



# Minutes for the Travis County Commissioners Court Tuesday, July 2, 2019 Voting Session

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

Meeting called to order on July 2, 2019, 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.

Sarah Eckhardt	County Judge	Present
Jeffrey W. Travillion, Sr.	Precinct 1, Commissioner	Present
Brigid Shea	Precinct 2, Commissioner	Present
Gerald Daugherty	Precinct 3, Commissioner	Present
Margaret J. Gómez	Precinct 4, Commissioner	Present

## Public Communication

Members of the Court heard from:  
Dr. Koo-Hyun Kim, Travis County resident  
Stuart King, President, King-Tears Mortuary, Inc  
Kevin Baker, Travis County resident

## County Announcements

*Clerk's Note: There were no speakers for County Announcements.*

## Consent Items

- C1. Receive bids from the County Purchasing Agent. (Commissioner Daugherty)
- C2. Approve payment of claims by the County Treasurer. (Judge Eckhardt)
- C3. Authorize the County Treasurer to invest County funds. (Judge Eckhardt)
- C4. Approve the minutes for the Commissioners Court Voting Session of June 18, 2019. (Judge Eckhardt)

**MOTION:** Approve Consent Items C1-C4 and Agenda Items 2, 4, 5, 8, 9, 16, 17.a-b, 18, 20, 21, 22, 23.a-b, and 24.  
**RESULT:** **ADOPTED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Brigid Shea, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

## Reconsider Consent

**MOTION:** Reconsider the Consent Motion.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Brigid Shea, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

**MOTION:** Remove Item 22 from the Consent Motion.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Brigid Shea, Commissioner  
**SECONDER:** Gerald Daugherty, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

## Public Hearings

1. Receive comments regarding a request to authorize the filing of an instrument to vacate a public utility easement located along the common lot line of Lots 856 and 857, Apache Shores, Section 2, a subdivision in Precinct Three. (Action Item 22) (Commissioner Daugherty)

**MOTION:** Open the Public Hearing.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Brigid Shea, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Members of the Court heard from:  
Teresa Calkins, Engineer, Sr., Transportation and Natural Resources (TNR)

**MOTION:** Close the Public Hearing.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

## Auditor

2. Receive updated internal audit charter from the County Auditor's Office. (Commissioner Travillion)

**RESULT:** **ADDED TO CONSENT**

## Emergency Services

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

**RESULT:** **NO ACTION NECESSARY**

## Intergovernmental Relations

4. Consider and take appropriate action on the reappointments of Emmitt Hayes and David Springer to the Integral Care Board of Trustees, for terms to expire on September 30, 2021. (Judge Eckhardt)

**RESULT:           ADDED TO CONSENT**

5. Consider and take appropriate action on appointments to the Travis County Children's Protective Services Board. (Judge Eckhardt)

**RESULT:           ADDED TO CONSENT**

## Justice Planning

6. Consider and take appropriate action regarding an update from Justice Planning and the Planning & Budget Office on the status of the grant application to the Texas Indigent Defense Commission for a public defender office and enhancements to the managed assigned counsel program. (Judge Eckhardt)

Members of the Court heard from:

Roger Jefferies, County Executive, Justice and Public Safety (JPS)

Travis Gatlin, Budget Director, Planning and Budget Office (PBO)

Jorge Renaud, Director, Southwest Region Latino Justice

Seth Manetta-Dillon, Travis County resident

Chris Harris, Data and Policy Analyst, Grassroots Leadership

Rebecca Sanchez, Administrative, Development & Visual Projects Coordinator, Grassroots Leadership

Amanda Woog, Executive Director, Texas Fair Defense Project

**MOTION:**           Approve Item 6.

**RESULT:**           **APPROVED [4 TO 1]**

**MOVER:**            Brigid Shea, Commissioner

**SECONDER:**       Jeffrey W. Travillion Sr, Commissioner

**AYES:**             Sarah Eckhardt, Jeffrey W. Travillion Sr, Brigid Shea, Margaret J. Gómez

**NAYS:**             Gerald Daugherty

7. Consider and take appropriate action on the acceptance of all FY 2020 donations related to the use of County vehicles by Travis County Constable's Office peace officers for off-duty employment where the predominant intent is to accomplish a public purpose. (Judge Eckhardt)

**MOTION:**           Approve Item 7.

**RESULT:**           **APPROVED [UNANIMOUS]**

**MOVER:**            Gerald Daugherty, Commissioner

**SECONDER:**       Margaret J. Gómez, Commissioner

**AYES:**             Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

## Operations Management

8. Consider and take appropriate action on routine personnel actions. (Commissioners Travillion & Gómez)

**RESULT:           ADDED TO CONSENT**

9. Receive update on paid claims through UnitedHealthcare and Envision Pharmaceutical Services for participants in the Travis County Employee Health Care Fund for the period of October 1, 2018, to May 31, 2019. (Commissioners Travillion & Gómez)

**RESULT: ADDED TO CONSENT**

10. Receive update on compensation committee recommendations for FY 2020. (Commissioners Travillion & Gómez)

Members of the Court heard from:

Tracey Calloway, Director, Human Resources Management Department (HRMD)  
Ron Morgan, Chief Deputy, Travis County Clerk's Office  
Travis Gatlin, Budget Director, PBO  
Todd Osburn, Compensation Manager, HRMD  
Carol Guthrie, Business Manager, Local 1624, American Federation of State, County and Municipal Employees (AFSCME)

**RESULT: DISCUSSED**

11. Receive update on elected officials compensation for FY 2020. (This item may be taken into Executive Session under the Consultation with Attorney exception.) (Commissioners Travillion & Gómez)

Members of the Court heard from:

Tracey Calloway, Director, HRMD  
Todd Osburn, Compensation Manager, HRMD  
Travis Gatlin, Budget Director, PBO  
Alex Vlahodimitropoulos, Budget Analyst Sr., PBO  
Ann-Marie Sheely Assistant County Attorney

**RESULT: DISCUSSED**

12. Consider and take appropriate action on chief deputy constable pay. (Commissioners Travillion & Gómez)

Members of the Court heard from:

Tracey Calloway, Director, HRMD  
Todd Osburn, Compensation Manager, HRMD

**MOTION:** Approve Option 3.  
**MOVER:** Gerald Daugherty, Commissioner

*Clerk's Note: The Motion died for lack of a Second.*

**MOTION:** Approve Option 2.  
**MOVER:** Jeffrey W. Travillion Sr, Commissioner  
**SECONDER:** Brigid Shea, Commissioner

**SUBSTITUTE**

**MOTION:** Approve Option 1.  
**MOVER:** Margaret J. Gómez, Commissioner

*Clerk's Note: The Substitute Motion died for lack of a Second.*

*Clerk's Note: The Court took a Vote on the Standing Motion at this time.*

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Jeffrey W. Travillion Sr, Commissioner  
**SECONDER:** Brigid Shea, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

### Planning and Budget

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

**MOTION:** Approve Item 13.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Jeffrey W. Travillion Sr, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

14. Consider and take appropriate action on the County's efforts to receive full cost recovery for fees under the purview of the Commissioners Court and revenue generating contracts as a part of the FY 2020 budget process. (Commissioner Gómez)

Members of the Court heard from:  
Jessica Rio, County Executive, PBO  
Travis Gatlin, Budget Director, PBO  
Alex Braden, Budget Analyst Sr., PBO

**MOTION:** Approve Item 14.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Brigid Shea, Commissioner  
**SECONDER:** Jeffrey W. Travillion Sr, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

15. Consider and take appropriate action on a letter to County offices and departments regarding preparing for the 3.5% revenue cap. (Judge Eckhardt)

Members of the Court heard from:  
Jessica Rio, County Executive, PBO  
Travis Gatlin, Budget Director, PBO

**MOTION:** Approve Item 15.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Margaret J. Gómez, Commissioner  
**SECONDER:** Brigid Shea, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

### Purchasing Office Items

16. Approve Modification No. 17 to Contract No. 4400001874, Flintco, LLC, for the Ronald Earle office building and parking garage. (Commissioner Daugherty)

**RESULT:** ADDED TO CONSENT

17. Ratify modifications to interlocal agreements with Austin-Travis County Mental Health and Mental Retardation Center DBA Integral Care, as follows:

- a. Modification No. 2 to Contract No. 4400003965 for system of care services
- b. Modification No. 1 to Contract No. 4400004025 for Substance Abuse Managed Services Organization (SAMSO) (Commissioner Daugherty)

**RESULT:           ADDED TO CONSENT**

- 18. Authorize Purchasing Agent to issue request for proposal for media buyer services. (Commissioner Daugherty)

**RESULT:           ADDED TO CONSENT**

- 19. Approve Modification No. 4 to Contract No. 4400002682, URS Corporation, for the McNeil Drive drainage improvements project. (Commissioner Daugherty)

Members of the Court heard from:

David Greear, Assistant Director, Public Works and Capital Improvement Projects, TNR

**MOTION:**           Approve Item 19.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Brigid Shea, Gerald Daugherty  
**SECONDER:**       Margaret J. Gómez, Commissioner  
**AYES:**            Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

**Transportation and Natural Resources**

- 20. Consider and take appropriate action on a request to use an alternative fiscal agreement for Elm Creek North Phase 1 in Precinct One. (Commissioner Travillion)

**RESULT:           ADDED TO CONSENT**

- 21. Set a public hearing on Tuesday, July 30, 2019, to receive comments regarding the resubdivision of Lot 2, Block A, Wells Branch, Phase O, Section Two (two commercial lots – 4.063 acres – 2113 West Wells Branch Parkway – City of Austin two-mile ETJ) in Precinct Two. (Commissioner Shea)

**RESULT:           ADDED TO CONSENT**

- 22. Consider and take appropriate action regarding a request to authorize the filing of an instrument to vacate a public utility easement located along the common lot line of Lots 856 and 857, Apache Shores, Section 2, a subdivision in Precinct Three. (Public Hearing 1) (Commissioner Daugherty)

**MOTION:**           Approve Item 22.  
**RESULT:**           **APPROVED [UNANIMOUS]**  
**MOVER:**           Gerald Daugherty, Commissioner  
**SECONDER:**       Brigid Shea, Commissioner  
**AYES:**            Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

- 23. Consider and take appropriate action on the following regarding the Enclave at Estancia Phase 5 condominium project in Precinct Three:

- a. Fiscal surety agreement with SLF III Onion Creek LP
- b. Condominium construction agreement with Lennar Homes of Texas Land and Construction, Ltd. (Commissioner Daugherty)

**RESULT: ADDED TO CONSENT**

24. Consider and take appropriate action on a request that the City of Bee Cave annex Great Divide Road in Precinct Three. (Commissioner Daugherty)

**RESULT: ADDED TO CONSENT**

#### Other

25. Consider and take appropriate action on recommendations from the SNAP report. (Judge Eckhardt)

Members of the Court heard from:  
Jessica Rio, County Executive, PBO

**MOTION:** Approve Item 25.  
**MOVER:** Gerald Daugherty, Commissioner  
**SECONDER:** Brigid Shea, Commissioner

**FRIENDLY AMENDMENT:** Look at moving the Health and Benefits Fund along with Risk Management from HRMD to PBO  
**MOVER:** Brigid Shea, Commissioner  
**RESULT: FRIENDLY AMENDMENT NOT ACCEPTED**

#### WITHDRAWAL OF MOTION

**MADE BY:** Gerald Daugherty, Commissioner  
**RESULT: DISCUSSED**

**Reset for: 7/16/2019**

26. Consider and take appropriate action regarding a resolution in opposition to the Permian Highway Pipeline. (Commissioner Shea)

**RESULT: APPROVED [4 TO 1]**  
**MOVER:** Brigid Shea, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Sarah Eckhardt, Jeffrey W. Travillion Sr, Brigid Shea, Margaret J. Gómez  
**NAYS:** Gerald Daugherty

#### 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*

27. Receive legal briefing in Amy Smith, et al. v. City of Austin, et al., Case No. 1:18-CV-5051, and other claims and actions that relate to this litigation.<sup>1</sup> (Judge Eckhardt)

*Judge Eckhardt announced that Item 27 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.*

**RESULT: NO ACTION NECESSARY**

28. Receive briefing and take appropriate action on a request that Travis County join as a signatory to a proposed joint amicus brief in support of a preliminary injunction in City and County of San Francisco vs. Alex M. Azar and U.S. Dept. of Health and Human Services, Case No. 3:19-CV-2405-JC5.<sup>1</sup> (Judge Eckhardt)

**RESULT: NO ACTION NECESSARY**

29. Consider and take appropriate action on hunting and grazing leases on County school land in Throckmorton with Nantz Land and Cattle, LLC.<sup>1&2</sup> (Judge Eckhardt)

*Judge Eckhardt announced that Item 29 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:** Approve the lease and the additional ancillary forms, delegate signing authority to the County Judge.

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Jeffrey W. Travillion Sr, Commissioner

**SECONDER:** Brigid Shea, Commissioner

**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

30. Consider and take appropriate action regarding an additional counter-offer received for the County's planned purchase of Parcel #12, required as right-of-way for the FM 969 Capital Improvement Roadway Project in Precinct One.<sup>1&2</sup> (Commissioner Travillion)

*Judge Eckhardt announced that Item 30 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 the second counter-offer.

**FRIENDLY**

**AMENDMENT:** Delegate signing authority to the County Judge.

**MOVER:** Brigid Shea, Commissioner

**RESULT: FRIENDLY AMENDMENT ACCEPTED**

*Clerk's Note: A Vote on the Standing Motion was taken.*

**RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Jeffrey W. Travillion Sr, Commissioner

**SECONDER:** Brigid Shea, Commissioner

**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

31. Consider and take appropriate action regarding the acquisition of real estate for the Tax Office.<sup>1&2</sup> (Commissioner Travillion)

*Judge Eckhardt announced that Item 31 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 the counter-offer and delegate signing authority to the County Judge.  
**RESULT:** **APPROVED [UNANIMOUS]**  
**MOVER:** Brigid Shea, Commissioner  
**SECONDER:** Margaret J. Gómez, Commissioner  
**AYES:** Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

**Adjourn**

### **Minutes approved by the Commissioners Court**

\_\_\_\_\_  
Date of Approval

\_\_\_\_\_  
Sarah Eckhardt, Travis County Judge