



Minutes for the Travis County Commissioners Court December 7, 2021 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on December 7, 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: There were no County Announcements.

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)

Members of the Court heard from:
Zenobia Joseph, Travis County resident

MOTION: Approve Items C1-C3.
RESULT: **APPROVED - UNANIMOUS**
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 3 Ann Howard
AYES: Andy Brown, Brigid Shea, Ann Howard, Margaret Gómez
ABSENT: Jeffrey Travillion

Clerk's Note: The County Judge noted that Commissioner Precinct 1 Jeffrey Travillion wished to be shown voting in favor of the Consent Motion.

RESULT: APPROVED - UNANIMOUS

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

Second Consent Motion

MOTION: Approve Items 4, 5, 6, 8.a-c, 9, 10, 11.a-b, 12, 14, 15, 16, 17, 18, 19, 20, 21, and 22.

RESULT: APPROVED - UNANIMOUS

MOVER: Commissioner Precinct 4 Margaret Gómez

SECONDER: Commissioner Precinct 3 Ann Howard

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 (Judge Brown)

Members of the Court heard from:

Chuck Brotherton, County Executive, Emergency Services

George Morales III, Constable, Precinct 4

Todd Hamilton, Campus President, Central Texas Allied Health Institute

Hector Nieto, Public Information Officer, Public Information Office (PIO)

Lawrence Lyman, Director, Research and Planning Division, Travis CountyHealth and Human Services (HHS)

Jody-Ann McIntosh, Executive Fellow, FUSE Project

Zenobia Joseph, Travis County resident

RESULT: DISCUSSED

3. Consider and take appropriate action on appointment of Adam Johnson as the Travis County representative to the Strategic Advisory Committee of the Capital Area Emergency Communications District. (Commissioners Shea & Howard)

Members of the Court heard from:

Chuck Brotherton, County Executive, Emergency Services

MOTION: Approve Item 3.

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

Justice Planning

4. Approval of the Travis County Sheriff's Office state forfeiture budget for FY2022 in accordance with § 59.06 (d) of the Texas Code of Criminal Procedure. (Judge Brown)

RESULT: ADDED TO CONSENT

5. Consider and take appropriate action on the Travis County Sheriff's Office FY2021 Equitable Sharing Agreement and Certification (ESAC) for federal forfeiture proceeds. (Judge Brown)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action on the request from Austin Police Department (APD) to re-sign the FY19 Justice Assistance Grant (JAG) with the new County Judge's signature. The original acceptance of the FY19 JAG was signed by Judge Eckhardt on January 09, 2020. (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)

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

Purchasing

8. Approve 12-month extensions (Modifications No. 1) to the following estimated requirement contracts for electronic monitoring services (Travis County Community Justice Services , and Juvenile Probation).

- A. Contract No. 4400004825, Recovery Monitoring Solutions Corporation
- B. Contract No. 4400004826, Safe Monitoring Solutions
- C. Contract No. 4400004827, Victim Safety First
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

9. Approve contract award for Flat Tire and Tube Repair and Replacement, IFB No. 2110-004-WL, for estimated requirements, to the sole bidder, Southern Tire Mart. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

10. Approve exemption and contract award of Contract No. 4400006021 with Terracon Consultants, Inc., in the amount of \$65,200.00, for the design of the Ridgepoint Tax Office Renovations. (Facilities Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

11. 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

12. 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 twice per month on Thursdays for 21 events and waive the related license agreement fees. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

13. Consider and take appropriate action on the establishment of corporal positions in the Constable Offices and the Park Ranger Service. (Commissioners Travillion & Gómez)

Members of the Court heard from:

Todd Osburn, Compensation Manager, Human Resources Management
Department (HRMD)
Noel Johnson, Chief Deputy, Constable Precinct 5 Office

MOTION: Establish Corporal positions in the Constables Offices and with the Park Rangers Service.
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

14. Consider and take appropriate action on the following Personnel Actions. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code).
 - A. Consider and take appropriate action on salary for pathologist, employee # 2003787 in the Medical Examiner's Office (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code).
 - B. Consider and take appropriate action on salary for pathologist, employee # 2011095 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
 - C. Consider and take appropriate action on salary for pathologist, employee # 359798 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
 - D. Consider and take appropriate action on salary for pathologist, employee # 912152 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)

- E. Consider and take appropriate action on salary for pathologist, employee # 2008733 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
- F. Consider and take appropriate action on salary for pathologist, employee # 2010276 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
- G. Consider and take appropriate action on salary for pathologist, employee # 2010618 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
- H. Consider and take appropriate action on salary for pathologist, employee # 2013711 in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
- I. Consider and take appropriate action on budget/salary for pathologist, position #30003429 (vacant) in the Medical Examiner's Office. (This item may be taken into executive session under the personnel exemption to the Open Meetings Act, Section 551.074 Texas Government Code)
(Commissioners Travillion & Gómez)

