



TRAVIS COUNTY COMMISSIONERS COURT

Travis County
Administration Building
Commissioners Courtroom
700 Lavaca Street
Austin, Texas 78701

Andy Brown
County Judge

Jeffrey W. Travillion, Sr.
Commissioner
Precinct 1

Brigid Shea
Commissioner
Precinct 2

Ann Howard
Commissioner
Precinct 3

Margaret J. Gómez
Commissioner
Precinct 4

AGENDA

VOTING SESSION • TUESDAY, OCTOBER 26, 2021 UPON ADJOURNMENT OF THE 9:00 AM TRAVIS COUNTY COMMISSIONERS COURT / AUSTIN CITY COUNCIL SPECIAL JOINT SESSION

This meeting may include one or more members of the Commissioners Court that will participate by videoconference. The presiding officer and a quorum of the Court will be physically present and it is their intent to preside over the meeting at the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, Austin, Texas 78701. The meeting shall be open to the public during the open portions of the meeting, and the member participating by videoconference shall be visible and audible to the public for as long as the member participates while speaking.

Members of the public may give comment before the Commissioners Court on any item on this agenda before or during the time the item is taken up by appearing in person or by calling (800) 304-1055.

Please note that members of the public may not communicate to the Court about any other subject not specifically noticed on this agenda.

The public may also view this meeting while in progress online at either of the following:

<https://traviscountytx.gov/tctv/watch>

<https://traviscotx.civicclerk.com/web/home.aspx>

An electronic copy of the agenda and agenda packet can be found at:

<https://traviscotx.civicclerk.com/web/home.aspx>

For press inquiries, please email PIO@traviscountytx.gov or call (512) 854-8740.

CALL TO ORDER

COUNTY ANNOUNCEMENTS

CONSENT

- C1. Receive bids from County Purchasing Agent. (Commissioner Travillion)
- C2. Approve payment of claims by the County Treasurer. (Judge Brown)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

- C3. Authorize the County Treasurer to invest County funds. (Judge Brown)

PUBLIC HEARINGS

1. 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 635 & 636, Apache Shores Section 2, a subdivision in Precinct Three. (Commissioner Howard)
2. 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 1361 & 1362, Amended Plat of Apache Shores Section 3 and Apache Shores Section 3 plats, a subdivision in Precinct Three. (Commissioner Howard)
3. 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 C & E, High Oaks, and Lot C-1, Amended Plat of Lots A & C, High Oaks, subdivisions in Precinct Three. (Commissioner Howard)
4. Receive comments regarding providing the Travis County Transportation and Natural Resources County Executive the authority to temporarily restrict the use of a County maintained road, Lime Creek Road, between the City of Volente corporate limit to the City of Cedar Park Corporate limit. (Commissioner Howard)

RESOLUTIONS & PROCLAMATIONS

5. Approve a proclamation recognizing October 24–30, 2021, as "National Lead Poisoning Prevention Week." (Judge Brown & Commissioner Gómez)
6. Approve proclamation recognizing the recipients of the 2021 Preservation Merit Award for Preservation: Rehabilitation & Sustainability. (Judge Brown)
7. Approve proclamation honoring the life and recognizing the contributions of Coach L.D. Washington. (Commissioner Travillion)

EMERGENCY SERVICES

8. 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)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

9. 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)

HEALTH & HUMAN SERVICES

10. Consider and take appropriate action to approve and ratify Amendment No. 2 to the Community Development Block Grant–Disaster Recovery (CDBG-DR) GLO Contract No. 19-281-000-B780, extending the contract termination date to October 3, 2022. (Judge Brown & Commissioner Gómez)

PLANNING & BUDGET

11. Consider and take appropriate action on budget amendments, transfers, and discussion items. (Commissioner Gómez)
12. 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 Council on Family Violence, Office of the Attorney General for the Domestic Violence High-Risk (DVHR) Teams grant in the District Attorney's Office
 - B. Annual application to the Texas Indigent Defense Commission for the Indigent Defense Formula Grant Program in the Criminal Courts
 - C. Annual application to the Texas Veterans Commission to continue the Travis County Veterans Court Program in the Criminal Courts (Commissioner Gómez)
13. Consider and take appropriate action to approve recommended FY 2022 Broker/Dealer Applicants for conducting investment business with Travis County. (Judge Brown)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

14. 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)

PURCHASING

15. Approve exemption and award of Contract No. 4400005915, in the amount of \$750,000.00, with Accenture, LLP, for the Travis County Strategic Plan, from the competitive procurement process, pursuant to County Purchasing Act § 262.024(a)(4). (Technology & Operations) (Commissioner Travillion)
16. Approve Modification No. 51 to Contract No. 4400000562 with Easy Access, Inc., in the amount of \$1,500.00, for Tax Office computer system. (County Clerk's Office) (Commissioner Travillion)
17. Approve orders exempting the purchase of multiple guardrail and bridgerail projects from H&H Fence Company, in the aggregate amount of \$74,784.60, from the competitive procurement process, pursuant to County Purchasing Act 262.024(A)(2). (Transportation & Natural Resources) *(This item may be taken into Executive Session under the Consultation with Attorney exception.)*
(Commissioner Travillion)
18. Approve Modification No. 2 to Contract No. 4400005218 with Heritage Tree Care, LLC, for as-needed requirements, for habitat restoration services.
(Transportation & Natural Resources) (Commissioner Travillion)
19. Approve contract award for game, ranch, and chain link fence construction & removal, IFB No. 2104-001-PH, as needed, to the sole bidder, Hill Country Fence, Inc. (Transportation & Natural Resources) (Commissioner Travillion)
20. Approve contract award for Excess Workers' Compensation Insurance Coverage, RFP No. 2109-006-LJ, in the amount of \$365,663.00, to the highest-ranked respondent, McGriff Insurance Services, Inc. (Human Resources Management Department) (Commissioner Travillion)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

21. Approve Modification No. 2 to Contract No. 4400004343, with Dr. Rajendra Parikh, in the amount of \$157,880.00, for medical authority and medical & assessment services. (Juvenile Probation) (Commissioner Travillion)
22. Ratify and approve Modification No. 3 to Contract No. 4400005566 with Richards, Rodriguez & Skeith, LLP, for as-needed requirements, for legal services. (County Attorney's Office) (Commissioner Travillion)
23. Approve Modification No. 1, an assignment of Contract No. 4400005548, for Wilson Parke roof replacement, from Building Exterior Solutions, Inc. to Terracon Consultants, Inc. (Facilities Management Department) (Commissioner Travillion)

TECHNOLOGY & OPERATIONS

24. Consider and take appropriate action on:
 - A. Routine personnel actions
(Commissioners Travillion & Gómez)

TRANSPORTATION & NATURAL RESOURCES

25. Consider and take appropriate action on a phasing agreement with Premier Logistics Park, Inc, for the proposed Premier Logistics Park development in Precinct One. (Commissioner Travillion)
26. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a public utility easement located along the common lot line of Lots 635 & 636, Apache Shores Section 2, a subdivision in Precinct Three. (Commissioner Howard)
27. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a public utility easement located along the common lot line of Lots 1361 & 1362, Amended Plat of Apache Shores Section 3 and Apache Shores Section 3 plats, a subdivision in Precinct Three. (Commissioner Howard)
28. Set a public hearing on November 30, 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 2 & 3, Hidden Hills 1, Resubdivision of Portions of Tracts 7, 18 & 21 of the Lakehurst Subdivision, a subdivision in Precinct Three. (Commissioner Howard)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

29. Consider and take appropriate action on a request to authorize the filing of an instrument to vacate a public utility easement located along the common lot line of Lots C & E, High Oaks, and Lot C-1, Amended Plat of Lots A & C, High Oaks, subdivisions in Precinct Three. (Commissioner Howard)
30. Consider and take appropriate action to provide the Travis County Transportation and Natural Resources County Executive the authority to temporarily restrict the use of a County maintained road, Lime Creek Road, between the City of Volente corporate limit to the City of Cedar Park Corporate limit. (Commissioner Howard)
31. Consider and take appropriate action on the acceptance of dedication of the public street and drainage facilities within Sweetwater Ranch Section 2, Village B, a subdivision in Precinct Three. (Commissioner Howard)
32. Consider and take appropriate action on a plat for recording: West Cypress Hills, Phase 2, Section 6 Final Plat (67 total lots – 65 single-family and two utility/amenity and drainage lots – 46.907 acres – Cliff Rose Drive – no ETJ) in Precinct Three. (Commissioner Howard)
33. Consider and take appropriate action to adopt a resolution authorizing the use of eminent domain to acquire 2.044 acres (Parcels 1A, 1B, and 1C) owned by EP Austin Purchase Company, LLC, located at the northeast corner of SH 71 East and SH 130 and described by metes and bounds in Exhibit “A” attached to the resolution, for the public purpose of constructing, reconstructing, maintaining, and operating the Onion Creek Greenway II Project. (Commissioner Gómez)
34. Consider and take appropriate action on a license agreement with Fifth Generation, Inc., in which Fifth Generation plans to install an alcohol transfer line and private utility lines within a 36" diameter casing under the County-owned right-of-way of the 9200 block of Blocker Lane as identified in TNR Permit # 20-31567. (Commissioner Gómez)

OTHER

35. Receive the County Treasurer's quarterly report for the Travis County Employee Enrichment Fund for the period of July 1, 2021 – September 30, 2021. (Judge Brown)
36. Consider and take appropriate action on the District Attorney's FY 2021 Chapter 59 Asset Forfeiture Report. (Judge Brown)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

EXECUTIVE SESSION

Note 1 Texas Government Code § 551.071, Consultation with Attorney

Note 2 Texas Government Code § 551.072, Real Property

Note 3 Texas Government Code § 551.074, Personnel Matters

Note 4 Texas Government Code § 551.076, Security

Note 5 Texas Government Code § 551.087, Economic Development Negotiations

Note 6 Texas Government Code § 551.089, IT Security

The Commissioners Court will consider the following items in Executive Session. The Court may also consider any other matter posted on the agenda if there are issues that require consideration in Executive Session and the Court announces that the item will be considered during Executive Session.

37. Receive briefing and take appropriate action regarding *County of Travis v. Purdue Pharma, L.P. et al.*, Cause No. D-1-GN-18-000625 in the 261st Judicial District Court of Travis County, and *In re: National Prescription Opiate Litigation*, MDL 2804 Case No. 1:17-md-2804 in the United States District Court, Northern District of Ohio, Eastern Division, and *In re: Purdue Pharma L.P., et al.*, Case No. 19-23649, United States Bankruptcy Court, Southern District of New York, and *In re: Mallinckrodt PLC, et al.*, Case No. 20-12522, United States Bankruptcy Court, District of Delaware, and related matters.¹ (Judge Brown)
38. Receive briefing and take appropriate action on a request that Travis County join as a signatory to a proposed joint amicus brief to be filed in Case No. 21-50792 in the US Supreme Court, *United States v. Texas*.¹ (Judge Brown)
39. Receive briefing and take appropriate action on a request that Travis County join as a signatory to a proposed joint amicus brief to be filed in Case No. 21-463 in the US Supreme Court, *Whole Woman's Health v. Jackson*.¹ (Judge Brown)
40. Receive briefing and take appropriate action regarding the September 14, 2021 resolution by Commissioners Court regarding the Travis County Supportive Housing Initiative Pipeline (TCSHIP).¹ (Judge Brown)
41. Receive briefing and take appropriate action regarding Travis County information security issues.⁶ (Commissioners Travillion & Howard)
42. Receive briefing, deliberate, and take appropriate action regarding employment and compensation of the Travis County Budget Director.³ (Commissioners Travillion & Gómez)

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

43. Receive briefing from and give direction to the County Attorney's Office regarding the construction contract between Travis County and Ritter, Botkin Prime Construction Co., Inc., for the Arkansas Bend Park Phase II Project.^{1 & 2}
(Commissioner Howard)
44. 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)

ADJOURN

**TRAVIS COUNTY HOUSING FINANCE CORPORATION VOTING SESSION •
TUESDAY, OCTOBER 26, 2021 • UPON ADJOURNMENT OR RECESS OF
COMMISSIONERS COURT VOTING SESSION**

1. Consider and take appropriate action to approve resolutions (a) authorizing the issuance, sale and delivery of Social Multifamily Tax-Exempt Mortgage-backed Bonds (SOCIAL M-TEBS) (Agave East Apartments) Series 2021 A-1 and Taxable Multifamily Housing Revenue Bonds (Agave East Apartments) Series 2021 A-2; approving the form and substance of and authorizing the execution and delivery of documents and instruments necessary to carry out the financing of such multifamily rental residential development; and containing other provisions relating to the subject; and (b) authorizing participation in the financing, development and operation of Agave East Apartments as ground lessor, and other related matters. (Commissioner Gómez)

ADJOURN

TRAVIS COUNTY COMMISSIONERS COURT VOTING SESSION
TUESDAY, OCTOBER 26, 2021

**TCC HILL COUNTRY DEVELOPMENT CORPORATION VOTING SESSION •
TUESDAY, OCTOBER 26, 2021 • UPON ADJOURNMENT OR RECESS OF
COMMISSIONERS COURT VOTING SESSION**

1. Consider and take appropriate action to approve resolutions authorizing participation in various capacities in the financing, development and operation of Agave East Apartments, and other related matters. (Commissioner Gómez)

ADJOURN

**TRAVIS COUNTY HOUSING FINANCE CORPORATION • TRAVIS COUNTY
HEALTH FACILITIES DEVELOPMENT CORPORATION • CAPITAL HEALTH
FACILITIES CORPORATION • CAPITAL INDUSTRIAL DEVELOPMENT
CORPORATION • TRAVIS COUNTY CULTURAL EDUCATION FACILITIES
FINANCE CORPORATION • TRAVIS COUNTY DEVELOPMENT AUTHORITY • TCC
HILL COUNTRY DEVELOPMENT CORPORATION • CAPITAL ECONOMIC
PROGRESS CORPORATION • TRAVIS COUNTY PUBLIC FACILITIES
CORPORATION • TUESDAY, OCTOBER 26, 2021 • UPON ADJOURNMENT OR
RECESS OF COMMISSIONERS COURT VOTING SESSION**

1. Approve the minutes for Board of Directors meetings from May 1, 2021, to September 30, 2021. (Commissioner Gómez)

ADJOURN