



Minutes for the Travis County Commissioners Court September 27, 2022 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on September 27, 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

Public Comment

Clerk's Note: There were no speakers for Public Communication.

County Announcements

Clerk's Note: There were no speakers for 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)

MOTION: Approve Items C1-C3.

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

Second Consent Motion

MOTION: Approve Items 6, 7.a-d, 8, 9, 12, 13.a-d, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31.a-qq, 32, 33, 34, 35, 36, 37.a-f, 38, 39, 40, 44, 45, 46, 47.a-b, 48, 49, 50, 51, 53, 54, 55, A1, and A2.

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

Public Hearings

1. Receive comments regarding the FY 2023 Proposed Budget. (Judge Brown)

MOTION: Open the Public Hearing.

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

Members of the Court heard from:

Travis Gatlin, Budget Director, Planning and Budget Office (PBO)
Barbara Wilson, Assistant County Attorney

MOTION: Close the Public Hearing.

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

2. Receive comments regarding the issuance of a Mass Gathering Permit for Texas National BMX Race to be held October 15-16, 2022, at 5001 Killingsworth Lane, Pflugerville, TX. 78660 (Northeast Metropolitan Park). (Judge Brown)

MOTION: Open the Public Hearing.

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

Members of the Court heard from:

Tony Callaway, Travis County Fire Marshal
Tim Speyrer, East District Parks Manager, Transportation and Natural
Resources (TNR)

MOTION: Close the Public Hearing.
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

3. Approve a proclamation recognizing October as Domestic Violence Awareness Month in Travis County. (Commissioner Gómez)

Members of the Court heard from:

Kirsha Haverlah, Social Services Director, Counseling and Education
Services (CES)
Elizabeth Whited, Division Director, Travis County Attorney's Office
Delia Garza, Travis County Attorney
José Garza, Travis County District Attorney
Sally Hernandez, Travis County Sheriff
Nicole Durand, Community Liaison Supervisor, TCSO
Ofelia Zapata, Travis County resident

MOTION: Approve Item 3.
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

Emergency Services

4. Consider and take appropriate action regarding the following:
 - A. Outdoor burning in the unincorporated areas of Travis County

Members of the Court heard from:

Tony Callaway, Travis County Fire Marshal

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 October 26, 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

- 5. 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
Gus Peña, Travis County resident

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

RESULT: NO ACTION NECESSARY

- D. Receive briefing and take appropriate action regarding items related to the County's response to and recovery from COVID-19 and other health crises, including but not limited to: Vaccine Education Campaign for Hispanic/Latinx Community
(Judge Brown)

Members of the Court heard from:

Pilar Sanchez, County Executive, Travis County Health and Human Services
(HHS)
Ana Almaguel, Planning Project Manager, HHS
Yoojin Cho, Public Information Specialist, Public Information Office (PIO)
Gus Peña, Travis County resident

RESULT: DISCUSSED

Health & Human Services

6. Consider and take appropriate action to approve and ratify the 6-month contract extension for Contract No. 19-281-000-B780 with the Texas General Land Office. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action on a request to approve the Environmental Exemptions for the following two PY19 CDBG-CV CARES Act-funded programs:
 - A. The Best Success Healthcare Worker Training Initiative program administered by Central Texas Allied Health Institute and
 - B. The Child Development Expansion: High-Quality Behavioral Health Services program administered by Easterseals Central Texas (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

8. Consider and take appropriate action to approve the continuation of services and contract negotiations to renew the Interlocal Agreement between Travis County and the City of Austin for the provision of Public Health Services, Contract #4400001726 through December 31, 2022. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

9. Consider and take appropriate action to approve the continuation of services and contract negotiations to renew the Interlocal Agreement between Travis County and the City of Austin for the provision of Animal Services, Contract #4400001725 through December 31, 2022. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

10. Provide monthly updates to the Commissioner's Court on the directives included in the Declaration of a Public Health Crisis & Overdose Prevention Measures. (Judge Brown & Commissioner Gómez)

Members of the Court heard from:

Laura Peveto, Director, Office of Children Services, HHS
Phil Owen, Coordinator, Communities in Recovery and Founder, Austin Area
Opioid Work Group
Courtney Bissonnet Lucas, Senior Planner, HHS
Joel Perez, Member, Texas Harm Reduction Alliance (THRA)

Eliz Cortez, Organizer and Training Coordinator, THRA
Chevas Watson, Executive Director, Working Group 512
Maria Lopez, Travis County resident

RESULT: DISCUSSED

11. Receive update and take appropriate action regarding Travis County Supportive Housing Initiative. *This item may be taken into executive session under the Consultation with Attorney exception Texas Local Government Code §551.071.* (Commissioners Howard & Gómez)

Judge Brown announced that Item 11 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

Members of the Court heard from:

Pilar Sanchez, County Executive, HHS
Nathan Fernandes, Planner, HHS

MOTION: Adopt recommendations from staff with a 40-year affordability period, that we would be utilizing traditional environmental assessments for the pending projects, and this includes no interest.

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

Planning & Budget

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

RESULT: ADDED TO CONSENT

13. Consider and take appropriate action on the following grant programs, applications, contracts and related special budgets, and permissions to continue:

- A. Annual Contract for Fourth Year of Public Defender's Office and CAPDS Enhancement Grant from the Texas Indigent Defense Commission (TIDC) in the Public Defender's Office
- B. Annual Contract for the Statewide Automated Victim Notification Services (SAVNS) grant program in Information Technology Services
- C. Contract Amendment to Extend Third Year of the Public Defender's Office and CAPDS Enhancement Grant from the Texas Indigent Defense Commission (TIDC) in the Public Defender's Office until March 31, 2023

- D. Annual application to the Texas Indigent Defense Commission for the MHPD Felony Expansion grant in Justice Planning (Mental Health Public Defender)/ Justice and Public Safety
(Commissioner Gómez)

RESULT: ADDED TO CONSENT

14. Consider and take appropriate action on an order approving the Travis County Budget for FY 2023. (Judge Brown)

Members of the Court heard from:

Travis Gatlin, Budget Director, PBO
Gus Peña, Travis County resident

MOTION: Approve Item 14.

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

15. Approve an order to designate the regular meeting days of the Commissioners Court of Travis County. (Judge Brown)

RESULT: ADDED TO CONSENT

16. Consider and take appropriate action on the request to approve Order affirming Chapter 23 (Investment Policy and Procedures) of the Travis County Code.
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

17. Consider and take appropriate action to approve a contract for Travis County to perform administrative, accounting, and clerical services for the Travis County Corporations from October 1, 2022, to September 30, 2023. (Commissioners Shea & Gómez)

RESULT: ADDED TO CONSENT

Purchasing

18. Approve Modification No. 12 to Contract No. 4400002120 with McGinnis Lochridge for Legal Services. (Auditor's Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

19. Approve exemption and contract award of Contract No. 4400006633 with Texhahn Media, Inc., in the amount of \$80,000.00, for communications and marketing consulting services for voter education, pursuant to County Purchasing Act § 262.024(a)(4). (County Clerk) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

20. Approve Amendment No. 2 to Interlocal Agreement No. 4400003126 with Dallas County Southwestern Institute of Forensic Sciences, an as needed contract, for Forensic Analysis and Expert Witness Services. (District Attorney's Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

21. Approve contract award for New Tax Office Exterior Brick Replacement, IFB No. 2205-004-TL, in the amount of \$1,098,865.00, to the sole bidder, Piatra Inc. (Facilities Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

22. Consider and take appropriate action to approve Amendment No. 5 to Interlocal Agreement #15-087-000-8761 (SAP contract 4400003162) to extend the contract term to September 30, 2024, with the General Land Office for the purchase of natural gas for county-owned or operated buildings. *(This item may be taken into executive session under the Consultation with Attorney exception, Texas Local Government Code §551.071)* (Facilities Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

23. Approve contract award for Enterprise Client Management System, RFP No. 2107-006-LW, in the amount of \$5,122,303.35, to the highest-ranked respondent, CoreSphere, LLC. (Information Technology Services/Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

24. Approve ratification of Interlocal Agreement No. 4400000366 and Modification No. 3, with Prairie View A&M University, in the amount of \$10,000.00, for County demonstration work. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

25. Approve Modification No. 1 to Contract No. 4400003286, in the amount of \$56,000.00, with Sustainable Food Center, Inc., for Access to Basic Support – Food Service. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

26. Approve Modification No. 3, to Contract No. 4400003331, in the amount of \$112,654.00, with Family Eldercare, for supportive services for community living. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

27. Approve Modification No. 6 to Interlocal Agreement No. 4400004551, in the amount of \$200,000.00, with the University of Texas at Austin, for Enhancing Minority Participation in Travis County's Contracting Program Project. (Purchasing Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

28. Approve Modification No. 5 to Contract No. 4400005644 with Guidehouse Inc., in the amount of \$172,335.70, for Consulting Services for the Implementation of the Emergency Rental Assistance Program. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

29. Approve Modification No. 7 to Interlocal Agreement No. 4400002443, in the amount of \$15,000.00, with Austin Independent School District (AISD), for Chronic Absenteeism in public schools services. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

30. Approve Modification No. 4 to Interlocal Agreement No. 4400004356, in the amount of \$100,000.00, with Austin Independent School District (AISD), for Family Resource Center Services. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

31. Approve social services contract modifications for fiscal year 2023 renewals as follows: (Health & Human Services) (Commissioner Travillion)

- A. Modification No. 4 to Contract No. 4400001775, with Meals On Wheels and More, Inc., in the amount of \$143,059.00.
- B. Modification No. 11 to Contract No. 4400001860, with Workforce Solutions Capital Area Workforce Board, in the amount of \$744,499.00.
- C. Modification No. 4 to Contract No. 4400002213, with Any Baby Can of Austin, Inc., in the amount of \$51,170.00.
- D. Modification No. 3 to Contract No. 4400002214, with Easter Seals Central Texas, Inc., in the amount of \$11,747.00.
- E. Modification No. 4 to Contract No. 4400002311, with Austin Child Guidance Center, in the amount of \$58,000.00.

- F. Modification No. 5 to Contract No. 4400002312, with Any Baby Can of Austin, Inc., in the amount of \$154,000.00.
- G. Modification No. 4 to Contract No. 4400002313, with Austin Community College – Eastview Campus, in the amount of \$52,000.00.
- H. Modification No. 4 to Contract No. 4400002314, with AVANCE – Austin, Inc., in the amount of \$95,000.00.
- I. Modification No. 4 to Contract No. 4400002315, with Communities In Schools of Central Texas, in the amount of \$98,000.00.
- J. Modification No. 5 to Contract No. 4400002316, with Workforce Solutions – Capital Area Workforce Board, in the amount of \$193,000.00.
- K. Modification No. 4 to Contract No. 4400002559, with Workforce Solutions – Capital Area Workforce Board, in the amount of \$630,315.00.
- L. Modification No. 2 to Contract No. 4400002560, with Lifeworks, in the amount of \$241,196.00.
- M. Modification No. 3 to Contract No. 4400002561, with Literacy Coalition of Central Texas, in the amount of \$241,196.00.
- N. Modification No. 3 to Contract No. 4400002562, with Capital IDEA, in the amount of \$760,800.00.
- O. Modification No. 2 to Contract No. 4400002563, with Skillpoint Alliance, in the amount of \$270,800.00.
- P. Modification No. 3 to Contract No. 4400002567, with Communities In Schools of Central Texas, in the amount of \$354,065.00.
- Q. Modification No. 2 to Contract No. 4400002568, with Big Brothers Big Sisters of Central Texas, in the amount of \$140,000.00.
- R. Modification No. 2 to Contract No. 4400002569, with Foundation Communities, in the amount of \$344,100.00.
- S. Modification No. 2 to Contract No. 4400002570, with GENAUSTIN, in the amount of \$78,590.00.
- T. Modification No. 2 to Contract No. 4400002572, with Boys & Girls Clubs of the Austin Area, in the amount of \$389,000.00.
- U. Modification No. 2 to Contract No. 4400002992, with The SAFE Alliance, in the amount of \$185,000.00.

- V. Modification No. 2 to Contract No. 4400002993, with The SAFE Alliance, in the amount of \$50,000.00.
- W. Modification No. 1 to Contract No. 4400002994, with CASA of Travis County, in the amount of \$85,000.00.
- X. Modification No. 1 to Contract No. 4400003036, with Casa Marianella, in the amount of \$181,002.00.
- Y. Modification No. 1 to Contract No. 4400003037, with Foundation Communities, in the amount of \$198,000.00.
- Z. Modification No. 1 to Contract No. 4400003038, Austin Tenants' Council, in the amount of \$212,295.00.
- AA. Modification No. 1 to Contract No. 4400003039, with Saint Louise House, in the amount of \$142,000.00.
- BB. Modification No. 1 to Contract No. 4400003285, with Central Texas Food Bank, in the amount of \$60,000.00.
- CC. Modification No. 1 to Contract No. 4400003287, with Caritas of Austin, in the amount of \$84,000.00.
- DD. Modification No. 1 to Contract No. 4400003301, with The ARC of the Capital Area, in the amount of \$15,000.00.
- EE. Modification No. 1 to Contract No. 4400003319, with The ARC of the Capital Area, in the amount of \$120,100.00.
- FF. Modification No. 2 to Contract No. 4400003330, with Easter Seals – Central Texas, Inc., in the amount of \$131,306.00.
- GG. Modification No. 1 to Contract No. 4400003332, with Any Baby Can of Austin, Inc., in the amount of \$50,000.00.
- HH. Modification No. 1 to Contract No. 4400003333, with Helping the Aging, Needy and Disabled (H.A.N.D), in the amount of \$54,198.00.
- II. Modification No. 2 to Contract No. 4400003334, with Goodwill Industries of Central Texas, in the amount of \$75,097.00.
- JJ. Modification No. 1 to Contract No. 4400003337, with Texas RioGrande Legal Aid, Inc., in the amount of \$60,000.00.
- KK. Modification No. 1 to Contract No. 4400003338, with Catholic Charities of Central Texas, in the amount of \$90,000.00.

- LL. Modification No. 5 to Contract No. 4400001759, with Central Texas Food Bank, Inc., in the amount of \$57,766.00.
- MM. Modification No. 6 to Contract No. 4400001765, with Child Inc., in the amount of \$208,780.00.
- NN. Modification No. 4 to Contract No. 4400001774, with Meals On Wheels and More Inc., in the amount of \$167,376.00.
- OO. Modification No. 5 to Contract No. 4400003514, with Laurel Mangrum, Ph.D., in the amount of \$20,000.00.
- PP. Modification No. 5 to Contract No. 4400003303, with Texas A&M AgriLife Extension Service, in the amount of 147,854.32.
- QQ. Modification No. 6 to Contract No. 4400003413, with The University of Texas at Austin, in the amount of \$78,400.00.
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 32. Approve Modification No. 6 to Contract No. 4400005685 with Ascension Seton, in the amount of \$900,000.00, for clinical management and coordination of vaccination services. (Emergency Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 33. Approve Modification No. 7 to Contract No. 4400001133 with Ending Community Homelessness Coalition, Inc., in the amount of \$56,710.00, for Social Services. (Health & Human Services) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 34. Approve Modification No. 4 to Interlocal Agreement No. 4400004618 with Central Health, in the amount of \$6,667.00, for collaborative health planning. (Health & Human Services)(Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 35. Approve Modification No. 6 to Contract No. 4400003142 with Hawkins Associates, Inc., an as-needed contract, for Temporary Staffing Services. (Tax Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

- 36. Approve contract award for Portable Toilet Rental and Servicing, IFB No. 2206-001-MH, for estimated requirements, to the sole bidder, Texas Disposal Systems Inc. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

37. Approve contract awards for Appraisal Services, RFQ No. 2205-016-BH, as-needed contracts, to the qualified respondents, as follows: (Transportation & Natural Resources)
- A. Contract No. 4400006626, with Integra Realty Resources-Houston
 - B. Contract No. 4400006629, with Southwest Realty Advisors
 - C. Contract No. 4400006625, with CBRE, INC
 - D. Contract No. 4400006627, with JLL Valuation & Advisory Services, LLC
 - E. Contract No. 4400006624, with Atrium Real Estate Services
 - F. Contract No. 4400006628, with Paul Hornsby & Company
(Commissioner Travillion)

RESULT: ADDED TO CONSENT

38. Declare certain items surplus property and sell at public auction pursuant to Texas Local Government Code § 263.152(a)(1). (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

39. Consider and take appropriate action on the following Personnel Amendments:
- A. Routine Personnel Actions
(Commissioners Travillion & Gómez)

RESULT: ADDED TO CONSENT

40. Receive an update on Travis County Employee Health Care Fund for the period October 1, 2021 to August 31, 2022. (Commissioners Travillion & Gómez)

RESULT: ADDED TO CONSENT

41. Receive a briefing and discuss the appointment, employment, evaluation, reassignment, duties, and other personnel matters of a public officer or employee, including salaries for the positions listed below:
(This item may be taken to Executive Session pursuant to Texas Local Government Code § 551.074, Personnel Matters and Texas Local Government Code § 551.071, Consultation with Attorney.)

- A. County Executive – Emergency Services
- B. County Executive – Technology and Operations
- C. County Executive – Transportation and Natural Resources
- D. County Executive – Planning and Budget Office
- E. County Executive – Justice Planning
- F. County Executive – Health and Human Services
- G. Chief Deputy – Health and Human Services
- H. Chief Deputy – Emergency Services
- I. Chief Deputy – Technology and Operations
- J. Chief Deputy – Transportation and Natural Resources
- K. Chief Deputy – Sheriff's Office
- L. Chief Deputy – County Clerk
- M. Chief Deputy – District Clerk
- N. Chief Deputy – Tax Assessor/Collector
- O. Chief Public Defender
- P. Attorney Deputy Chief Sr – District Attorney
- Q. Attorney Deputy Chief Sr – County Attorney (2 positions)
(Commissioners Travillion & Gómez)

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. 551.074, Personnel Matters.

Members of the Court heard from:

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

Todd Osburn, Assistant Director, HRMD

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

RESULT: DISCUSSED

Transportation & Natural Resources

42. Consider and take appropriate action regarding the approval of a Condominium Construction Agreement for the Barton Creek Village Phase 2 commercial office project in Precinct Three. (Commissioner Howard)

MOTION: Approve Item 42.
RESULT: **Passed (3-0)**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Jeffrey Travillion, Ann Howard, Margaret Gómez
ABSTAIN: Andy Brown, Brigid Shea

43. Consider and take appropriate action regarding an Interlocal Agreement with Capital Metropolitan Transportation Authority to continue to provide transit passes. (Commissioner Shea)

Members of the Court heard from:

Adele Noel, Environmental Project Manager, Air Quality, TNR

MOTION: Approve Item 43.
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

44. Consider and take appropriate action on the Acceptance of the Dedication of the public street and drainage facilities within Sun Chase South Section 8 - a subdivision in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

45. Consider and take appropriate action regarding a request for Total Plat Vacation of McCormick Mountain Phase 1 (Total Plat Vacation – 18 lots – 12.32 acres – Watumba Road - City of Austin's two-mile ETJ.) (Commissioner Shea)

RESULT: ADDED TO CONSENT

46. Consider and take appropriate action regarding a request by Capitol City BMX to collect a parking fee only for attendees entering Northeast Metropolitan Park BMX during the BMX Nationals Race scheduled for October 14-16, 2022. (Commissioner Shea)

RESULT: ADDED TO CONSENT

47. Consider and take appropriate action by conditionally approving the following items:
- A. Final Plat for recording: Stoney Ridge Highlands Phase 1- (171 Total Lots – 154 single-family lots, 17 drainage/detention/utility and open space lots, and an amenity lot and ROW – 224.0 acres) – 7527 Elroy Road: City of Austin Limited Purpose in Precinct Four.
 - B. Subdivision Construction Agreement between KB Home Lone Star INC. and Travis County. (Commissioner Gomez)

RESULT: ADDED TO CONSENT

48. Consider and take appropriate action on the Acceptance of the Dedication of the public street and drainage facilities within Estancia Hill Country Phase 7 - a subdivision in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

49. Consider and take appropriate action regarding a request to approve a License Agreement with Tracy Limon for purposes of having exclusive use of Webberville Park to host the Annual Limon Family Reunion from October 7-9, 2022. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

50. Approve setting a public hearing on October 25, 2022, to receive comments regarding a request to authorize the filing of an instrument to vacate a public utility easement located over and across Lots 856 and 857, Apache Shores Section 2, a subdivision in Precinct Three. (Commissioner Howard)

RESULT: ADDED TO CONSENT

51. Approve setting a public hearing on October 18, 2022, to receive comments concerning a temporary detour and restriction of all traffic on McAngus Road beginning on or about Wednesday, October 26, 2022, and continuing through Wednesday, November 23, 2022, or until work is complete, in Precinct Four (Commissioner Gómez).

RESULT: ADDED TO CONSENT

Other

52. Receive briefing from the University of Chicago and Giffords Law Center to Prevent Gun Violence regarding prosecutor-led gun violence prevention and diversion programs. (Judge Brown & Commissioner Travillion)

Members of the Court heard from:

José Garza, Travis County District Attorney
Mike McLively, Policy Director, Giffords Center for Violence Intervention
Matt Epperson, Associate Professor, University of Chicago
Kimberly Gutierrez, Director, Organizing and Partnerships, Community Justice Action Fund

RESULT: DISCUSSED

53. Consider and take appropriate action on the reappointment of Jeff Jury to the Dispute Resolution Center Board of Directors for a term of three years, effective immediately and ending August 31, 2025. (Commissioner Shea)

RESULT: ADDED TO CONSENT

54. Receive Fiscal Year 2023 Forfeited Property Account budget from the District Attorney's Office in accordance with the provisions of Article 59.06(d) of the Texas Code of Criminal Procedure. (Judge Brown)

RESULT: ADDED TO CONSENT

55. Consider and take appropriate action regarding the following new contract to provide election services for the following entity located in Travis County for the November 8, 2022 election

- A. City of Pflugerville
(Judge Brown)

RESULT: ADDED TO CONSENT

56. Consider and take appropriate action on conducting a performance audit of Central Health. (Commissioner Gómez)

Judge Brown announced that Item 56 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

Members of the Court heard from:

Peck Young, Director, Public Policy and Political Studies, Austin Community College (ACC)
Frank Ortega, Former Director, District 12 LULAC
Susan Spataro, Former Travis County Auditor
Cynthia Valadez, Sr., Secretary, Central Health Board of Managers
Gonzalo Barrientos, Former Senator, 14th District

Clerk's Note: The County Judge read the following order:

WHEREAS, Texas Health and Safety Code, Chapter 281, Section 281.049 authorizes the Commissioners Court to prescribe specific accounting and financial control procedures for the hospital district; and Section 281.053 authorizes the County Commissioners, or its designated representatives, to gain access to and inspect all documents related to the district;

WHEREAS, the Commissioners Court seeks to order a comprehensive, independent performance audit of the Travis County Healthcare District ("Central Health") because of public concerns about the effectiveness, efficiency, accountability, and equity of its and its providers' expenditures and activities for the medically indigent;

WHEREAS, Central Health purports to lack contractual authority to obtain its providers' records, which are essential for conducting a performance audit; yet these contractual provisions do not apply to the Commissioners Court's statutory financial oversight authority to obtain records.

Therefore, the Travis County Commissioners Court orders the following:

1. The Travis County Purchasing Office, in this limited instance, shall take the appropriate steps to procure for the Commissioners Court the necessary services to perform an independent performance audit as specified herein. It shall present potential qualified audit firm candidates for the Commissioners Court's selection. The Purchasing Office shall bring the contract for services to the Court for approval. Central Health shall reimburse in full the costs of the audit to the County. This audit will eliminate the need for a 2023 audit per the County's 2017 financial policies.
2. The audit firm(s) shall have experience in analyzing and assessing the performance of healthcare payors and/or hospital districts related to accounting, budgeting, compliance, and management, and in particular, it shall have expertise in evaluating appropriate payor financial controls over third-party providers. The audit firm shall be free from any substantial or legal conflicts of interest. The performance audits should be thorough, professional and in accordance with the Generally Accepted Governmental Audit Standards (GAGAS) and other appropriate standards.
3. The audit firm(s) will be directed by and report solely to the County Commissioners.
4. The audit firm(s), as the County Commissioners' agent, will have full access to all financial, medical utilization, audit, medical, and any other records, including drafts, databases, and work papers, necessary or useful in its discretion to perform this audit. This includes access to the Central Health-related documents of all its nonprofits, affiliates, providers, and vendors as legally permissible.
5. The audit firm(s) shall maintain the confidentiality of all confidential and privileged records and comply with all such applicable laws.
6. The scope of work for this independent performance audit will be as follows:
 - (A) an assessment of how well Central Health and all its providers have served the healthcare needs of the medically indigent in Travis, of how their performance compares to similar hospital districts' healthcare services, and of Central Health's future plans to function as a provider to a greater extent;
 - (B) an assessment of the effectiveness, efficiency, equity, and accountability of the

- efforts of Central Health, its nonprofit, affiliates, and partners to establish an integrated delivery health care system (“IDS”) for the medically indigent;
- (C) an assessment of the quality of Central Health’s health equity assessment and health equity plans, and whether they will effectively, efficiently, and equitably serve the needs of the medically indigent as compared to other health delivery approaches;
 - (D) an assessment of Central Health’s financial accountability procedures and controls related to the expenditures of Central Health funds by Central Health and its third-party providers, including the Dell Medical School (“DMS”), Ascension Seton, CommUnityCare, and the Community Care Collaborative, and whether these practices meet payor industry standards as well as standards for governmental funds;
 - (E) an assessment of the public transparency and the quality of the public dissemination of information by Central Health;
 - (F) an analysis of the amount and type of all health care services (as defined in Texas Health and Safety Code, Sections 281.028 and 029) provided by DMS from Central Health’s annual \$35 million payments to the medically indigent, including the number and type of aggregate patient encounters by universal diagnostic codes, universal treatment codes, costs, zip codes, and any other provider accountability documentation the auditor seeks, in its discretion; as well as an analysis estimating, based on DMS accounting and other records, how much of these Central Health funds have been spent by functional expense classification categories on items other than direct health care for the indigent;
 - (G) an assessment of the appropriateness of the records kept and maintained by DMS, as well as DMS’s reporting to Central Health and the public, for purposes of ensuring financial accountability and statutory compliance related to Central Health’s funds;
 - (H) an assessment of the quality, relevance, and comprehensiveness of Central Health’s performance metrics for itself and from its providers; and
 - (I) Evaluate compliance with applicable city, state, and federal laws and identify improvements to existing systems to assure future compliance.
 - (J) The audit firm(s) shall provide a written report of its findings and make recommendations to correct any accounting, operational, compliance, managerial or other practices. It shall also indicate best practices. This report shall be public and presented at a public hearing.
 - (K) The audit firm(s) shall produce an audit letter to Commissioners Court indicating any reportable conditions found. A reportable condition shall be defined as a significant deficiency in the design or operation of the internal control structures, which could adversely affect Central Health’s ability to fulfill its statutory responsibilities or comply with the law.
 - (L) The audit firm(s) shall report timely in writing any violations of law. These reports shall be public and reported to Commissioner Court.

MOTION: Approve the order as stated.
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

57. Consider and Take Appropriate Action on Notice from Travis County Fire Rescue to Adopt and Enforce its own Fire Code within Emergency Service District 11/15, effective October 1, 2022. (Commissioner Gómez)

Judge Brown announced that Item 57 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
Ken Bailey, Chief, Emergency Services District No. 11 (ESD #11)
Jeremy Trahan, Battalion Chief, ESD #11
Tony Callaway, Travis County Fire Marshal

MOTION: Direct the County Executive of Emergency Services, working with the Fire Marshal and Transportation and Natural Resources, to meet with the Emergency Services Districts that are enforcing their own Fire Code to establish a standardized approach that meets the Commissioners Courts expectations and goals for permitting, inspections, fire prevention, and information sharing.
MOVER: Commissioner Precinct 2 Brigid Shea
SECONDER: Commissioner Precinct 3 Ann Howard
MOTION WITHDRAWN: Commissioner Precinct 2 Brigid Shea

MOTION: Direct the Emergency Services County Executive, working with the County Fire Marshal and TNR, to meet with those ESDs that are enforcing their own fire codes, to establish, as much as possible, a standardized approach that meets the Court's expectations and goals for permitting, inspections, fire prevention, and information sharing. And further, direct Travis County to continue to collect fees associated with fire code permitting in ESD #11.
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

58. Consider and take appropriate action on the Travis County Healthcare District DBA Central Health Fiscal Year 2023 Budget. (Judge Brown & Commissioner Gomez)

Items 58 and 59 are associated with one another and were called for concurrent discussion.

Members of the Court heard from:

Pilar Sanchez, County Executive, HHS
Dr. Charles Bell, Chairperson, Central Health Board of Managers
Mike Geeslin, President and CEO, Central Health
Jeff Knodel, Chief Financial Officer, Central Health
Dr. Charles Moody, CEO, Community Care for Health (C2H)
Maria Emerson, Travis County resident
Ofelia Zapata, Travis County resident
Cynthia Valadez, Sr., Secretary, Central Health Board of Managers
Susan Spataro, Former Travis County Auditor
Frank Ortega, Former Director, District 12, League of United Latin American Citizens (LULAC)

MOTION: Approve the 2023 Budget for Central Health.
RESULT: **PASSED (4-1)**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard
NAYS: Margaret Gómez

MOTION: Establish that the Commissioners Court will have four briefings from Central Health during the 2023 Fiscal Year, which will include Sendero Health.
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

59. Consider and take appropriate action on the Travis County Healthcare District DBA Central Health property tax rates for the 2022 tax year. (Judge Brown & Commissioner Gomez)

Clerk's Note: Items 58 and 59 are associated with one another and were called for concurrent discussion.

MOTION: That the property tax rate be increased by the adoption of a tax rate of \$0.096604, which is effectively a six percent (6.0%) increase in the tax rate.
RESULT: **PASSED (4-1)**

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

MOTION: That the Court adopt a property tax rate of \$0.002080 for debt service to provide sinking funds and to pay interest on the outstanding debt issuances which include certificates of obligation.

RESULT: **PASSED (4-1)**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard
NAYS: Margaret Gómez

MOTION: That the Court adopt a tax rate of \$0.098684 for each \$100 valuation of all taxable property.

RESULT: **PASSED (4-1)**
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 2 Brigid Shea
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard
NAYS: 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

Note 7: Gov't Code Ann 551.0745, Deliberation by Commissioners Court about County Advisory Body

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

RESULT: NO ACTION NECESSARY

Added Items

- A1. Approve setting a public hearing on Tuesday, October 11, 2022, to receive comments regarding the issuance of a Mass Gathering Permit for the Lucktoberfest music event to be held on October 28 and 29, 2022, at 1100 Bee Creek Road, Spicewood, TX. 78669. *(Pursuant to Health and Safety Code § 751.007, only Judge Brown will be taking action on this item)* (Judge Brown)

RESULT: ADDED TO CONSENT

- A2. Approve setting a public hearing on Tuesday, October 11, 2022, to receive comments regarding the issuance of a Mass Gathering Permit for the Lucktoberfest music event to be held on November 5, 2022, at 1100 Bee Creek Road, Spicewood, TX. 78669. *(Pursuant to Health and Safety Code § 751.007, only Judge Brown will be taking action on this item)* (Judge Brown)

RESULT: ADDED TO CONSENT

- A3. Consider and take action regarding the issuance of a Mass Gathering Permit for Texas National BMX Race to be held October 15-16, 2022, at 5001 Killingsworth Lane, Pflugerville, TX. 78660 (Northeast Metropolitan Park). *(Pursuant to Health and Safety Code Section 751.007, only Judge Brown will be taking action on this item)* (Judge Brown)

MOTION: Approve Item A3.

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

Adjourn

Minutes Approved by the Commissioners Court

Date of Approval

Andy Brown, County Judge