



Minutes for the Travis County Commissioners Court Tuesday, February 4, 2020 Voting Session

Minutes Prepared by the Travis County Clerk
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Call to Order

Meeting called to order on February 4, 2020, 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

County Announcements

Members of the Court heard from:
Sherri Fleming, County Executive, Travis County Health and Human Services (HHS)
Ana Almaguel, Planning Project Manager, HHS

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)

MOTION: Approve Consent Items C1-C3 and Agenda Items 4, 5, 6, 7, 13, 15, 16.a-b, 19, 20.a-b, 21, 23.a-b, 24, 25, 26, 27, 28, and 30.
RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Resolutions and Proclamations

1. Approve proclamation recognizing the Capital Metropolitan Transportation Authority (Capital Metro) for reaching the milestone of having provided one billion trips. (Commissioner Travillion)

RESULT: NO ACTION NECESSARY

2. Approve proclamation recognizing Integral Care and the Central Texas African American Family Support Conference Committee. (Commissioners Shea & Gómez)

Members of the Court heard from:

Emmitt Hayes, Board of Trustees, Integral Care

Willie Williams, Chair, Central Texas African American Family Support Conference Committee

MOTION: Approve Item 2.

RESULT: **APPROVED [UNANIMOUS]**

MOVER: Margaret J. Gómez, Commissioner

SECONDER: Brigid Shea, Commissioner

AYES: Jeffrey W. Travillion Sr, Brigid Shea, Gerald Daugherty, Margaret J. Gómez

ABSENT: Sarah Eckhardt

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

Clerk's Note: The County Judge announced that by taking no action, the prohibition against outdoor burning remains lifted.

4. Consider and take appropriate action on the reappointments of Jesse Arellano and Ronald Fowler to the Emergency Services District (ESD) 12 Board of Commissioners, for terms effective immediately and ending December 31, 2021. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

5. Consider and take appropriate action on the appointment of Jessica Clinton to the ESD 6 Board of Commissioners, for a term effective immediately and ending December 31, 2021. (Commissioner Shea)

RESULT: ADDED TO CONSENT

6. Consider and take appropriate action on the appointment of Naomi Giroux to the ESD 1 Board of Commissioners, for a term effective February 1, 2020, and ending December 31, 2021. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

7. Consider and take appropriate action on the appointment of William Roney to the ESD 7 Board of Commissioners, for a term effective immediately and ending December 31, 2020. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Health and Human Services

8. Receive an update on the Travis County Snapshot from the American Community Survey 2018. (Commissioners Shea & Gómez)

Members of the Court heard from:

Lawrence Lyman, Director, Research and Planning Division, HHS
Rochelle Olivares, Planner, HHS
Octavio Ulloa, Planner, HHS
April Klein, Planner, HHS

RESULT: DISCUSSED

9. Receive an update on the FY 2019 Community Impact Report. (Commissioners Shea & Gómez)

Members of the Court heard from:

Lawrence Lyman, Director, Research and Planning Division, HHS
Courtney Bissonnet Lucas, Senior Planner, HHS
April Klein, Planner, HHS
Rochelle Olivares, Planner, HHS
Sherri Fleming, County Executive, HHS
Travis Gatlin, Budget Director, Planning and Budget Office (PBO)

RESULT: DISCUSSED

Intergovernmental Relations

10. Consider and take appropriate action on an appointment to the Sobering Center Board of Directors. (Judge Eckhardt)

Members of the Court heard from:

Julie Wheeler, Interim Intergovernmental Relations Officer, Intergovernmental Relations Office (IGR)

MOTION: Interview the three candidates on February 11, 2020.

RESULT: APPROVED [UNANIMOUS]

MOVER: Brigid Shea, Commissioner

SECONDER: Jeffrey W. Travillion Sr, Commissioner

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

11. Consider and take appropriate action on an interlocal agreement with the City of Austin regarding Census outreach activities. (Judge Eckhardt)

RESULT: NO ACTION NECESSARY

Justice Planning

12. Consider and take appropriate action regarding Pay for Success for permanent supportive housing. (This item may be taken into Executive Session under the Consultation with Attorney exception.) (Commissioners Daugherty & Gómez)

Judge Eckhardt announced that Item 12 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney.

MOTION: Direct staff to discontinue negotiations with Social Finance on the Pay for Success project.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

13. Consider and take appropriate action on a request for reduction to the Law Library change fund. (Commissioner Gómez)

RESULT: **ADDED TO CONSENT**

14. Consider and take appropriate action on the appointment of the Travis County Chief Public Defender, and other related matters. (This item may be taken into Executive Session under the Consultation with Attorney and Personnel Matters exceptions.) (Judge Eckhardt)

Judge Eckhardt announced that Item 14 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.

MOTION: Appoint Adeola Ogunkeyede as the Chief Public Defender, to start April 20, 2020.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Jeffrey W. Travillion Sr, Commissioner
SECONDER: Brigid Shea, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Planning and Budget

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

RESULT: **ADDED TO CONSENT**

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

- a. Annual contract with the Texas Department of Housing and Community Affairs (TDHCA) to continue the Low-Income Home Energy Assistance Program (LIHEAP) Weatherization Assistance for FY 2020 in the Health and Human Services Department (HHS)
- b. Annual contract with the TDHCA to continue the Comprehensive Energy Assistance Program (CEAP) for FY 2020 in HHS (Commissioner Gómez)

RESULT: **ADDED TO CONSENT**

17. Consider and take appropriate action on the scope of services for real estate and financial advisory services for the sale or ground lease of Palm School. (Commissioner Gomez)

Members of the Court heard from:

Christy Moffett, Director, Economic and Strategic Planning, PBO

MOTION: Approve Item 17.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Purchasing Office Items

18. Approve contract award for vending machine concession services and micro market services, RFS No. S1908-008-LD, to the sole respondent, Accent Food Services. (Commissioner Daugherty)

Judge Eckhardt announced that Item 18 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 Item 18.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

19. Approve contract award for the construction of the Webberville Park Maintenance Facility, CSP No. 1906-008-TG, to the sole bidder, Majestic Services, Inc. (Commissioner Daugherty)

RESULT: **ADDED TO CONSENT**

Technology and Operations

20. Consider and take appropriate action on:

- a. Routine personnel actions
- b. Non-routine personnel actions (Commissioners Travillion & Gómez)

RESULT: **ADDED TO CONSENT**

21. Receive update on the Travis County Employee Health Care Fund for the period of October 1 – December 31, 2019. (Commissioners Travillion & Gómez)

RESULT: **ADDED TO CONSENT**

22. Consider and take appropriate action on revisions to Constable Field Training Officer (FTO) pay. (Commissioners Travillion & Gómez)

Members of the Court heard from:

Tracey Calloway, Director, Human Resources Management Department (HRMD)

Todd Osburn, Compensation Manager, HRMD

Alex Braden, Budget Analyst Sr., PBO

MOTION: Approve all four recommendations in Item 22.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Gerald Daugherty, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

23. Consider and take appropriate action on the following appointments to the Compensation Committee:

- a. Chris Dietche, representative for the non-judicial elected officials
- b. Nancy Goodman-Gill, representative for the Commissioner Court departments (Commissioners Travillion & Gómez)

RESULT: ADDED TO CONSENT

24. Consider and take appropriate action on a lease with the Health and Human Services Commission for the County to use 1,183 square feet in Building 784 of the Austin State Hospital Campus located at 4110 Guadalupe Street. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

25. Consider and take appropriate action regarding the assignment of a license agreement with Front Line Consulting, LLC to provide approximately 300 square feet of space in the 700 Lavaca building to Front Line Advisory Group LLC. (Commissioner Daugherty)

RESULT: ADDED TO CONSENT

Transportation and Natural Resources

26. Consider and take appropriate action on a variance from Title 30-2-151 (streets of a new subdivision shall align with existing streets on adjoining property) for Hildene Way – Oak Forest IV Final Plat (two lots on 64.56 acres – Decker Lane – City of Austin two-mile ETJ) in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

27. Consider and take appropriate action on a plat for recording: Los Gorostieta subdivision, Final Plat (six total lots – single-family – 10 acres – Hog Eye Road at Hibbs Lane – no ETJ) in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

28. Consider and take appropriate action on a request to use an alternative fiscal agreement for The Park at Blackhawk VI, Section 4, a subdivision in Precinct One. (Commissioner Travillion)

RESULT: ADDED TO CONSENT

29. Consider and take appropriate action on Madrone Canyon Preliminary Plan (117 total lots – 110 single-family, one private street lot, and six open-space lots – 139.680 acres – Cross Peak Drive – no ETJ) in Precinct Three. (Commissioner Daugherty)

MOTION: Approve Item 29.
RESULT: **APPROVED [4 TO 0]**

MOVER: Gerald Daugherty, Commissioner
SECONDER: Margaret J. Gómez, Commissioner
AYES: Sarah Eckhardt, Jeffrey W. Travillion Sr, Gerald Daugherty, Margaret J. Gómez
ABSTAIN: Brigid Shea

30. Consider and take appropriate action on a license agreement with Stalwart Films, LLC for the use of Timber Creek property managed by County Parks and Richard Moya Park as a filming location in Precinct Four. (Commissioner Gómez)

RESULT: ADDED TO CONSENT

Other

31. Consider and take appropriate action on a request from Veterans Services for an exception to allow reimbursement of travel expenses incurred while attending Texas Veterans Commission training in San Marcos on December 3–5, 2019. (Commissioners Travillion & Daugherty)

RESULT: NO ACTION NECESSARY

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

32. Consider and take appropriate action on the recruitment process and interview for, and the selection of, the Intergovernmental Relations (IGR) Officer.^{1&3} (Judge Eckhardt)

Judge Eckhardt announced that Item 32 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.074, Personnel Matters.

RESULT: DISCUSSED

33. Consider and take appropriate action on the sale, lease, or exchange of Palm School or other property in Travis County's real estate portfolio and acquisition of property interests in the land underlying the Travis County Exposition Center or other real property.^{1&2} (Judge Eckhardt)

Judge Eckhardt announced that Item 33 would be considered in Executive Session pursuant to Gov't. Code Ann. 551.071, Consultation with Attorney and Gov't. Code Ann. 551.072, Real Property.

RESULT: DISCUSSED

34. Receive legal briefing in Amy Smith, et al. v. City of Austin, et al., Case No. 1:18-CV-5051.¹ (Judge Eckhardt)

RESULT: NO ACTION NECESSARY

35. Receive legal briefing in Emily Borchardt v. Travis County, Texas, et al., Cause No. 1:19-CV-00891-LY.¹ (Judge Eckhardt)

RESULT: NO ACTION NECESSARY

36. Receive briefing and take appropriate action concerning the claims asserted in Travis County, Texas v. Mustang Kimbro Estates, LLC, et al., Cause No. D-1-GN-18-004770, and other claims, actions, and parties that relate to this litigation.¹ (Commissioner Travillion)

RESULT: NO ACTION NECESSARY

37. Consider and take appropriate action on a request to reinstate accrued leave for the employee in Position #7649.^{1&3} (Commissioner Travillion)

RESULT: NO ACTION NECESSARY

38. Consider and take appropriate action regarding leases or license agreements for cafeterias at the Ned Granger Building, Heman Marion Sweatt Courthouse, and Thurman-Blackwell Criminal Justice Center.^{1&2} (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 and Gov't. Code Ann. 551.072, Real Property.

RESULT: DISCUSSED

39. Receive briefing and authorize the County Attorney to accept, reject, or counter settlement offer in Travis County, Texas v. MCJV Investments, Ltd. formerly known as M.C. Joint Venture, Cause No. C-1-CV-19-007897.^{1&2} (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 and Gov't. Code Ann. 551.072, Real Property.

MOTION: Accept the offer of \$223,000.00 to settle this case.
RESULT: **APPROVED [UNANIMOUS]**
MOVER: Margaret J. Gómez, Commissioner
SECONDER: Jeffrey W. Travillion Sr, Commissioner
AYES: Eckhardt, Travillion Sr, Shea, Daugherty, Gómez

Adjourn

Minutes approved by the Commissioners Court

Date of Approval

Sarah Eckhardt, Travis County Judge