RESULT: ADDED TO CONSENT

- 15. Appoint the Interim Risk Manager, James Alvarez, as mediation representative in Cause No D-1-GN-20-003448, *Antonio Bekeart vs. Travis County*; In the 345th Judicial District Court, Travis County, Texas. ¹ (Judge Brown)

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

- 16. Consider and take appropriate action on accepting donations to be used to maintain and improve parks. (Commissioners Travillion & Shea)

RESULT: ADDED TO CONSENT

- 17. Consider and take appropriate action on the submission of comments to the Public Utility Commission of Texas Project No. 52373 - Review of Wholesale Electric Market Design in connection with electric grid failure during Winter Storm Uri. (Commissioner Shea)

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action on a request for Honeycomb Hills, portions of Lots 39 and 40 Amended (Amended Final Plat – two residential lots – 12.87 acres – Honeycomb Hollow – water provided by existing wells and wastewater provided by on-site septic system – City of Leander ETJ) in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

19. Set a public hearing on December 21, 2021, to receive comments concerning a temporary detour and restriction of all traffic on Colton Bluff Springs Road beginning on or about January 4, 2022, and continuing through June 13, 2022, or until work is complete, in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Other

20. Consider and take appropriate action on request from the Travis County Sheriff's Office (TCSO) to grant signature authority to the Travis County Sheriff on all future amendments to the cooperative working agreements between TCSO and the Drug Enforcement Administration, U.S. Marshals Service, Federal Bureau of Investigation and U.S. Secret Service. (Judge Brown)

RESULT: ADDED TO CONSENT

21. Consider and take appropriate action regarding the Primary Election Services Contract and the Joint Resolution with the Democratic and Republican Parties for the March 1, 2022 Joint Primary Election and the May 24, 2022 Primary Runoff. (Judge Brown)

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action to approve issuance of a tax-exempt revenue note by Greater Texas Cultural Education Facilities Finance Corporation on behalf of Goodwill Industries of Central Texas. (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

23. Receive briefing and take appropriate action on a request from Los Angeles County, California and the City of Los Angeles that Travis County join as a signatory to a proposed joint cities and counties amicus brief to be filed in *State of Texas, et al. , Plaintiffs - Appellees v. United States of America, et al., Defendants – Appellants*, Case No. 21-40680 in the U.S. Court of Appeals for the Fifth Circuit. ¹ (Judge Brown)

Judge Brown announced that Item 23 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

RESULT: DISCUSSED

24. Consider and take appropriate action on an offer to sell temporary easement rights – received by Travis County from the owner of private property – allowing access to and use of real property (described as Parcel #1TE) required for planned improvements to drainage infrastructure along Crystal Bend Drive in Precinct One. ¹ & ² (Commissioner Travillion)

Judge Brown announced that Item 24 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: That TNR move forward with the amount discussed in Executive Session.

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

25. Consider and take appropriate action on an offer to sell temporary easement rights – received by Travis County from the owner of private property – allowing access to and use of real property (described as Parcel #2TE) required for planned improvements to drainage infrastructure along Crystal Bend Drive in Precinct One. ¹ & ² (Commissioner Travillion)

Judge Brown announced that Item 25 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 TNR to move forward with the amount discussed in Executive Session.

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

26. Consider and take appropriate action on a counter-offer received by Travis County for the County's purchase of Parcel #1E and Parcel #1TE, required for planned improvements as part of the 2018 CO Arroyo Doble / Twin Creeks project in Precinct Three. ¹ & ² (Commissioner Howard)

Judge Brown announced that Item 26 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 reject the amount discussed in Executive Session.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 3 Ann Howard

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

27. Consider and take appropriate action on disposition of real property interests in the Travis County Exposition Center site. ¹ & ² (Commissioner Travillion)

Judge Brown announced that Item 27 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

28. 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

29. Consultation with County Attorney, authorize County Attorney and/or Interim Risk Manager to accept, reject, or counter settlement offer, and/or take appropriate action in Cause No. D-1-GN-20-001600, *Martha Puentes, vs. TravisCounty*; In the 345th Judicial District Court, Travis County, Texas. ¹ (Judge Brown)

Judge Brown announced that Item 29 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

MOTION: Accept the plaintiff's settlement offer of \$90,000.00 and authorize the Interim Risk Manager and the County Attorney to sign and file any necessary documents to effectuate the settlement.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 3 Ann Howard

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge