA Central Health for the current Manor location lease. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action regarding a lease with the Health and Human Services Commission for Travis County to use 1,183 square feet in Building 784 of the Austin State Hospital Campus, located at 4110 Guadalupe Street in Austin, Texas. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

19. Consider and take appropriate action regarding the following related to the Sorento Phase 7 Final Plat located in Precinct One:
- A. Plat for recording: Sorento Phase 7 Final Plat (long-form final plat – 165 total lots on 36.585 acres – Jesse Bohls Road - City of Pflugerville ETJ)

- B. Subdivision construction agreement with Sorento Holdings 2012, LLC
- C. Cash security agreement with Sorento Holdings 2012, LLC, for construction fiscal posting
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

20. Consider and take appropriate action on a final plat for recording: Barton Creek Sections K, L, and O, Phase 1, Final Plat (23 total lots – 12 single-family, one private street, nine multi-family, and one open space/drainage/water quality lot – 341.51 acres – Tecoma Circle – City of Austin two-mile ETJ) in Precinct Three. (Commissioner Howard)

Members of the Court heard from:

Anna Bowlin, Division Director, Development Services and Long-Range Planning, Transportation and Natural Resources (TNR)

MOTION: Approve Item 20 with conditions.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 4 Margaret Gómez
AYES: Andy Brown, Jeffrey Travillion, Ann Howard, Margaret Gómez
ABSTAIN: Brigid Shea

21. Approve setting a public hearing on September 14, 2021, to receive comments regarding a request to authorize the filing of an instrument to vacate a portion of adrainage easement, recorded as Document #2019047203 of the Official Public Records of Travis County and located within The Mansions at Onion Creek Apartments, in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action on a final plat for recording: Sweetwater Ranch Section 2, Villages M and Q, Final Plat (105 total lots – 103 single-family and two drainage/ water quality lot – 30.384 acres – Alamosa Clearing Drive - no ETJ) in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

23. Consider and take appropriate action on the following traffic mitigation agreements associated with the Del Valle Mixed-Use Retail Project in Precinct Four:

- A. Construction agreement with Del Valle Parkade, LLC
- B. Traffic mitigation agreement with Del Valle Parkade, LLC
(Commissioner Gómez)

RESULT: ADDED TO CONSENT

24. Consider and take appropriate action on the acceptance of dedication of the public street and drainage facilities within Sun Chase South Section 5, a subdivision in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Other

25. Receive briefing and update from the Housing Authority of Travis County, the Strategic Housing Finance Corporation of Travis County, County staff, and others regarding mitigation efforts at Rosemont at Oak Valley, located at 2800 Collins Creek Drive, and at any other housing in response to the 2021 Natural Disaster/Catastrophe – Winter Storm that may impact the response to and recovery from COVID-19 and take appropriate action, including but not limited to:
- A. Directing staff to take appropriate steps to assist finding housing
 - B. Allocate necessary funding
 - C. Any other necessary steps
(This item may be taken into Executive Session under the Consultation with Attorney exception.)
(Judge Brown)

Judge Brown announced that Items 24.a-c 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:

Sherri Fleming, County Executive, HHS
Patrick Howard, CEO, Strategic Housing Finance Corporation (SHFC)
Ann-Marie Sheely, Division Director, Travis County Attorney's Office
Eddie Karam, President, SHFC
Jarymar Arana, Travis County resident
Alejandra Muniz, Rosemont at Oak Valley resident
Renee Reyaz, Rosemont at Oak Valley resident
Ruy Martinez, Travis County resident
Lisa Rheams, Member, Neighbors at Rosemont Tenants Association
Jennifer Richards, Attorney, Texas Rio Grande Legal Aid representing
tenants from Rosemont at Oak Valley
Gabby Garcia, Organizer, BASTA
Nadia Parbo, Travis County resident
Erica Cervantes, Member, Neighbors at Rosemont Tenants Association
Linda Hernandez-Padilla, Member, Neighbors at Rosemont Tenants
Association
Brenda Ochoa, Member, Neighbors at Rosemont Tenants Association

Gloria Vera-Bedilla, Rosemont at Oak Valley resident
Keica Prince, Member, Neighbors at Rosemont Tenants Association
Delores Eichardo, Member, Neighbors at Rosemont Tenants Association
David King, Travis County resident
Irma Segovia, Rosemont at Oak Valley resident
Keyionda Goff, Rosemont at Oak Valley resident
Brivella Dumas, Rosemont at Oak Valley resident
Ethan Tate, Travis County resident
Laura Garnet, Rosemont at Oak Valley resident
Ovilma Naranjo, Rosemont at Oak Valley resident
Cynthia Vasquez, Member, Neighbors at Rosemont Tenants Association
Wendy Volcy, Member, Neighbors at Rosemont Tenants Association
Gavino Fernandez, Jr., President, League of United Latin
AmericanCitizens (LULAC)

RESULT: DISCUSSED

Clerk's Note: The County Judge noted that Items 25.a-c will be back on the Commissioners Courts agenda in two weeks.

26. Consider and take appropriate action to approve election services agreements with the following entities in Travis County for the November 2, 2021, General and Special Elections:
- A. City of Jonestown
 - B. City of Mustang Ridge
 - C. City of Rollingwood
 - D. Southwestern Travis County Groundwater Conservation District
 - E. Village of Point Venture
 - F. Wells Branch Library District
 - G. Westbank Community Library District
(Judge Brown)

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action to approve a license agreement for the use of Southpark Meadows, Suite 500, as an early voting polling site for the November 2, 2021, General and Special Elections. (Judge Brown)

RESULT: ADDED TO CONSENT

28. Consider and take appropriate action to approve an Order of Appointment for Election Judges and Alternates. (Judge Brown)

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on the following tax collection agreement:

- A. Travis County MUD #26
(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

30. Receive legal briefing and take appropriate action regarding the lease between Travis County and Bank of America for 2501 South Congress Avenue, Austin, Texas.^{1&2} (Judge Brown)

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.

RESULT: DISCUSSED

31. Receive briefing and take appropriate action regarding incentives related to vaccines and other COVID mitigation steps, including for Travis County employees.¹ (Judge Brown)

RESULT: NO ACTION NECESSARY

32. 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
- D. Other related issues ¹ & 2
(Commissioner Travillion)

Judge Brown announced that Items 32.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.

RESULT: NOT DISCUSSED

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge