



Minutes for the Travis County Commissioners Court October 19, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on October 19, 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

County Announcements

Clerk's Note: The Court noted that National Prescription Drug Take Back Day will be Saturday, October 23, 2021, from 10:00 am - 2:00 pm. For information on participating locations and other information, visit www.traviscountytexas.gov.

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

Second Consent Motion

MOTION: Approve Items 2, 5, 7, 8, 12, 13, 14, 15, 16, 17.a-b, 18, 19, 20, 21.a, 24, 25, 26, 27, 28.a-b, 29, 30, 34, 35, 36, and 37.

RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion, Margaret Gómez

Resolutions & Proclamations

1. Approve proclamation recognizing October 2021 as "Domestic Violence Awareness Month." (Judge Brown & Commissioner Gómez)

Members of the Court heard from:

Kirsha Haverlah, Social Services Director, Counseling and Education Services (CES)
Stephanie Burgess, Chair, Austin/ Travis County Family Violence Task Force Public Awareness committee
Piper Stege Nelsen, Chief Public Strategies Officer, SAFE Alliance
Lucio Del Toro, Senior Chief Deputy, Travis County Attorney's Office
Sally Hernandez, Travis County Sheriff

MOTION: Approve Item 1.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard
ABSENT: Jeffrey Travillion, Margaret Gómez

Auditor

2. Receive revenue and expenditure reports, and other statutorily required reports, for the month of August 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

RESULT: NO ACTION NECESSARY

- 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)

Members of the Court heard from:

Chuck Brotherton, County Executive, Emergency Services
George Morales III, Constable, Precinct 4
Sherri Fleming, County Executive, Travis County Health and Human Services (HHS)
Shannon Weidauer, Director, Human Resources Management Department (HRMD)
Sherine Thomas, Senior Chief Deputy, Travis County Attorney's Office

RESULT: DISCUSSED

Health & Human Services

5. Consider and take appropriate action to approve a resolution to the Texas Department of Agriculture in support of a grant application for Meals on Wheels and More. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

Intergovernmental Relations

6. Receive briefing on legislative matters. (Commissioners Travillion & Shea)

Members of the Court heard from:

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

RESULT: DISCUSSED

7. Consider and take appropriate action on the reappointment of Shannon Jones to the Central Health Board of Managers, for a term effective January 1, 2022, and expiring December 31, 2025. (Judge Brown)

RESULT: ADDED TO CONSENT

Planning & Budget

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

RESULT: ADDED TO CONSENT

9. Consider and take appropriate action on resolutions approving tax-exempt bond financing by the Travis County Housing Finance Corporation for Residences at Howard Lane Apartments and Cypress Creek at Stoney Ridge Apartments. (Commissioners Shea & Gómez)

MOTION: Approve Item 9 with the stipulation that shuttle transportation be provided for the residents.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard

AYES: Andy Brown, Brigid Shea, Ann Howard

ABSENT: Jeffrey Travillion, Margaret Gómez

10. Consider and take appropriate action on a staff report in response to the Commissioners Court resolution regarding the Travis County Adult Correctional System Needs Analysis and 20-year Facility Plan. (Commissioner Gómez)

Members of the Court heard from:

Christy Moffett, Interim Director, Economic Development & Strategic Investments, Planning and Budget Office (PBO)

Roger Jefferies, County Executive, Justice and Public Safety (JPS)

Jennifer Kraber, Assistant County Attorney

Cynthia Simons, Travis County resident

Amanda Woog, Executive Director, Texas Fair Defense Project

RESULT: DISCUSSED

11. 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

12. Approve contract award for 700 Lavaca Building Elevator Maintenance, IFB No. B2108-020-WL, for estimated requirements, to the low bidder, EMR Elevator. (Facilities Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

13. Approve contract award for Cameron Road Improvements, CSP No. 2010-01-PH, in the amount of \$20,504,202.83, to the second highest-ranked respondent, Jordan Foster Construction LLC. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

14. Approve exemption and ratification of Purchase Order #4100177595 to Pedernales Electric Cooperative, Inc., in the amount of \$55,542.64, for the establishment of services at 4440 Bee Creek Road. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

15. Approve Modification No. 21 to Contract No. 4400000257 with SAP Public Sector, in the amount of \$2,379.98, for SAP ERP software and maintenance support. (Human Resources Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

16. Approve contract award for COVID disinfecting services, IFB No. B2108-018-JR, for estimated requirements, to the sole bidder, Northern Lights Group LLC, DBA Spaulding Decon. (County Clerk, Facilities Management, and Sheriff's Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

17. Approve contract awards for TNR Grounds Maintenance – TNR Parks and Greenway Properties, IFB No. B2108-007-TM, for estimated requirements, to the low bidders:
- A. Elk Ridge Construction LLC for Group A: Mowing Services Parks Locations, and Parks Locations Litter Pick-up and Restroom Cleaning Services

- B. Unity Contractors Services Inc. for Group B: Mowing Services
Greenway Properties
(Transportation & Natural Resources)
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 18. Approve Modification No. 1 to Contract No. 4400005476, Travis County Juvenile Probation (TCJPD), increasing the hourly rate from \$7.00 to \$10.00 for crime victims' services. (Juvenile Probation and Counseling & Education Services)
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 19. Approve Modification No. 3, to Contract No. 4400004523 with Vulcan, Inc., for estimated requirements, for street sign materials. (Transportation & Natural Resources)
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 20. Reject all bids received for IFB No. 2104-012-SK, for fire alarm inspection, monitoring, maintenance and repair, and resolicit. (Facilities Management Department, Juvenile Probation, and Sheriff's Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

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

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

- 22. Consider and take appropriate action regarding the quarterly status update on the 2017–2022 Bond Program in Travis County. (Commissioners Travillion & Shea)

Members of the Court heard from:

Morgan Cotten, Director, Public Works, Transportation and Natural Resources
(TNR)
David Greear, Assistant Director, Public Works and Capital Improvement
Projects, TNR

Jessy Milner, COO, Frontline Consulting LLC, and Project Manager, 2017 -
2022 Bond Program Projects
Cynthia McDonald, County Executive, TNR

RESULT: DISCUSSED

23. Receive update on the County's fleet electrification effort. (Commissioner Shea)

Members of the Court heard from:

Emily Ackland, Environmental Quality Program Manager, TNR
Charles Schoenfeld, Division Director, Fleet, TNR

RESULT: DISCUSSED

24. Consider and take appropriate action on the acceptance of the dedication of the public street and drainage facilities within Elm Creek North Phase 1, a subdivision in PrecinctOne. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

25. Set a public hearing on November 16, 2021, to receive comments regarding a request to authorize the filing of an instrument to vacate a portion of a public utility easement located along the rear lot line of Lot 22, Block J, Elm Creek North Phase 1, a subdivision in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

26. Consider and take appropriate action to grant an overhead electric utility easement area to the Bluebonnet Electric Cooperative, Inc. to allow for construction maintenanceof an electric distribution line in Little Webberville Park. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

27. Approve rescheduling a public hearing from November 10, 2021, to November 9, 2021, to receive comments regarding the total plat cancellation of Las Terrazas Final Plat (11 total lots – 10 single-family lots and one private street lot – 15 acres – Bob Wire Road –no ETJ) in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

28. Consider and take appropriate action on the following requests:
- A. Plat for recording: Provence Phase 1, Section 4A Final Plat (long-form plat –three total lots – Lavonde Drive – no city ETJ) in Precinct Three
 - B. Subdivision construction agreement with Masonwood HP, Ltd. (Commissioner Howard)

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on the proposed Colton Bluff Road Reconstruction Reimbursement Agreement with Carma Easton LLC, associated with the Easton Park Development in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

30. Approve rescheduling a public hearing from November 10, 2021, to November 9, 2021, to receive comments regarding the total plat vacation of Gentry Estates Final Plat (one total lot – 5.76 acres – Nuckols Crossing Road – City of Austin two-mile ETJ) in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

31. Consider and take appropriate action on:
- A. Plat for recording: Skyline 2D Phase 2 Final Plat (long-form final plat – 104 total lots on 16.613 acres – City of Austin Limited Purpose) in Precinct Four
 - B. Subdivision construction agreement with Carma Easton LLC (Commissioner Gómez)

Items 31.a-b and 32.a-b are associated with one another and were called for concurrent discussion.

Members of the Court heard from:

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

MOTION: Approve Items 31.a-b and 32.a-b, with conditions.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard

AYES: Andy Brown, Brigid Shea, Ann Howard

ABSENT: Jeffrey Travillion, Margaret Gómez

32. Consider and take appropriate action on:
- A. Plat for recording: Skyline 2D Phase 3 Final Plat (long-form final plat – 104 total lots on 23.129 acres – City of Austin Limited Purpose) in Precinct Four
 - B. Subdivision construction agreement with Carma Easton, LLC (Commissioner Gómez)

Items 31.a-b and 32.a-b are associated with one another and were called for concurrent discussion. Please refer to Items 31.a-b for a summary of the action taken by the Court.

Other

33. Consider and take appropriate action on establishing a steering committee around mental & behavioral health and criminal justice to organize the planning and development of initiatives to improve treatment capacity and enhance outcomes for those who need mental or behavioral health assistance. (Judge Brown & Commissioner Gómez)

Members of the Court heard from:

Sherri Fleming, County Executive, HHS
Roger Jefferies, County Executive, JPS
Dr Steve Strakowski, Associate Vice President, Regional Mental Health, Dell Medical School

Tamara Needles, Judge, 427th District Court
Chioma Okoro, Travis County resident
Arthur Graves, Travis County resident
Sonja Burns, Travis County resident

MOTION: Direct Dr Steve Strakowski, Dell Medical School to bring a proposal back to the Commissioners Court, working closely with the Planning and Budget Office.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard

AYES: Andy Brown, Brigid Shea, Ann Howard

ABSENT: Jeffrey Travillion, Margaret Gómez

34. Consider and take appropriate action to approve a license agreement for the use of Unity Church of the Hills as an early voting and Election Day polling site for the November 2, 2021, General and Special Elections. (Judge Brown)

RESULT: ADDED TO CONSENT

35. Receive bond of Patricia "Patti" Smith, Travis County Auditor as approved by the District Judges of Travis County and certified by the Travis County District Clerk, File No. D-1-GN-61-121012. (Judge Brown)

RESULT: ADDED TO CONSENT

36. Consider and take appropriate action to authorize the Travis County Tax Assessor-Collector to extend an agreement with the Lubbock County Tax Assessor-Collector to continue assisting with processing motor vehicle transactions from dealerships for 90 days, with the option to extend the agreement for another 90 days. (Judge Brown)

RESULT: ADDED TO CONSENT

37. Consider and take appropriate action on the appointment of Frances Deviney, PhD, to the Austin-Travis County Food Policy Board, for a term effective immediately and ending on February 28, 2023. (Commissioner Howard)

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

38. Receive briefing and take appropriate action on a request from Los Angeles County, California that Travis County join as a signatory to a proposed joint cities and counties amicus brief to be filed in *Arizona v. DHS*, Case No. 21-16118 in the U.S. Court of Appeals for the Ninth Circuit.¹ (Judge Brown)

Judge Brown announced that Item 38 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

RESULT: DISCUSSED

39. Receive briefing and take appropriate action regarding Travis County information security issues.⁶ (Commissioners Travillion & Howard)

RESULT: NO ACTION NECESSARY

40. Consider and take appropriate action on the possible disposition of a Travis County building in North Central Austin.² (Commissioner Travillion)

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. 551.072, Real Property.

RESULT: DISCUSSED

41. Consider and take appropriate action regarding real estate in Northwest Travis County.^{1 & 2} (Commissioners Shea & 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: Accept the offer to sell real estate in Northwest Travis County for the amount and on the terms discussed in Executive Session.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard

AYES: Andy Brown, Brigid Shea, Ann Howard

ABSENT: Jeffrey Travillion, Margaret Gómez

42. 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)

RESULT: NO ACTION NECESSARY

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge