



Minutes for the Travis County Commissioners Court March 8, 2022 Voting Session

**Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on March 8, 2022, in the Travis County Administration Building, Commissioners Courtroom, 700 Lavaca Street, 1st Floor, Austin, TX, Rebecca Guerrero 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 County Judge noted that Travis County has now moved to Stage Two for COVID-19 and asked that the public still wear masks inside to ensure SXSW and the Travis County Rode go smoothly. The County Judge also noted that Travis County plans to lift mask mandates in facilities on March 20, 2022.

Clerk's Note: The County Judge also noted that there will be a joint press conference on March 9, 2022, at Austin City Hall at 9am with the City of Austin and community leaders to show support of trans youth and their families. Everyone is welcome to attend.

Clerk's Note: The Commissioners Court noted that March 8, 2022, is International Women's Day.

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)
- C4. Approve the minutes for the Voting Session of February 15 and 22, 2022. (Judge Brown)

MOTION: Approve Items C1-C4.
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

Second Consent Motion

MOTION: Approve Items 3, 4.a-b, 7, 8, 9.a, 10, 12, 13, 14, 15.a, 17, 18, 19, 20.a-b, 22, 23, 25, and 26.a-b.
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

MOTION: Approve an order prohibiting outdoor burning.
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

Clerk's Note: The prohibition on outdoor burning will expire on April 6, 2022. If conditions improve, the order can be lifted by the County Judge or the Fire Marshal without action by the Commissioners Court.

- 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. Vaccine distribution, operations, and associated agreements

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

RESULT: DISCUSSED

- B. Periodic update from the Austin/Travis County Public Health Authority
- C. 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)

RESULT: NO ACTION NECESSARY

- 3. Set a public hearing on Tuesday, March 22, 2022, to receive comments regarding the issuance of a Mass Gathering Permit for Giga Texas Event to be held on April 7, 2022, at 13101 Tesla Drive, Austin, TX 78725. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Health & Human Services

- 4. Consider and take appropriate action to approve subrecipient agreements for the following two (2) CDBG-CV programs:
 - A. Austin Child Guidance Center - Therapy Program for Underserved Children and Families
 - B. Austin Child Guidance Center – Children’s Mental Health Technology Project (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

- 5. Provide update on Travis County rental assistance program. (Judge Brown & Commissioner Gómez)

Members of the Court heard from:

Kirsten Siegfried, Director, Family Support Services Division, Travis County Health and Human Services (HHS)
Pilar Sanchez, County Executive, HHS
Prema Gregerson, Assistant County Attorney
Hector Nieto, Public Information Officer, Public Information Office (PIO)

MOTION: Stop accepting applications once 4,500 applications have been received.

MOVER: Commissioner Precinct 2, Brigid Shea

SECONDER: Commissioner Precinct 4, Margaret Gómez

WITHDRAWN: The Item was not posted for action.

RESULT: NO VOTE TAKEN

Clerk's Note: The Court directed staff to close the program once they reach the number of applications that will exhaust the funds.

Intergovernmental Relations

6. Approve appointments to the boards of the Strategic Housing Finance Corporation and the Housing Authority of Travis County. (Judge Brown)

Judge Brown announced that Item 6 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.074, Personnel Matters.

MOTION: Make the following changes to rosters that are included in the backup.

- Appoint Jimmy Paver to Place 5 on the HATC Board
- Appoint Julio Gonzalez to Place 1 on the SHFC Board
- Appoint Cristina Rosales to Place 2 on both the HATC and SHFC Boards, and;
- Set March 8 as the effective date of the appointments for Cheryl Brown, Cristina Rosales, Jimmy Paver, Julio Gonzales, Rosa Rios Valdez, and AJ Bingham.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: County Judge Andy Brown

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

Clerk's Note: The Court noted that the following are the Travis County appointees:

- SHFC: Julio Gonzalez, Cristina Rosales, Wilma Robert, Rosa Rios Valdez, and;
- AJ Bingham HATC: Cheryl Brown, Cristina Rosales, Wilma Roberts, Ann Denton, and Jimmy Paver

Justice Planning

7. Consider and take appropriate action on the re-signing of the FY 2020 Byrne Edwards Justice Assistance Grant. (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 the following grant programs, applications, contracts and related special budgets, and permissions to continue:

A. Annual application to the Corporation for National and Community Service (CNCS) for the AmeriCorps Program grant in the Health and Human Services Department (Commissioner Gómez)

RESULT: ADDED TO CONSENT

10. Consider and take appropriate action on addendum language to FY 2023 Budget Guidelines. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

11. Consider and take appropriate action on items related to fair and affordable housing including, but not limited to:

- A. Fair, safe, decent and sanitary affordable housing policy
- B. Creation of interim 5 year housing goals
- C. Public Improvement Districts, affordable housing, community benefits and the community benefit fee
- D. Subcommittees and housing related items
- E. Other related items
(Commissioners Travillion & Howard)

Members of the Court heard from:

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

Jennifer Hopgood, Assistant County Attorney

Zenobia Joseph, Travis County resident

RESULT: DISCUSSED

Purchasing

12. Declare 27 assets as surplus property and sell at public auction pursuant to Local Government Code § 263.152(a)(1). (Commissioner Travillion)

RESULT: ADDED TO CONSENT

13. Approve contract award for professional engineering services, Williamson Road Drainage Improvements, RFQ No. 2002-007-AR, in the amount of \$124,834.73, to the most highly qualified respondent, Miller Gray, LLC. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

14. Approve contract award for Auto Body Repairs, IFB No. 2201-001-MH, for estimated requirements, to the sole bidder, Pattison and Sons Inc., dba Two Day Body Shop. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

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

A. Routine Personnel Actions

RESULT: ADDED TO CONSENT

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

Clerk's Note: The Court discussed reconsidering Item 15.A after it was approved on Consent.

MOTION: Reconsider Item 15.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

Clerk's Note: The Court noted that there was an error in the job description for Communications Director that was approved in Item 15.a which needed to be pulled from consideration, as well as the reclassification of the same in Item 15.b.

MOTION: Approve Items 15.a&b with the job description and reclassification for the Communications Director removed.

RESULT: **APPROVED - UNANIMOUS**

MOVER: County Judge Andy Brown

SECONDER: Commissioner Precinct 2 Brigid Shea

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

16. Consider and take appropriate action on FY 2023 compensation funding recommendations from the Compensation Committee. (Commissioners Travillion & Gómez)

Members of the Court heard from:

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

Todd Osburn, Compensation Manager, HRMD

Jessica Rio, County Executive, Planning and Budget Office (PBO)

Travis Gatlin, Budget Director, PBO

RESULT: DISCUSSED

Transportation & Natural Resources

17. Set a public hearing on March 22, 2022, to receive comments concerning a temporary detour and restriction of all traffic on Hog Eye Road beginning on or about March 30, 2022, and continuing through January 31, 2023 or until work is complete, in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

18. Consider and take appropriate action regarding a request to approve an amendment to the Interlocal Cooperative Agreement with the City of Pflugerville for the roadway improvements on Jesse Bohls Road in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

19. Consider and take appropriate action on a Construction and Mitigation Agreement with Howard Apartments LLC for traffic mitigation associated with the StoneHawk Howard Lane Apartment project in Precinct Two. (Commissioner Shea)

RESULT: ADDED TO CONSENT

20. Consider and take appropriate action regarding the following requests:
- A. Approve the Howard Lane, A Small Lot Subdivision Preliminary Plan (Prelim - 497 single-family lots, six drainage lots, three pond lots, and two commercial lots – 17,352 of proposed streets – 119.38 acres – Howard Lane - water and wastewater provided by the City of Austin - City of Austin two-mile ETJ)
 - B. Approve the Phasing Agreement with Clayton Properties Group, Inc. in Precinct Two
(Commissioner Shea)

RESULT: ADDED TO CONSENT

21. Consider and take appropriate action on the following items:
- A. Subdivision Construction Agreement between Starlight Homes Texas, LLC and Travis County in Precinct Four

- B. Conditionally approving Schwetman, Phase 1 (Small Lot Subdivision – Subject to the conditions listed in the comment report that has been sent to the applicant. (181 total lots: 171 single family and 10 Private park, drainage, right-of-way, amenity, and lift station lots on 49.499 acres) - Old Webberville Road (Commissioner Gómez)

Members of the Court heard from:

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

MOTION: Approve Items 21.a-b, with conditions.
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

22. Consider and take appropriate action regarding a request to use a Cash Security Agreement for erosion and sedimentation control fiscal surety for the Horse With No Name site project in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

23. Consider and take appropriate action on a Final Plat for recording: Roundmountain Oaks, Revised Plat of Lots 52 and 53 (Short Form Final Plat – two residential lots – 8.113 acres – City of Leander ETJ in Precinct Three). (Commissioner Howard)

RESULT: ADDED TO CONSENT

24. Consider and take appropriate action regarding Easton Park Section 1C Phase 3 Final Plat – (Final Plat – six total lots on approximately 1.996 acres) located in City of Austin Limited Purpose in Precinct Four. (Commissioner Gómez)

Members of the Court heard from:

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

MOTION: Approve Items 24 with conditions.
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

25. Consider and take appropriate action on a Construction and Mitigation Agreement with M/I Homes of Texas LLC for traffic mitigation associated with a proposed subdivision development on Slaughter Lane in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

26. Consider and take appropriate action on the following items:

- A. Approval of a Preliminary Plan: Thaxton Road Preliminary Plan (small lot): (287 total lots – 278 single-family residences, and eight park, open space/drainage, landscape right-of-way, amenity lot, and one commercial lot – on 98.692 acres) – East Slaughter Lane and Thaxton Road – City of Austin's two-mile ETJ in Precinct Four
- B. M/I Homes of Austin LLC wishes to enter into a Construction and Traffic Mitigation Agreement with Travis County. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action regarding Quad Park 3B-3a Preliminary Plan – (Preliminary Plan – 63 total lots on approximately 26.67 acres) located in City of Austin Limited Purpose in Precinct Four.
(Commissioner Gómez)

Members of the Court heard from:

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

MOTION: Approve Item 27 with conditions.
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

Other

28. Consider and take appropriate action regarding the presentation of a Service Award from the Texas Association of Counties to Constable Carlos Lopez for his service and dedication to their board of Directors for four consecutive years, 2018 through 2021.
(Commissioners Shea & Howard)

Members of the Court heard from:

Susan Redford, Executive Director, Texas Association of Counties (TAC)
Carlos Lopez, Constable, Precinct 5

RESULT: DISCUSSED

29. Receive state required Racial Profiling Report for calendar year 2021 from the TravisCounty Sheriff's Office. (Judge Brown)

Members of the Court heard from:

Craig Smith, Major, Law Enforcement, Travis County Sheriff's Office (TCSO)

RESULT: DISCUSSED

30. Receive briefing, discuss, and take possible action on public student loan forgiveness waiver. (Judge Brown)

Clerk's Note: The County Judge noted that Item 30 had previously been a no-action item, but that new information had been made available and there would be a short presentation.

Members of the Court heard from:

Ashley Harrington, Senior Advisor to the Chief Operating Officer, U.S.
Department of Education

RESULT: DISCUSSED

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

31. 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-20-003348, *Antonio Bekeart vs. TravisCounty*; In the 345th Judicial District Court, Travis County, Texas.¹ (Judge Brown)

Judge Brown announced that Item 31 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

MOTION: Accept the plaintiff's settlement offer of \$60,000 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 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

32. Consider and take appropriate action on a proposed Real Property Exchange Contract for the County's acquisition of easement rights to Parcel #3E and Parcel #3TE, in exchange for its release of easement rights to Parcel #2E, required for planned improvements as part of the Steiner Ranch Emergency Evacuation project in Precinct Two.^{1&2} (Commissioner Shea)

Judge Brown announced that Item 32 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 and direct TNR to move forward with the exchange agreement.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 4 Margaret Gómez

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

33. Discuss, consider, and take appropriate action regarding the duties and performance of County Executive of Justice Planning.^{1&3} (Judge Brown)

Judge Brown announced that Item 33 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

34. Receive legal briefing, consider, and take appropriate action on departmental investigation and environmental assessment of the Justice Planning Department.¹ (Judge Brown)

Judge Brown announced that Item 34 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

RESULT: DISCUSSED

35. Receive briefing and take appropriate action on legal issues associated with supportive housing projects potentially funded by ARPA through State and Local Fiscal Recovery Funds.¹ (Commissioners Howard & Gómez)

Judge Brown announced that Item 35 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

RESULT: DISCUSSED

36. Receive briefing and take appropriate action to file an amicus brief in Cause No. D-1-GN-22-000977 in *Jane Doe, et al v. Greg Abbott, et al*, pending in the Travis County District Court.¹ (Judge Brown)

Judge Brown announced that Item 36 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

MOTION: Approve Travis County joining as a Signatory to an amicus brief to be filed in cause No. D-1-GN-22-000977 in Jane Doe et al v Gregg Abbott et al in the Travis County District Court and delegating signature authority to County Attorney, Delia Garza.

RESULT: **APPROVED - UNANIMOUS**

MOVER: County Judge Andy Brown

SECONDER: Commissioner Precinct 2 Brigid Shea

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

37. Receive briefing and take appropriate action regarding Travis County information security issues.¹ & ⁶ (Judge Brown)

Judge Brown announced that Item 37 would be considered in Executive Session pursuant to Gov't Code Ann. 551.071, Consultation and Gov't Code Ann 551.089, IT Security.

MOTION: Enter into a Merchant Agreement and authorize the County Judge to sign on the County's behalf.

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

MOTION: Direct staff to work with the Travis County Enterprise Risk and Compliance Oversight (ERCO) Committee to draft recommendations for policies and procedures that include establishing a framework of PCI Compliance as part of its overall security oversight activities, and for Travis County Code modifications, and to improve the policies.

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

Added Items

- A1. Consider and take appropriate action on a request from the lessee under the Ground Lease from Travis County for the land at 308 Guadalupe for Travis County to enter into a Recognition Agreement with the lessee and its proposed subtenant. ¹ (Judge Brown)

Judge Brown announced that Item A1 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

MOTION: Move forward with the recognition agreement.

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

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge