

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
MARCH 17, 2009**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:39 A.M. on TUESDAY, MARCH 17, 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
Valerie Covey, Commissioner Precinct 3
Ron Morrison, Commissioner Precinct 4
Nancy E. Rister, County Clerk
Absent: Cynthia Long, Commissioner Precinct 2
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 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: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To note in minutes utility request: Precinct 2 - Chisholm Trail SUD - Ronald Reagan Blvd. - Bore and ROW for 24" and 30" DIP water main.***

Precinct 4 - Central Telephone Company of Texas (Embarq) - Limmer Loop - Bore for buried fiber optic communication.

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
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 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize the payment of bills totaling \$4,724,952.35 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 with corrections.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

4. **Citizen comments.**

The following citizens addressed the Court:

Kurt Johnson Sr. of Austin

Jim Dillon and Mike Harlow 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 - 16)

5. **Discuss and consider approving a line item transfer for ITS.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a line item transfer for ITS:***

From	0100-0503-003101	Ed. Aids/Materials/Training Supplies	\$500.00	
From	0100-0503-003311	Uniforms	\$1,000.00	
To	0100-0503-003005	Office Furniture<\$5000	\$1,500.00	

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

6. **Discuss and consider approving a line item transfer for HazMat.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for HazMat:

From	0100-0542-004410	Bond Premiums	\$2,000.00	
To	0100-0542-004541	Vehicle Repairs/ Maint	\$2,000.00	

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

7. Discuss and consider approving a line item transfer for Extension Services.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

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

From	0100-0665-005700	Vehicles>\$5000	\$252.00	
To	0100-0665-003006	Office Equipment<\$5000	\$252.00	

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

8. Discuss and consider approving a line item transfer for DPS.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for DPS:

From	0100-0564-004544	Repairs to Office Equip	\$200.00	
To	0100-0564-003008	Law Enforcement Equipment<\$5000	\$200.00	

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

9. Discuss and consider approving a line item transfer for URS.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for URS:

To	0200-0210-003011	Computer Software <\$5000	\$10,283.00	
From	0200-0210-005741	Computer Software >\$5000	\$10,283.00	

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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison **Motion: To approve Justice of the Peace #4 February 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 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

11. Consider approving the Waiver of Penalty and Interest to customers as requested by the Williamson County Tax Assessor/Collector.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve Waiver of Penalty and Interest to customers as requested by the Williamson County Tax Assessor/Collector.***

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

12. Consider and take appropriate action on authorizing the transfer of equipment between departments through inter-office transfer and the transfer of a vehicle and equipment from various departments to auction, donation or destruction. (Complete list filed with official minutes)

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the transfer of equipment between departments through inter-office transfer and the transfer of a vehicle and equipment from various departments to auction, donation or destruction.***

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

13. Consider accepting a donation of \$300 from Chasco for the Grand Opening ceremony of the Brushy Creek Regional Trail.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a donation of \$300 from Chasco for the Grand Opening ceremony of the Brushy Creek Regional Trail.***

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

14. Consider accepting a donation of \$100 from Mark Williamson for an Eagle Scout project on the Brushy Creek Trail.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a donation of \$100 from Mark Williamson for an Eagle Scout project on the Brushy Creek Trail.***

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

15. Discuss and consider the preliminary plat approval for Grace Meadows, Pct. #2.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the preliminary plat for Grace Meadows, Pct. #2.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

16. Discuss and consider re-approval of preliminary plat for Middle Brook Ranch, Pct. #2.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To re-approve the preliminary plat for Middle Brook Ranch, Pct. #2.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

REGULAR AGENDA

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

James Klotz, Project Manager for HNTB and Public Information Officer Connie Watson addressed the Court.

18. 10:04 A.M. Commissioners' Court recessed to hold a public hearing to change the name of E. Bowman Road to Tiger Trail beginning at the end of the Round Rock city limit and ending at North A.W. Grimes Blvd.

No one addressed the Court.

10:05 A.M. Public Hearing closed.

COMMISSIONERS' COURT RECONVENED AT 10:05 A.M. ON TUESDAY MARCH 17, 2009

19. Consider authorizing the County Judge to execute a contract with TxDOT for right of way procurement on SH 195 Segments #2 & #3 and take other appropriate action.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the County Judge to execute a contract with TxDOT for right of way procurement on SH 195 Segments #2 & #3.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

20. **Consider authorizing the County Judge to execute a contract with TxDOT for right of way procurement on SH 195 Segment #4 and take other appropriate action.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the County Judge to execute a contract with TxDOT for right of way procurement on SH 195 Segment #4.***

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

21. **Discuss and consider approving a line item transfer for Mobile Outreach Team (MOT)/Non Departmental.**

The following addressed the Court:
Emergency Operations Director John Sneed
Mobile Outreach Team Manager Annie Burwell
Auditor Melanie Denny

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for MOT/Non Departmental:

From	0100-0409-004100	Professional Services	\$13,547.83	
To	0100-0409-003010	Computer Equipment<\$5000	\$13,547.83	

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

22. **Discuss and consider approving the addition of one slot or position to the Mobile Outreach Team(MOT) as well as converting one current 30 hour per week slot to 40 hours per week or full time.**

Emergency Operations Director John Sneed and Mobile Outreach Team Manager Annie Burwell addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the addition of one slot or position to Mobile Outreach Team (MOT) as well as converting one current 30 hour per week slot to 40 hours per week or full time.***

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

23. **Discuss and take appropriate action on allowing the residents of Country View Estates to amend the subdivision's plat to allow the conversion of Will Smith Drive and Will Smith Circle, which were dedicated in the original plat but never accepted as public roads, into private easements that will be owned and maintained in perpetuity by the Homeowner's Association, and disclaiming any right, title, or interest that the County might have in ever adding these private roads to the county road system.**

No action was taken.

24. **Discuss and take appropriate action regarding Commissioners' Court Order extending state of disaster declaration for severe drought conditions until terminated by order of the Commissioners' Court.**

Emergency Operations Director John Sneed and EMS Captain Jarred Thomas addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Commissioners' Court Order extending state of disaster declaration for severe drought conditions until terminated by order of the Commissioners' Court.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

25. **Discuss and take appropriate action regarding appointing Randolph N. Marshall as Assistant County Veterans Service Officer.**

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the appointment of Randolph N. Marshall as Assistant County Veterans Service Officer.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

26. **Consider authorizing advertising and setting date of Wednesday, April 22, 2009 at 2:30 P.M. in the Purchasing Department to receive proposals for Third Party Administrator for the Williamson County Indigent Health Care Program (Proposal# 09WCP814).**

Assistant Director of Williamson County and Cities Health District Bride Roberts addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize advertising and set date of Wednesday, April 22, 2009 at 2:30 P.M. in the Purchasing Department to receive proposals for Third Party Administrator for the Williamson County Indigent Health Care Program (Proposal# 09WCP814).***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

27. **Consider authorizing advertising and setting date to receive bids in the Purchasing Department for various commodities. (Complete schedule attached)**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize advertising and set date to receive bids in the Purchasing Department for various commodities.***

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

- 28. Consider approving price increase request from SafeLane Traffic Supply for 12 foot galvanized 2 3/8" OD posts.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve price increase request from SafeLane Traffic Supply for 12 foot galvanized 2 3/8" OD posts.***

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

- 29. Consider authorizing the County Judge to cancel the lease agreement between Neopost Inc. and Williamson County for five postage machines in the County. The Judge's signature will serve as a 60-day notification of the contract cancellation.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to cancel the lease agreement between Neopost Inc. and Williamson County for five postage machines in the County. The Judge's signature will serve as a 60-day notification of the contract cancellation.***

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

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:28 A.M. ON TUESDAY, MARCH 17, 2008.

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

No action taken in Executive Session.

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

No action taken in Executive Session.

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

No action taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:11 P.M. ON TUESDAY, MARCH 17, 2008.

COMMISSIONERS' COURT RECESSED AT 11:11 P.M. ON TUESDAY, MARCH 17, 2009 TO ROAD DISTRICT MEETING.

COMMISSIONERS' COURT RECONVENED FROM ROAD DISTRICT MEETING AT 11:13 P.M. ON TUESDAY, MARCH 17, 2008.

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

No action was taken.

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

No action was taken.

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

No action was taken.

- 36. Comments from Commissioners.**

Commissioner Birkman said she had received a copy of a letter from State Representative Dan Gattis in regards to a bill for Local Option Transportation Funding.

Judge Gattis said there are several bills up for legislation that effect Williamson County that need to be put on the agenda for consideration next week.

Commissioner Covey said she and **Judge Gattis** and **Commissioner Birkman** attended a luncheon last Friday with the Killeen Chamber of Commerce where Congressman Carter was honored. Austin District Engineer of TxDOT, Bob Daigh spoke in regards to the Highway 195 project.

Judge Gattis stated that after the luncheon, it was discussed to have another meeting in Salado at the Stagecoach Inn at a time that will be posted.

COMMISSIONERS' COURT RECESSED A SECOND TIME AT 11:22 P.M. ON TUESDAY, MARCH 17, 2009 TO ROAD DISTRICT MEETING.

COMMISSIONERS' COURT RECONVENED AT 11:26 P.M. ON TUESDAY, MARCH 17, 2009.

COMMISSIONERS' COURT ADJOURNED AT 11:27 P.M. ON TUESDAY, MARCH 17, 2009.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 24th day of March, 2009.



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