

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
FEBRUARY 10, 2009**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:37 A.M. on TUESDAY, FEBRUARY 10, 2009, 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 with changes:***

To approve sending the Proposed 2009 Landfill Operation Agreement draft with the changes as proposed by our attorneys to Waste Management and to encourage Waste Management Inc. to approve the contract as soon as possible, returning it to the Commissioners Court for final approval.

Page 28 Section 4.4 (b) Waste Volume and Origination Limits - Change to use the Texas Commission on Environmental Quality (TCEQ) definition which includes (changed from excludes) construction and demolition debris and treatment plant sludge.

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.

No action was taken.

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 McKittrick addressed the Court.

Commissioner Birkman abstained in regards to invoice for Gabriel's Funeral Chapel. (Conflict of Interest Affidavit attached)

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the payment of bills totaling \$2,215,857.67 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.

The following citizens addressed the Court:

Kurt Johnson Jr. of Austin

Mike Harlow and Jim Dillon of Liberty Hill

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 - 10)

5. To discuss and consider approving a line item transfer for Extension Office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Extension Office:

From	0100-0665-005700	Vehicles>\$5000	\$750.00	<input type="checkbox"/>
To	0100-0665-003101	Educational Aids	\$750.00	

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 Facilities.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Facilities:

From	0100-0509-004999	Miscellaneous	\$500.00	<input type="checkbox"/>
To	0100-0509-003311	Uniforms	\$500.00	

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 ITS.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for ITS:

From	0100-0503-003115	Computer Supplies	\$2,500.00	
To	0100-0503-004541	Vehicle Repairs & Maintenance	\$2,500.00	

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 consider approving a line item transfer for CSCD.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Community Supervision and Corrections Department (CSCD):

From	0100-0572-003006	Office Equipment< \$5000	\$3000.00	
To	0100-0572-003005	Office furniture<\$5000	\$3000.00	

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

9. Consider approving Justice of the Peace #4 January 2009, monthly report in compliance with Code of Criminal Procedure 103.005(b).

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Justice of the Peace #4 January 2009, monthly report in compliance with Code of Criminal Procedure 103.005(b).***

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. Review and consider approval of Tax Collection Agreement between Leander Independent School District and Williamson County.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Tax Collection Agreement between Leander Independent School District and 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

REGULAR AGENDA

- 11. Discuss and take appropriate action regarding a resolution honoring Mayor Ken Love of Hutto, Texas.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a resolution honoring Mayor Ken Love of Hutto, Texas.***

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 take appropriate action on resolution to recognize the 2008 Stony Point High School football team.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a resolution to recognize the 2008 Stony Point High School football team.***

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

- 13. Present the Court with Constable Robert Chody's Texas Peace Officer license.**

Constable Precinct 1 Robert Chody addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To accept the Texas Peace Officer license for Constable Robert Chody.***

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 take appropriate action on road bond program.**

Richard Ridings of HNTB addressed the Court.

15. **Discuss and consider approving Huitt~Zollars, Inc. Supplemental #1 to their US 79, Section 5A & 5B Pass Through Finance Professional Service Agreement (PSA).**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve Huitt~Zollars, Inc. Supplemental #1 to their US 79, Section 5A & 5B Pass Through Finance Professional Service Agreement (PSA).***

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

16. **Discuss and consider preliminary plat approval for The Estates at Star Ranch, Pct. #4.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve preliminary plat for The Estates at Star Ranch, 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

17. **Discuss & consider authorizing the County Judge to sign Grazing Lease Contract with Bob Wunsch.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to sign Grazing Lease Contract with Bob Wunsch.***

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

18. **Discuss and take appropriate action on the appointment of a County Court at Law Judge to serve as a board member to the Williamson County Bail Bond Board.**

Administrative Assistant to the County Judge, Peggy Vasquez addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the appointment of Judge John McMaster County Court at Law #4 to serve as a board member to the Williamson County Bail Bond Board.***

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

19. **Discuss and take appropriate action on the appointment or reappointment of Commissioners' Court members to boards and committees.**

This item was removed from the agenda.

20. **Discuss and take appropriate action on an update regarding the possible development of a strategic long range plan for Williamson County.**

Public Information Officer Connie Watson and Executive Assistant to the Commissioner Precinct 1, Mary Clark addressed the Court.

No action was taken.

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:25 A.M. ON TUESDAY, FEBRUARY 10, 2009.

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

No action taken in Executive Session.

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

No action taken in Executive Session.

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

No action taken in Executive Session.

24. **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 1:00 P.M. ON TUESDAY, FEBRUARY 10, 2009. The County Judge announced that no action was taken in the executive session.

COMMISSIONERS' COURT RECESSED AT 1:01 P.M. to allow two members of the Court to participate in a negotiation meeting. The remaining three members of the Court did not engage in any deliberations on county business during the recess.

COMMISSIONERS' COURT RECONVENED AT 4:06 P.M., when the full Court had returned from their other commitments.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 4:07 P.M. to continue consultations with their attorneys concerning the county landfill.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 4:42 P.M. The County Judge announced that no action was taken in the executive session. The Judge then made a brief statement about the formation of future agendas for possible action concerning the landfill and announced that a quorum of the Court would be attending the February 11 meeting of the Texas Commission on Environmental Quality, as previously posted.

- 25. Discuss and take appropriate action on real estate.**

No action was taken.

- 26. Discuss and take appropriate action on pending or contemplated litigation.**

No action was taken.

- 27. Discuss and take appropriate action on the County Landfill.**

No action was taken.

- 28. Discuss and take appropriate action concerning deliberation regarding economic development negotiations.**

No action was taken.

- 29. Comments from Commissioners.**

Commissioner Long commented that the re-striping of the south bound on-ramp on US 183 will begin Wednesday of this week.

COMMISSIONERS' COURT ADJOURNED AT 4:43 P.M. ON TUESDAY, FEBRUARY 10, 2009.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 17th day of February, 2009.



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

By: Connie Singleton, Deputy