



Minutes for the Travis County Commissioners Court August 24, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on August 24, 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: County Judge Andy Brown

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

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

Clerk's Note: The Court noted that there would be a virtual Wildfire Preparedness Town Hall on August 25, 2021 at 6:30PM. For further details go to wildfirecoalition.org

Consent

- C1. Receive bids from County Purchasing Agent. (Commissioner Travillion)
- C2. Approve payment of claims by the 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 3 Ann Howard
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

Second Consent Motion

MOTION: Approve Items 2, 7.a-e, 10, 11, 13, 14, 15, 16, 17, 18.a-b, 21, 22, 23, 24, 25.a-b, 26, and A1.
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

Resolutions & Proclamations

1. Approve proclamation honoring the life and recognizing the contributions of Mr. Alfred Daniel Dotson, Sr. (Commissioner Travillion)

MOTION: Approve Item 1.
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

Auditor

2. Receive revenue and expenditure reports, and other statutorily required reports, for the month of June 2021 from the County Auditor's Office. (Judge Brown)

RESULT: ADDED TO CONSENT

Emergency Services

3. 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

- 4. 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 (Judge Brown)

Judge Brown announced that Item 4.c 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
Lawrence Lyman, Director, Research and Planning Division, Travis County
Health and Human Services (HHS)
Lindsey Gremont, Travis County resident
Janis Bookout, Co-Founder, Community Resilience Trust
Zenobia Joseph, Travis County resident

MOTION: Approve a resolution and order adopting the Local Health Authority's rules as amended on August 23, 2021, and authorizing enforcement.

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

Intergovernmental Relations

- 5. Consider and take appropriate action on an appointment to the Civil Service Commission for Sheriff's Office Employees. (Judge Brown)

Members of the Court heard from:

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

MOTION: Approve Item 5.
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

Planning & Budget

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

Judge Brown announced that Item 6 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation, Gov't. Code Ann. 551.076, Security, Consultation and Gov't Code Ann 551.089, IT Security.

MOTION: Approve Item 6
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

7. Consider and take appropriate action on the following grant programs, applications, contracts and related special budgets, and permissions to continue:
- A. Annual contract with the Department of Family and Protective Services for the Title IV-E Legal Administration grant in the District Attorney's Office
 - B. Annual contract with the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration (SAMHSA) for the Parenting in Recovery Family Drug Treatment Court (PIR/FDTC) program in the Health and Human Services Department
 - C. Annual contract with the Texas Indigent Defense Commission for the Public Defender's Office and Managed Assigned Counsel Enhancement Grant for Year Three of the grant in the Public Defender's Office and the Criminal Courts Legally Mandated Fees Department
 - D. Contract amendment with the Texas Indigent Defense Commission for the Public Defender's Office and Managed Assigned Counsel Enhancement Grant for Year Three of the grant in the Public Defender's Office and the Criminal Courts Legally Mandated Fees Department
 - E. Contract amendment with the Texas Department of Transportation for the FY 2021 Underage Drinking Prevention Program in the County Attorney's Office (Commissioner Gómez)

RESULT: ADDED TO CONSENT

8. Receive budget agenda worksheet for FY 2022 Budget Mark-up, and set a deadline for submission. (Commissioner Gómez)

Members of the Court heard from:

Jessica Rio, County Executive, Planning and Budget Office (PBO)
Travis Gatlin, Budget Director, PBO
Tim Anderson, Pastor, Austin City Lutherans

RESULT: DISCUSSED

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)

RESULT: NO ACTION NECESSARY

Purchasing

10. Approve Modification No. 4 to Contract No. 4400004529 with BGE, Inc., in the amount of \$406,940.75, for the South Pleasant Valley Road Project. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

11. Approve Change Order No. 3 to Contract No. 44000005054 with Chasco Constructors, Ltd., LLP., by Chasco Contracting, GP, LLC., in the amount of \$281,572.40, for the Old San Antonio Road (OSR) Bridge 302 at Onion Creek Replacement Project. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

12. Approve contract award for the Gregg Lane at Wilbarger Creek Improvements Project, IFB No. 2103-010-RJ, in the amount of \$3,134,204.09, to the low bidder, James Construction Group, LLC. (Transportation and Natural Resources) (Commissioner Travillion)

Members of the Court heard from:
Bonnie Floyd, Travis County Purchasing Agent

MOTION: Approve Item 12.
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

13. Approve Modification No. 5 to Contract No. 4400004572 with MWM Design Group, Inc., in the amount of \$137,982.10, for the Onion Creek Greenway III Improvements Project. (Transportation and Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

14. Approve Modification No. 3 to Contract No. 4400004424, with Relation Insurance Services – Specialty Risk, Inc., on an as-needed basis, for insurance for AmeriCorps Volunteers for the Travis County Extension Service 4H Project. (Health and Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

15. Approve Modification No. 4 to Contract No. 4400003510 with United HealthCare Insurance Company, amount is based on enrollment, for individual specific stop loss coverage. (Human Resources Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

16. Approve addition of services (Modification No. 5) to Interlocal Agreement No. 4400003413 with The University of Texas at Austin, in the amount of \$78,400.00. (Health and Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

17. Declare executive chair as surplus and authorize sale via competitive sealed bid, pursuant to Texas Local Government Code § 263.152(a)(1). (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

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

A. Routine Personnel Actions

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

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action to implement a Travis County employee COVID-19 vaccination incentive program, including receipt of personal leave hours and voluntary proof of vaccination. (Commissioners Travillion & Gómez)

Judge Brown announced that Item 19 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

Members of the Court heard from:

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

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

MOTION: Implement this program with the amended time frame. Current employees would need to be vaccinated by October 31, 2021, and new hires would have 45 days to get vaccinated.

MOVER: Commissioner Precinct 3 Ann Howard

SECONDER: Commissioner Precinct 1 Jeffrey Travillion

FRIENDLY

AMENDMENT: That the benefits outlined in the program would apply to any Travis County employee who shows a proof of vaccination card after the program starts on September 1, 2021.

MOVER: County Judge Andy Brown

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, Margaret Gómez

20. Consider and take appropriate action on compensation items in relation to the FY 2022 Budget:

- A. Funding for the approved benchmark project
- B. Funding for across-the-board increases for classified employees
- C. Funding for elected officials increased
- D. Funding for revisions to Peace Officer Pay Scale (POPS) and promotion policy
- E. Funding for POPS market study

F. Funding for POPS step increase
(Commissioners Travillion & Gómez)

Members of the Court heard from:

Shannon Weidauer, Director, HRMD
Todd Osburn, Compensation Manager, HRMD
Travis Gatlin, Budget Director, PBO
Monica Reyes, Travis County Employee
Krissy O'Brien, Political Organizer, Local 1624, American Federation of State,
County and Municipal Employees (AFSCME)
Yvonne Flores, Travis County Employee
Kolby Duhon, Travis County Employee
Latasha King, Travis County Employee
Brandi Knox, Travis County Employee
Enos Jackson, Travis County Employee
Pedro Villalobos, Travis County Employee
Brett Spicer, retired Travis County Employee
Laura Mabry, CP-PAC Chair LE, Travis County Sheriff's Law Enforcement
Association (TCSLEA)
Alex Leo, speaking on behalf of Christina Dail, President, Travis County
Sheriff's Officers Association (TCSOA)
Noel Johnson, Chief Deputy, Constable Precinct 5 Office
Meg Seville, Director, Policy and Analytics, Travis County Sheriff's Office
(TCSO)
John Sisson, Chief Deputy, Constable Precinct 3 Office
Chris Snoeberger, Travis County Employee

MOTION: Approve Item 20.a.
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
MOTION
WITHDRAWN: Commissioner Precinct 4 Margaret Gómez
RESULT: **NO VOTE TAKEN**

MOTION: Approve funding for Items 20.a-b, with a 3.5% increase for classified employees and approval of the benchmark project.
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

Transportation & Natural Resources

21. Consider and take appropriate action regarding the acceptance of donations to be used to maintain and improve parks. (Commissioner Travillion & Shea)

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action on an amendment to the interlocal agreement with the Capital Metropolitan Transportation Authority to provide digital transit passes for employees. (Commissioner Shea)

RESULT: ADDED TO CONSENT

23. Approve setting a public hearing on September 21, 2021, to receive comments regarding a request to authorize the filing of an instrument to vacate a public utility easement located along the common lot line of Lots 1220 & 1221, Apache Shores Section 2, a subdivision in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

24. Consider and take appropriate action on a request to approve a utility and joint use agreement with Kinder Morgan Texas Pipeline LLC, for the design and modification of their existing gas pipeline to accommodate the County's proposed improvements of Fitzhugh Road in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

Other

25. Consider and take appropriate action on the following regarding the County Clerk's expenditure plans:
- A. Setting a public hearing on September 14, 2021, for the County Clerk to receive comments regarding the Fiscal Year 2022 Travis County Clerk's annual written expenditure plans for the 0108 Records Management Preservation Fund and 0129 County Clerk's Records Archival Fund
 - B. Publishing the appropriate notice as required by Local Government Code § 118.025
(Judge Brown)

RESULT: ADDED TO CONSENT

26. Consider and take appropriate action on a request from the Tax Office to approve the Resolution to Allow Online Auctions for Tax Sale Foreclosure Sales and to Adopt Rules Governing Online Auctions. (Judge Brown)

RESULT: ADDED TO CONSENT

27. Consider approval of the issuance of various Certificates of Obligation for the Travis County Healthcare District, specifically:

- A. Consider approval of the Travis County Healthcare District's issuance of its Certificates of Obligations in connection with the District's TEFRA hearing held in accordance with the Internal Revenue Code
- B. Consider adoption of one or more orders authorizing the issuance and sale of Travis County Healthcare District Certificates of Obligations; levying a tax in payment thereof; awarding the sale of the Certificates; approving the official statements; and authorizing the execution of a paying agent/registrar agreement(Judge Brown)

Members of the Court heard from:

Perla Cavazos, Deputy Administrator, Central Health
 Mike Geeslin, President and CEO, Central Health
 Jeff Knodel, Executive Vice President, Financial Strategy, Central Health
 Blake Roberts, Director, PFM Financial Advisors LLC
 Sherri R Greenberg, Chair, Central Health Board of Managers

MOTION: Approve Items 27.a-b.
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 3 Ann Howard

FRIENDLY
AMENDMENT: That the clinics in eastern Travis County be given top priority.
MOVER: Commissioner Precinct 2 Brigid Shea
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, 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

28. Receive legal briefing and take appropriate action regarding the lease between Travis County and Bank of America for 2501 South Congress Avenue, Austin, Texas, including authorizing the County Attorney to hire outside counsel.¹ (Judge Brown)

RESULT: NO ACTION NECESSARY

29. Receive legal briefing regarding the commissioning of Park Ranger Peace Officers at Travis County Parks.^{1&3} (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. 551.074, Personnel Matters.

RESULT: DISCUSSED

30. 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 issues¹
 - C. Amendment, modification, or extension of Economic Development Performance Agreement, Colorado River Project, LLC (Tesla)¹
 - D. Other related issues^{1 & 2}
(Commissioner Travillion)

RESULT: NO ACTION NECESSARY

Added Items

- A1. Approve Amended Order regarding face covering requirements in County facilities and updated list of facilities in Exhibit B. (Judge Brown)

RESULT: ADDED TO CONSENT

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge