



Minutes for the Travis County Commissioners Court Tuesday, August 6, 2019 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on August 6, 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:

Simone Talma Flowers, Executive Director, One Voice Central Texas
Beki Halpin, Travis County resident
Richard Halpin, Travis County resident
Jim Crosby, Travis County resident
Kate Goodman, Travis County resident
Matthew Kim, Travis County resident
Wallis Goodman, Travis County resident
Dr. Koo-Hyun Kim, Travis County resident
Lou McCready, Travis County resident

County Announcements

Members of the Court heard from:

Shannon Steele, Benefits Manager, Human Resources Management Department (HRMD)
Lani Oglewood, Executive Assistant, Commissioner Precinct 2 Office and member, Travis County Green Team

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 July 23, 2019. (Judge Eckhardt)

MOTION: Approve Consent Items C1-C4 and Agenda Items 10, 12, 14.a-b, 16, 17, 18, 19.a-b, 20.a-b, 21, 22, 23, 24, 26, 29, 30.a-b, and A1.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Public Hearings

1. Receive comments regarding temporary road closures on Gregg Lane for the installation of a water main by Austin Water Supply in Precinct Two. (Action Item 25) (Commissioner Shea)

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

Members of the Court heard from:

Scott Lambert, Engineer, Transportation and Natural Resources (TNR)

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

2. Receive comments regarding a request to authorize the filing of an instrument to vacate a drainage easement located over and across Lots 1092 and 1093, Apache Shores, Section 2, a subdivision in Precinct Three. (Action Item 27) (Commissioner Daugherty)

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

Members of the Court heard from:

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

3. Receive comments regarding a request to authorize the filing of an instrument to vacate portions of a public utility easement and a drainage easement located over and across Lot 6, Block A, The Estates at Commanders Point Final Plat, a subdivision in Precinct Three. (Action Item 28) (Commissioner Daugherty)

MOTION: Open the Public Hearing.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner

SECONDER: Margaret J. Gómez, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Members of the Court heard from:

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

4. Receive comments regarding temporary road closures on Ann Place, Giblin Bend, and Maye Place in the Idyle Hours Acres subdivision to replace undersized waterlines in Precinct Two. (Action Item 31) (Commissioner Shea)

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

Members of the Court heard from:

Scott Lambert, Engineer, TNR
David Gomez, Engineer, Public Works Department, City of Austin
Nick Stanko, Travis County Resident
Mary DeCasia, Owner, Sol Healing and Wellness Center

Clerk's Note: The Court approved without objection closed the public hearing in Item 4.

5. Receive comments regarding the Fiscal Year (FY) 2019–2020 Travis County District Clerk's Records Management Plan. (Action Item 33) (Judge Eckhardt)

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

Members of the Court heard from:

Velva Price, Travis County District Clerk

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

Emergency Services

6. 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)

Members of the Court heard from:
Tony Callaway, Travis County Fire Marshal

MOTION: Approve an order prohibiting outdoor burning.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Clerk's Note: The prohibition on outdoor burning will expire on September 11, 2019, if conditions improve the order can be lifted by the County Judge and the Fire Marshal without action by the Commissioners Court.

Health and Human Services

7. Receive update regarding workforce development resource map and related department research around asset mapping. (Commissioners Shea & Gómez)

Members of the Court heard from:
Lawrence Lyman, Director, Research and Planning Division, HHS
Octvaio Ulloa, Planner, HHS

RESULT: **DISCUSSED**

Justice Planning

8. Consider and take appropriate action on the grant application to the Texas Indigent Defense Commission for a public defender office in Travis County. (Judge Eckhardt)

Members of the Court heard from:
Roger Jefferies, County Executive, Justice and Public Safety (JPS)
Kathryn Dyer, Clinical Professor, Criminal Defense Project, University of Texas at Austin, School of Law
Rebecca Sanchez, Administration, Development, and Visual Projects Coordinator, Grassroots Leadership

MOTION: Appoint Judge Morris Overstreet and Jose Vela to the Oversight Committee.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Jeffrey W. Travillion Sr, Commissioner
SECONDER: Brigid Shea, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

9. Consider and take appropriate action on the Pay for Success program for 250 units of permanent supportive housing, and partnership agreements. (This item may be taken into Executive Session under the Consultation with Attorney exception.) (Commissioners Daugherty & Gómez)

Members of the Court heard from:
Roger Jefferies, County Executive, JPS
Hanna Jamal, Director, Social Finance Inc
Alan Miller, Assistant Budget Director, Planning and Budget Office (PBO)
Ed McHorse, Board Member, Ending Community Homelessness Coalition (ECHO)
Matt Mollica, Executive Director, ECHO

RESULT: DISCUSSED

Operations Management

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

RESULT: ADDED TO CONSENT

11. Receive update on compensation and benefits for FY 2020. (Commissioners Travillion & Gómez)

Members of the Court heard from:

Tracey Calloway, Director, HRMD

Travis Gatlin, Budget Director, PBO

Jessica Rio, County Executive, PBO

Todd Osburn, Compensation Manager, HRMD

Carol Guthrie, Business Manager, Local 1624, American Federation of State, County and Municipal Employees (AFSCME)

RESULT: DISCUSSED

12. Consider and take appropriate action on an amendment to the license agreement with the Capital Area Private Defender Service (CAPDS) for the use of five additional parking spaces on the roof of Ned Granger Building parking garage. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Planning and Budget

13. Consider and take appropriate action on budget amendments, transfers, and discussion items.

RESULT: NO ACTION NECESSARY

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

a. Application to the University of North Texas for the Bollaert's Transcription of George Bonnell's Diary grant in the Historical Commission

b. Contract with the National Disability Institute (NDI) for a NDI grant in Health and Human Services (Commissioner Gómez)

RESULT: ADDED TO CONSENT

15. Consider and take appropriate action on the budget hearing schedule. (Commissioner Gómez)

Members of the Court heard from:

Jessica Rio, County Executive, PBO

MOTION: Approve the budget hearing schedule.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Gerald Daugherty, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Purchasing Office Items

16. Approve Change Order No. 1 to Contract No. 4400004331, J.T. Vaughn Construction, for renovation and restoration of the new County probate courts. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

17. Approve contract award for professional engineering services for the Criminal Justice Center upgraded cooling towers project, RFQ No. Q1508-009-LP, to the most highly qualified respondent, IMEG, Corp. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

18. Approve contract award for professional consulting services for Wells Branch Parkway at Howard Lane median improvements, RFQ No. Q1508-009-LP, to the most highly qualified respondent, Lockwood, Andrews & Newnam, Inc. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

19. Consider and take appropriation action on:

- a. Termination of Contract No. 4400000805, Rite of Passage, for residential treatment services
- b. Authorizing Purchasing Agent to issue notice of termination in accordance with Contract No. 4400000805 (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

20. Consider and take appropriation action on:

- a. Termination of the following contracts with Southwest Key Programs, Inc.:
 1. No. 4400000868, Case Management Services
 2. No. 4400000883, Professional Mentoring Services
 3. No. 4400000893, Intensive Supervision Services
 4. No. 4400003262, Life at Home Program with Functional Family Therapy (FFT)
- b. Authorizing Purchasing Agent to issue notice of termination in accordance with the above referenced contracts (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

21. Authorize Summit Energy Service, Inc., a Schneider Electric company, as a representative of Travis County to utility companies or agencies offering rebates, incentives, or grants for energy efficiency, and to vendors, suppliers, and service suppliers for the purpose of obtaining energy usage information, rebates, and incentives. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

22. Approve Interlocal Agreement No. 4400004596 with Texas A&M Engineering Extension Service for cybersecurity workshop for executive leaders. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Transportation and Natural Resources

23. Consider and take appropriate action regarding the termination of an interlocal agreement with the City of Austin for the construction of a sidewalk along Hog Eye Road in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

24. Consider and take appropriate action on the acceptance of dedication of the public street and drainage facilities within Lakeside at Blackhawk III, Phase 2, a subdivision in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

25. Consider and take appropriate action regarding temporary road closures on Gregg Lane for the installation of a water main by Austin Water Supply in Precinct Two. (Public Hearing 1) (Commissioner Shea)

MOTION: Approve Item 25.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Brigid Shea, Commissioner

SECONDER: Jeffrey W. Travillion Sr, Commissioner

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

26. Set a public hearing for Tuesday, September 10, 2019, regarding the resubdivision of Steiner Ranch Lake Club (one residential lot and one commercial lot – 5.228 acres – 12300 River Bend – City of Austin two-mile ETJ and limited purpose) in Precinct Two. (Commissioner Shea)

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action regarding a request to authorize the filing of an instrument to vacate a drainage easement located over and across Lots 1092 and 1093, Apache Shores, Section 2, a subdivision in Precinct Three. (Public Hearing 2) (Commissioner Daugherty)

MOTION: Approve Item 27.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Gerald Daugherty, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

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

28. Consider and take appropriate action regarding a request to authorize the filing of an instrument to vacate portions of a public utility easement and a drainage easement located over and across Lot 6, Block A, The Estates at Commanders Point Final Plat, a subdivision in Precinct Three. (Public Hearing 3) (Commissioner Daugherty)

MOTION: Approve Item 28.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Gerald Daugherty, Commissioner

SECONDER: Margaret J. Gómez, Commissioner

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

29. Consider and take appropriate action on the satisfactory completion of construction of the private streets within Sweetwater Ranch Section Two, Village F3, a subdivision in Precinct Three. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

30. Consider and take appropriate action on the following regarding Bella Fortuna, a subdivision in Precinct Four:

- a. Amended and restated roadway construction phasing agreement with Brohn Homes
- b. Use of an alternative fiscal agreement for Bella Fortuna Phase 1 (Commissioner Gómez)

RESULT: ADDED TO CONSENT

31. Consider and take appropriate action on temporary road closures on Ann Place, Giblin Bend, and Maye Place in the Idyle Hours Acres subdivision to replace undersized waterlines in Precinct Two. (Public Hearing 4) (Commissioner Shea)

MOTION: Approve Item 31.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Brigid Shea, Commissioner
SECONDER: Jeffrey W. Travillion Sr, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Other

32. Select additional alternates for the Elected Officials Salary Grievance Committee for 2019. (Judge Eckhardt)

Members of the Court heard from:
 Ron Morgan, Chief Deputy, Travis County Clerk's Office

RESULT: DISCUSSED

33. Consider and take appropriate action regarding the FY 2019–2020 Travis County District Clerk's Records Management Plan. (Public Hearing 5) (Judge Eckhardt)

MOTION: Approve Item 33.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Jeffrey W. Travillion Sr, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

34. Present 2018 Distinguished Service Award from the Texas Historical Commission to the Travis County Historical Commission. (Judge Eckhardt)

Members of the Court heard from:
 Bob Ward, President, Travis County Historical Commission

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

35. 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.¹ (Judge Eckhardt)

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

RESULT: DISCUSSED

36. Receive briefing and take appropriate action regarding property damage sustained on the Balcones Canyonlands Preserve parcel located near the intersection of FM 620 and Vista Parke Drive in Travis County.¹ (Commissioner Shea)

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

MOTION: Accept the settlement offer of \$49,500.00, from Liberty Civil Construction LLC and related entities to settle Travis County's claim for damages caused to the Balcones Canyonlands Preserve near FM 620 and Vista Parke Drive, and authorize the County Judge to sign any documents necessary to effectuate this settlement.

RESULT: APPROVED [UNANIMOUS]

MOVER: Brigid Shea, Commissioner

SECONDER: Gerald Daugherty, Commissioner

AYES: Sarah Eckhardt, Brigid Shea, Gerald Daugherty, Margaret J. Gómez

ABSENT: Jeffrey W. Travillion Sr

37. Consider and take appropriate action on the acquisition of approximately eight acres of land in connection with the Balcones Canyonlands Conservation Plan in Precinct Three.^{1&2} (Commissioner Daugherty)

Judge Eckhardt 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.

MOTION: Counter with the amount discussed in Executive Session.

RESULT: APPROVED [UNANIMOUS]

MOVER: Gerald Daugherty, Commissioner

SECONDER: Brigid Shea, Commissioner

AYES: Sarah Eckhardt, Brigid Shea, Gerald Daugherty, Margaret J. Gómez

ABSENT: Jeffrey W. Travillion Sr

38. Receive briefing and take appropriate action regarding property damage sustained at Travis County's Balcones Canyonlands Preserve conservation easement located at 13500 FM 2769, Austin, Texas.¹ (Commissioner Daugherty)

Judge Eckhardt announced that Item 38 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Accept the settlement offer of \$4,500.00, from Hyatt and related entities to settle Travis County's claim for damages caused to the Balcones Canyonlands Preserve near 13500 FM2769, and authorize the County Judge to sign any documents necessary to effectuate this settlement.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Gerald Daugherty, Commissioner

SECONDER: Brigid Shea, Commissioner

AYES: Sarah Eckhardt, Brigid Shea, Gerald Daugherty, Margaret J. Gómez

ABSENT: Jeffrey W. Travillion Sr

39. Receive legal briefing on bulk water sales, residential water hookups and other distribution options for residential water supply in underserved areas of Travis County.¹ (Commissioner Gómez)

Judge Eckhardt announced that Item 39 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

RESULT: **DISCUSSED**

Added Items

- A1. Set a public hearing on August 27, 2019, to receive comments regarding amendments to Title 30, Austin/Travis County Subdivision Regulations, in order to implement HB 3167. (Commissioners Travillion & Shea)

RESULT: **ADDED TO CONSENT**

Adjourn

Minutes approved by the Commissioners Court

Date of Approval

Sarah Eckhardt, Travis County Judge