

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
DECEMBER 9, 2008**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:34 A.M. on TUESDAY, DECEMBER 9, 2008, a REGULAR SESSION of the Commissioners' Court of Williamson County, Texas, was held with the following being present, to-wit:

Present: Dan A. Gattis, County Judge
Lisa Birkman, Commissioner Precinct 1
Cynthia Long, Commissioner Precinct 2
Valerie Covey, Commissioner Precinct 3
Ron Morrison, Commissioner Precinct 4
Nancy E. Rister, County Clerk

Attendees: Dale Rye, County Attorney General Counsel
Connie Singleton, Deputy County Clerk

1. Read and approve the minutes of the last meeting.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the minutes of the last meeting.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

2. Consider noting in minutes any off right-of-way work on any County road done by Road & Bridge Unified System.

URS Road Administrator Greg Bergeron addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To note in minutes Utility Request: Precinct #3 David Erfurt - Erfurt Commercial Subdivision - CR 100 (north of CR 107) - Road cut for 8" water line. (in Pct. #3 & Pct. #4 - CR 100 is the precinct boundary.)***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

3. **Hear County Auditor concerning invoices, bills, Quick Check Report, and Wire Transfers submitted for payment and take appropriate action including, but not limited to approval for payment provided said items are found by the County Auditor to be legal obligations of the county.**

Accounts Payable/Payroll Manager Donna McKitrick addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long **Motion: To authorize the payment of bills totaling \$3,174,584.11 from computer printout, Addendum, Wire Transfer, Quick Check Report from the proper line items, if found by the County Auditor to be legal expenses as appropriated in the County budget.**

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

4. **Citizen comments.**

Donna Colburn from the American Business Women's Association presented Captain Richard Blake of the Sheriff's Department with a check for \$2000 for Brown Santa.

Others who addressed the Court:

Mike and Patrick Harlow and Jim Dillon of Liberty Hill
 Mary Ellen Kersch, Nancy Marsh and Zoe Wilson of Georgetown
 Adrian Evans-Stark of Driftwood
 Sherry Dana, Marjorie Herbert and Dr. Terri Hall of Georgetown
 Jose Orta representative of LULAC 4721 of Taylor
 Anne Jordan of Georgetown

CONSENT AGENDA

The Consent Agenda includes routine items that the Court may act on with one single vote. The Judge or a Commissioner may pull any item from the Consent Agenda in order that the Court discuss and act upon it individually as part of the Regular Agenda.

(Items 5 - 12)

5. **Discuss and consider approving a line item transfer for J.P. #1.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for J.P. #1 (with changes to account numbers from 0100-0451-003 to 0100-0451-003010 and 003005):

From	0100-0451-003010	Computer Equipment<\$5000	\$1,400.00	
To	0100-0451-003005	Office Furniture<\$5000	\$1,400.00	

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

6. Discuss and consider approving a line item transfer for non departmental.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for non departmental:

From	0100-0409-005000	Capital Outlay>\$5000	\$119,300.00
To	0100-0409-000777	Transfer to Capital Projects	\$119,300.00

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

7. Discuss and consider approving a line item transfer for the Law Library.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the Law Library:

From	0350-0680-003005	Office Furniture<\$5000	\$320.00
To	0350-0680-003010	Computer Equip<\$5000	\$320.00

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

8. Discuss and take action on appointment of Roger Doyer as Reserve Deputy.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long **Motion: To approve appointment of Roger Doyer as Reserve Deputy.**

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

9. Discuss and take action on appointment of Roy Fikac to full time deputy position.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long **Motion: To approve the appointment of Roy Fikac to full time deputy position.**

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

10. **Consider and take appropriate action on authorizing the retirement of 19 vehicles and the transfer of various items from multiple departments through inter-office transfer to County departments and/or auction/donation. (Complete list filed with official minutes)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the retirement of 19 vehicles and the transfer of various items from multiple departments through inter-office transfer to County departments and/or auction/donation.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

11. **Discuss and consider approving License Agreement for Beltorre POA, Pct. #2.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve License Agreement for Beltorre POA, Pct. #2.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

12. **Discuss and consider final plat approval of Erfurt Commercial Subdivision, Pct. #4.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve final plat of Erfurt Commercial Subdivision, Pct. #4.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

REGULAR AGENDA

13. **Discuss and consider proposed "No Parking Zone" along Centerbrook Place adjacent to the park located on Lot 9, Block B, Teravista Section 26B, Pct. #1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve proposed "No Parking Zone" along Centerbrook Place adjacent to the park located on Lot 9, Block B, Teravista Section 26B, Pct. #1.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

14. Discuss and consider preliminary plat approval for Lakewind Place, Pct. #4.

County Engineer Joe England addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve preliminary plat for Lakewind Place, Pct. #4.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

15. Discuss and take appropriate action on road bond program.

Richard Ridings of HNTB addressed the Court.

16. Discuss and consider approving Huggins/Seiler & Associates, LP Professional Service Agreement (PSA) for the IH-35/Ronald Reagan Blvd. Interchange project.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Huggins/Seiler & Associates, LP Professional Service Agreement (PSA) for the IH-35/Ronald Reagan Blvd. interchange project.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

17. Discuss and consider approving Huggins/Seiler & Associates, LP Professional Service Agreement (PSA) for the IH-35/Ronald Reagan Blvd. Interchange project.

This item was pulled from the agenda.

18. Discuss and take appropriate action on order restricting certain fireworks in Williamson County.

Emergency Operations Director John Sneed addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve an order restricting certain aerial fireworks and limiting the amount of days fireworks may be sold in Williamson County.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

19. **Discuss and take appropriate action on an interlocal cooperation agreement between Williamson County and the Williamson County Conservation Foundation regarding management and administration of the county's Regional Habitat Conservation Plan (RHCP).**

Gary Boyd of the Parks Department addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve an interlocal cooperation agreement between Williamson County and the Williamson County Conservation Foundation regarding management and administration of the county's Regional Habitat Conservation Plan (RHCP).***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

20. **Discuss and take action on the appointments of Commissioner Valerie Covey and Celine Duke to the Summit at the Rivery Tax Increment Reinvestment Zone (TIRZ) Board. These will be 2 year terms.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: County Judge Dan A. Gattis ***Motion: To approve the appointments of Commissioner Valerie Covey and Celine Duke to the Summit at the Rivery Tax Increment Reinvestment Zone (TIRZ) Board.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

21. **Discuss and take appropriate action on the Texas Commission on Environmental Quality (TCEQ) Executive Director's recommendation for Williamson County to be included with Travis County in a non-attainment area for air quality.**

Gary Boyd of the Parks Department and Cathy Stephens from CAMPO addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution encouraging the TCEQ Commission to reject the staff recommendation for designating Williamson County as non-attainment.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

22. **Consider approval of Williamson-Burnet County Opportunities (WBCO) to submit application for \$60,000 in FY 2009 Emergency Shelter Grants Program (ESGP) funding from the Texas Department of Housing and Community Affairs (TDHCA).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To approve Williamson-Burnet County Opportunities (WBCO) to submit application for \$60,000 in FY 2009 Emergency Shelter Grants Program (ESGP) funding from the Texas Department of Housing and Community Affairs (TDHCA).**

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

23. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim's Assistance Donations.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim's Assistance Donations:

From/To	Acct No.	Description	Amount
	0100-0000-367400	Donations	\$93.00

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

24. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim's Assistance Donations.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim's Assistance Donations:

From/To	Acct No.	Description	Amount
	0100-0560-003671	V.A. Donations	\$93.00

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

25. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Park Donations.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Park Donations:

From/To	Acct No.	Description	Amount
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	0100-0000-367403	Park Donations	\$163.00
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Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

26. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Park Donations.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Park Donations:

From/To	Acct No.	Description	Amount
	0100-0510-003670	Donations	\$163.00

Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:52 A.M. ON TUESDAY, DECEMBER 9, 2008.

27. Discuss real estate (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.0721 deliberation regarding real property.)

No action was taken in Executive Session.

28. Discuss pending or contemplated litigation (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.071 consultation with attorney.)

No action was taken in Executive Session.

29. Discuss County Landfill (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.071 consultation with attorney.)

No action was taken in Executive Session.

30. Deliberation regarding economic development negotiations (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.087 deliberation regarding economic development negotiations.)

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:49 A.M. ON TUESDAY, DECEMBER 9, 2008.

31. Discuss and take appropriate action on real estate.

No action was taken.

32. Discuss and take appropriate action on pending or contemplated litigation.

No action was taken.

33. Discuss and take appropriate action on the County Landfill.

No action was taken.

34. Discuss and take appropriate action concerning deliberation regarding economic development negotiations.

No action was taken.

35. Comments from Commissioners.

There were no comments from the Commissioners.

COMMISSIONERS' COURT RECESSED AT 11:50 A.M AND RECONVENED AT 1:34 P.M.

36. 1:30 P.M. Road Bond Work Session

The following addressed the Court:
Richard Ridings of HNTB
Tina Walker, Project Manager for URS
Jon Hockenyoos President of Texas Prospectus (TXP)
Travis James, Vice President of Texas Prospectus (TXP)
Phil Eshelman, Transportation Manager for URS
Mike Weaver of Prime Strategies
First Assistant County Auditor Julie Kiley
County Auditor David Flores

COMMISSIONERS' COURT ADJOURNED AT 3:24 P.M. ON TUESDAY, DECEMBER 9, 2008.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 16th day of December, 2008.



ATTEST: Nancy E. Rister, Clerk of Commissioners' Court, Williamson County, Texas

By: Connie Singleton, Deputy