



Minutes for the Travis County Commissioners Court December 13, 2022 Voting Session

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

Meeting called to order on December 13, 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 Communication

Members of the Court heard from:
Amanda Gaber, Travis County resident
Matt Tiemann, Travis County resident

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)

MOTION: Approve Items C1-C3.
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

Second Consent Motion

MOTION: Approve Items 2, 5, 6, 7, 11, 12, 13, 15.a-b, 20, 21, 22, 23, 25.a-b, 26.a-c, 28, 29, 31.a-b, 34, 35, and 39.

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

Reconsider the Second Consent Motion

MOTION: Reconsider the Consent Motion and pull Item 35.

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

Resolutions & Proclamations

1. Approve a proclamation recognizing the Pflugerville High School JAMII Mentoring Program. (Commissioner Travillion)

Members of the Court heard from:

Dr. Luther Baker, Parent Liaison, Pflugerville High School
Brian Allen, Place 5, Pflugerville Board of Trustees

MOTION: Approve Item 1.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 1 Jeffrey Travillion

SECONDER: Commissioner Precinct 2 Brigid Shea

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

ABSENT: Andy Brown

2. Approve a resolution recognizing numerous governmental entities in Austin-Travis County which have come together as partners and associate members of the Greater Austin-Travis County Regional Radio System (GATRRS) for the purpose of utilizing a common P25 digital trunked radio system platform to promote communications operability and interoperability among public safety and public service agencies for daily and emergency operations. (Commissioners Shea & Howard)

RESULT: ADDED TO CONSENT

Emergency Services

3. Consider and take appropriate action regarding the following:
 - A. Outdoor burning in the unincorporated areas of Travis County
 - B. County response to natural disaster or other emergency
(Judge Brown)

RESULT: NO ACTION NECESSARY

4. Receive briefing and take appropriate action regarding items related to the County's response to and recovery from COVID-19 and other health crises, 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

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 other health crises, and measures necessary to protect public health and safety of employees and residents
(Judge Brown)

RESULT: NO ACTION NECESSARY

Health & Human Services

5. Consider and take appropriate action to approve and ratify Modification No. 2 of the Interlocal Agreement with Integral Care for Targeted Behavioral Health Support Services. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action to approve and ratify the FY 2023 Renewal and Modification No. 7 of the interlocal agreement with Integral Care for Child Therapist Services. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action to approve and ratify the FY 2023 Renewal and Modification No. 7 of the interlocal agreement with Integral Care for Main Mental Health Services. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

8. Consider and take appropriate action to approve the First Amendment and Second Renewal of the Amended and Restated Interlocal Cooperation Agreement Between the City of Austin and Travis County for Animal Services Contract #4400001725 for a term beginning October 1, 2022, through September 30, 2023. (Judge Brown & Commissioner Gómez)

Members of the Court heard from:

Pilar Sanchez, County Executive, Travis County Health and Human Services (HHS)
Ana Almaguel, Planning Project Manager, HHS
Pat Valls-Trelles, Member, Animal Advisory Commission
Prema Gregerson, Assistant County Attorney

MOTION: Approve Item 8.
MOVER: Commissioner Precinct 4 Margaret Gómez
SECONDER: Commissioner Precinct 2 Brigid Shea

SUBSTITUTE MOTION: Reduce the contract to eight months.
MOVER: Commissioner Precinct 3 Ann Howard
SECONDER: Commissioner Precinct 1, Jeffrey Travillion

BOTH MOTIONS

WITHDRAWN:

RESULT: POSTPONED UNTIL DECEMBER 20, 2022.

9. Consider and take appropriate action to approve the First Amendment and Second Renewal of the Amended and Restated Interlocal Cooperation Agreement Between the City of Austin and Travis County for Public Health Services Contract #4400001726 for a term beginning October 1, 2022, through March 31, 2023. (Judge Brown & Commissioner Gómez)

RESULT: NO ACTION NECESSARY

10. Consider and take appropriate action on recommendations for Travis County participation in Food System Planning:
 - A. Direct County departments/divisions to identify staff to participate in Food System Planning as their capacity allows

- B. Approve the formation of a Food System Planning task force (with the option of a Court member sponsor)
- C. Approve \$50,000 from ARPA/LFRF Track 1 TCTX Serve line item to go toward community engagement services for Food System Planning; and direct HHS staff (with consultation from PBO, TNR, and ES) to move forward with negotiation with the City of Austin and its Consultant for an agreement for these services (Commissioners Travillion & Shea)

Members of the Court heard from:

Rachel Coff, Senior Planner, HHS

MOTION: Approve Items 10.a-c with the agenda language amendments as stated.

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

- 11. Consider and take appropriate action on items related to the final version of the Program Year 2021 Consolidated Annual Performance Evaluation Report ("PY21 CAPER") for the Travis County CDBG Program and authorize submission to HUD. The final version of the PY21 CAPER includes public comments, responses, and final edits. (Judge Brown & Commissioner Gómez)

RESULT: ADDED TO CONSENT

Intergovernmental Relations

- 12. Consider and take appropriate action on appointments to the Travis County Child Protective Services Board. (Judge Brown)

RESULT: ADDED TO CONSENT

- 13. Consider and take appropriate action to extend the application deadline for an appointment to the Housing Authority of Travis County Board of Commissioners. (Judge Brown)

RESULT: ADDED TO CONSENT

Planning & Budget

14. 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)
Ann-Marie Sheely, Division Director, Travis County Attorney's Office

MOTION: Approve Item 14.

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

15. 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 Department of Transportation for the Highway Safety Improvement Program grant in Transportation and Natural Resources
 - B. Status update regarding a reallocation of funds within the grant with the U.S. Department of Justice, Bureau of Justice Assistance, for reimbursement of expenses incurred during FY 2015 under the Immigration and Naturalization Act of 1994 in the Travis County Sheriff's Office
(Commissioner Gómez)

RESULT: ADDED TO CONSENT

16. Receive Update and Take Appropriate Action on Travis County's Local Fiscal Recovery Fund Allocations and Expenditures and other related federal grants including but not limited to:
- A. Authorization to submit an application to the U.S. Department of Treasury for a \$100,000 grant from the Local Assistance and Tribal Consistency Fund
 - B. Summary of current expenditures within Travis County's Direct and Joint Response (Track 3) allocation
 - C. Recommendations from the FY 2023 Preliminary Budget to use the Direct and Joint Response (Track 3) allocation for applicable County projects to best respond to the continuing impacts of COVID-19
 - D. Recommendation to use the Direct and Joint Response (Track 3) allocation for an interlocal agreement with the City of Austin totaling \$20,400,555

- E. Recommendation to authorize the use of the Broadband Infrastructure (Track 2) budget to extend five special project workers and a temporary add pay for outreach efforts through April 30, 2023
- F. Summary of existing Local Fiscal Recovery Fund allocations
- G. Distribute Local Fiscal Recovery Fund Allocation Form to Commissioners Court members and discuss proposed timeline for Commissioners Court member feedback
- H. Other items as needed
(Commissioner Gómez)

Members of the Court heard from:

Jessica Rio, County Executive, PBO
Dashiell Daniels, Budget Analyst III, PBO
Travis Gatlin, Budget Director, PBO
Antonio Sanchez, Travis County resident
Armandina Ayala, Travis County resident
Cynthia McDonald, County Executive, Transportation and Natural Resources
(TNR)

MOTION: Approve Item 16.a.
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

MOTION: Approve Item 16.c
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

MOTION: Approve Items 16.d-e.
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

- 17. Receive a briefing on the survey comment responses from the 2022 Travis County Community Survey to assist with decision-making and policy formation for a variety of County efforts, including but not limited to economic development, strategic planning,

and programs funded by ARPA's Local Fiscal Recovery Funds. (Commissioners Shea & Gómez)

Members of the Court heard from:

Christy Moffett, Director, Economic Development & Strategic Investments,
PBO

Sergio Plaza, Planning Manager, PBO

RESULT: DISCUSSED

18. Consider and take appropriate action on comments received regarding proposed revisions to Travis County Code Chapter 481, the County's public improvement district policy. (Commissioner Gómez)

Members of the Court heard from:

Christy Moffett, Director, Economic Development & Strategic Investments,
PBO

Steven Metcalfe, Partner, Metcalfe Wolff Stuart & Williams LLP
Garrett Rajkovich, Managing Member, PrimaVesta Land Company
LLC

Mark Bulmash, President, Mixed Use/Master Plan Development, Presidium
Vanessa Stowe, Senior Manager, DPFG
Talley Williams, Partner, MWSW

RESULT: DISCUSSED

Purchasing

19. Approve ratification and contract awards for Community Based Behavioral Health Services, RFS No. 2204-003-JL, to the two most highly ranked respondents, as follows:
- A. Contract No. 4400006734, with Young Women's Christian Association of Greater Austin dba YWCA Greater Austin, in the amount of \$500,000.00
 - B. Contract No. 4400006733, with Youth & Family Alliance dba Life Works Austin, in the amount of \$500,000.00
(Commissioner Travillion)

Members of the Court heard from:

Laura Peveto, Director, Office of Children Services, HHS
Courtney Bissonnet Lucas, Senior Planner, HHS
Laura Gomez-Horton, Clinical Director, YWCA of Greater Austin
Rob Thurlow, Program Director, Lifeworks Austin

MOTION: Approve Item 19.

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

20. Approve order exempting the purchase of Justice Text software from Justice Text, in the amount of \$53,100.00, from the competitive procurement process, pursuant to County Purchasing Act Section §262.024(a)(7)(A). (Public Defender's Office and Juvenile Defender's Office) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

21. Approve Modification No. 2, an assignment of Contract No. 4500000830, from Accent Food Services, LLC to Frontline Food Services, LLC dba Accent Food Services, and to add additional Micro Markets at County facilities. (Facilities Management Department) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

22. Declare used equipment as surplus and authorize trade-in for the purchase of new equipment pursuant to Texas Local Government Code § 263.152(a)(2). (Commissioner Travillion)

RESULT: ADDED TO CONSENT

23. Approve Modification No. 1, an assignment of Contract No. 4500000900, from Golden Anchor Pallets, LLC dba Austin Pallet Company to Millwood, Inc. (Transportation & Natural Resources) (Commissioner Travillion)

RESULT: ADDED TO CONSENT

Technology & Operations

24. Consider and take appropriate action regarding Phase II of the Adaptive Workplace (telework) initiative project plan/timeline with consulting partner, Deloitte Consulting, LLP. (Commissioners Travillion & Gómez)

Members of the Court heard from:

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

Sarah Smith, Adaptive Workplace SME, Deloitte Consulting LLP

Kim Scales, Engagement Senior Lead, Deloitte Consulting LLP

MOTION: Approve Item 24.
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

25. Consider and take appropriate action on the following Personnel Amendments:

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

RESULT: ADDED TO CONSENT

26. Receive a briefing and take appropriate action regarding 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 into Executive Session pursuant to Local Government Code § 551.074, Personnel Matters and Texas Local Government Code §. 551.071, Consultation with Attorney)*

- A. Chief Deputy - Emergency Services
- B. Chief Deputy - Technology and Operations
- C. Chief Deputy - Health and Human Services
(Judge Brown & Commissioner Travillion)

RESULT: ADDED TO CONSENT

Transportation & Natural Resources

27. Consider and take appropriate action to adopt a resolution authorizing the use of Eminent Domain to acquire fee simple title to ±0.2946 acre (±12,832 SF), referred to as Parcel 8, of real property, owned by David Delgado and Julie Limon, located in Travis County on the Southwest corner of Ross Road and Foley Drive, at 12021 Foley Dr., Del Valle, as described by metes and bounds in Exhibit "A" attached to the Resolution, for the public use and purpose of providing essential services to the public and promoting public safety in connection with the Ross Road South Project. *(This item may be taken into Executive Session pursuant to Texas Local Government Code §. 551.071, Consultation with Attorney)* (Commissioner Gómez)

MOTION: Adopt the resolution in Item 27.
RESULT: **APPROVED - UNANIMOUS**
MOVER: County Judge Andy Brown
SECONDER: Commissioner Precinct 1 Jeffrey Travillion
AYES: Andy Brown, Jeffrey Travillion, Brigid Shea, Ann Howard, Margaret Gómez

28. Consider and take appropriate action on a construction and mitigation agreement between Parmer Gateway QOZB, LLC, and Travis County for traffic mitigation associated with the proposed Parmer Gateway Development project in Precinct Two. (Commissioner Shea)

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on a request from the City of Pflugerville to authorize the annexation of a portion of Meister Lane and authorize a petition for the City of Pflugerville to annex the remainder portion of Meister Lane within Travis County and the TXDOT MoKan Corridor in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

30. Consider and take appropriate action regarding a request for a variance to Chapter 464.185 (Non-Conforming Uses) of the Travis County Regulations for Floodplain Management and Guidelines and Procedures for Development Permits to reconstruct a residence at 16110 Chateau Avenue. (Commissioner Howard)

Judge Brown announced that Item 30 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

Members of the Court heard from:

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

Shawn Snyder, Division Manager, Development Services, TNR

Steve Drenner, Founding Principal, Drenner Group representing applicant

Kathy Crisco, Applicant

MOTION: Deny the variance as presented.

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

31. Set a public hearing on January 10, 2023, to receive comments regarding the following drainage easement vacation requests associated with Longview Phase 2 subdivision in Precinct Four:
- A. Authorize the filing of an instrument to vacate a Drainage Easement in Extraterritorial Jurisdiction with Required Maintenance, dedicated by document #2021153076 of the Official Public Records of Travis County
 - B. Authorize the filing of an instrument to vacate a Drainage Easement in Extraterritorial Jurisdiction with Required Maintenance, dedicated by document #2021153086 of the Official Public Records of Travis County (Commissioner Gómez)

RESULT: ADDED TO CONSENT

32. Consider and take appropriate action regarding the following requests for The Southwestern Travis County Groundwater Conservation District:
- A. Receive an update from the Southwestern Travis County Groundwater Conservation District
 - B. Approval of an Interlocal Agreement between Travis County and the Southwestern Travis County Groundwater Conservation District (District) for funding for operational expenses of the District for fiscal year 2023 (Commissioner Howard)

Members of the Court heard from:

Vicky Kennedy, Hydrogeologist, TNR
Lane Cockrell, General Manager and Hydrogeologist, Southwestern Travis County Groundwater Conservation District
Anna Bowlin, Division Director, Development Services and Long-Range Planning, TNR

MOTION: Approve Item 32.b.
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

Other

33. Receive a briefing from Travis County Juvenile Probation Department regarding an update to the Juvenile Probation Department Master Plan. (Commissioner Gómez)

Members of the Court heard from:

Cory J Burgess, Chief Juvenile Probation Officer, Travis County Juvenile Probation
Estela Medina, Senior Planner, Travis County Juvenile Probation
Darryl Harrison, Chief Deputy, Travis County Juvenile Probation

RESULT: DISCUSSED

34. Consider and take appropriate action regarding the facility usage agreement to use Genesis Presbyterian Church as an Election Day polling site for the Tuesday, December 13, 2022 Runoff Election. (Judge Brown)

RESULT: ADDED TO CONSENT

35. Consider and take appropriate action regarding the proposed 2023 Commissioners Court Calendar. (Judge Brown)

RESULT: POSTPONED UNTIL DECEMBER 20, 2022.

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

36. Receive briefing and take appropriate action regarding Travis County information security issues. ¹ & ⁶ (Commissioners Travillion & Howard)

Judge Brown announced that Item 36 would be considered in Executive Session pursuant to Gov't Code Ann. 551.071, Consultation and Gov't Code Ann 551.089, IT Security.

RESULT: DISCUSSED

37. Consider and take appropriate action regarding a possible acquisition of a property in central Austin, Texas. ¹ & ² (Commissioner Gómez)

Judge Brown announced that Item 37 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

38. Receive an update and take appropriate action on Travis County Supportive Housing Investment. ¹ (Commissioners Howard & Gómez)

RESULT: NO ACTION NECESSARY

Added Items

39. Consider and take appropriate action to approve payment of additional Motor Vehicle Sales and Use Tax due for periods ending 3/31/2016 and 12/31/2017. (Commissioners Travillion & Gómez)

RESULT: ADDED TO CONSENT

40. Approve a proclamation honoring the life of Shudde Fath. (Judge Brown & Commissioner Shea)

RESULT: NO ACTION NECESSARY

41. Consider and take appropriate action on an appointment to the Capital Area Council of Governments (CAPCOG) General Assembly. (Judge Brown)

Judge Brown announced that Item 41 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation.

MOTION: Appoint Judge Andy Brown.

RESULT: **APPROVED - UNANIMOUS**

MOVER: Commissioner Precinct 2 Brigid Shea

SECONDER: Commissioner Precinct 3 Ann Howard

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