

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT  
MEETING  
MARCH 31, 2009**

STATE OF TEXAS )(

COUNTY OF WILLIAMSON )(

**BE IT REMEMBERED** that at 9:40 A.M. on TUESDAY, MARCH 31, 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 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison ***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 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***To note in the minutes:***

***Off Right-of-Way Work:***

***CR 236 - Permission to enter property of Tom Frion to perform drainage work. (Pct. #3 - JH)***

***Utility Requests:***

***Precinct #3 - Forman Austin - Great Oaks Drive - Road cut for 12" waterline.***

***Racine Trail - Road cut for 8" waterline tap.***

***Precinct #4 - Southwest Milam Water Supply Corp. - CR 424 - Bore for 4" waterline.***

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 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the payment of bills totaling \$1,562,375.80 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 of Liberty Hill addressed the Court:

Jim Dillon

Patrick Harlow

Suzy Bates

Janet Oliver

Larry Nicholson

#### **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. **Discuss and consider approving a line item transfer for Commissioner Precinct #1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

***Motion: To approve a line item transfer for Commissioner Precinct #1:***

From	0100-0211-004100	Professional Services	\$2,000.00	
To	0100-0211-004231	Travel	\$2,000.00	

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 a line item transfer for Constable Pct. #1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

**Motion: To approve a line item transfer for Constable Pct. #1:**

From	0100-0551-01100	Full-time Salaries	\$5,000.00	
To	0100-0551-01107	Temorary Labor Seasonal Help	\$5,000.00	

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 request from the Tax Assessor/Collector for a public sale of properties listed in attachment at a delinquent tax sale.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To approve request from the Tax Assessor/Collector for a public sale of properties listed in attachment at a delinquent tax sale.**

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. **Consider and take appropriate action on authorizing the transfer of various equipment and vehicles through inter-office transfer to various County departments and/or auction, donation, destruction and the dismantling of three vehicles by a grant approved dismantler in accordance with the Air Check Local Initiative Matching Funds Project. (Complete list filed with official minutes.)**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To authorize the transfer of various equipment and vehicles through inter-office transfer to various County departments and/or auction, donation, destruction and the dismantling of three vehicles by a grant approved dismantler in accordance with the Air Check Local Initiative Matching Funds 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

9. **Discuss and consider approval of License Agreement between Williamson County and Highland Six Twenty Residential, Ltd, for Highland Horizon, Pct. #1.**

This item was moved to Executive Session.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison **Motion: To approve License Agreement between Williamson County and Highland Six Twenty Residential, Ltd, for Highland Horizon, Pct. #1 with the addition of directing the County Engineer to send a letter to Highland Six Residential informing them that some of the improvements may be in the area where road improvements will be made in the near future.**

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 4 Ron Morrison  
Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)  
Commissioner Precinct 3 Valerie Covey (Absent from the Dais)

**10. Discuss and consider final plat approval for Summerlyn, Phase P-3B amending plat of lots 66, 67 & 68, block L, Pct. #2.**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the final plat for Summerlyn, Phase P-3B amending plat of lots 66, 67 & 68, block L, 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

## **REGULAR AGENDA**

**11. Discuss and take appropriate action on road bond program.**

Richard Ridings of HNTB addressed the Court.

**12. Consider approving Professional Services Agreement between Williamson County Jail and Todd C. Harris, P.C.**

County Sheriff James R. Wilson addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long  
Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Professional Services Agreement between Williamson County Jail and Todd C. Harris, P.C.***

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. Discuss and consider adding one new deputy to the Constable Precinct #1 office.**

The following addressed the Court:  
Lieutenant Bart Turek Precinct 1  
Chief Deputy for Constable 1 Robert Woodring  
Budget Manager Ashlie Koenig

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve adding one new deputy to the Constable Precinct #1 office.***

Aye: Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 4 Ron Morrison  
Nay: County Judge Dan A. Gattis  
Commissioner Precinct 3 Valerie Covey

14. **Discuss and take appropriate action on the appointment of Lou Harper to the ESD#6 (Weir) Board. This appointment is for the unexpired term (Dec 2008 to Dec 2010) of Don Richmond.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the appointment of Lou Harper to the ESD#6 (Weir) 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

15. **Discuss and take appropriate action on the re-appointment of Cindy Wehling to the ESD#6 (Weir) Board. Cindy's term is December 2008 to December 2010.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the re-appointment of Cindy Wehling to the ESD#6 (Weir) 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

16. **Discuss and consider approving a line item transfer for Emergency Services Department.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for Emergency Services Department:***

From	0100-0583-001100	Full-time Salaries	\$8,739.51	
From	0100-0583-002010	FICA	\$668.57	
From	0100-0583-002020	Retirement	\$952.61	
From	0100-0583-002030	Insurance	\$2,769.00	
To	0100-0583-000340	Xfr to Tobacco Fund	\$13,129.69	

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. **Consider an order declaring an emergency and grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the Tobacco Fund.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve an order declaring an emergency and grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the Tobacco Fund:***

From/To	Acct No.	Description	Amount	
	0340-0000-380100	Xfr from General Fund	\$13,129.69	

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. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for the Tobacco Fund.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for the Tobacco Fund:***

From/To	Acct No.	Description	Amount	
	0340-0341-001100	Full-time Salaries	\$8,739.51	
	0340-0341-002010	FICA	\$668.57	
	0340-0341-002020	Retirement	\$952.61	
	0340-0341-002030	Insurance	\$2,769.00	

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

19. **Discuss and take action on the 2008 Comprehensive Annual Financial Report (CAFR) and Popular Annual Financial Report (PAFR).**

The following addressed the Court:  
County Auditor David Flores  
Paula Lowe of Pattillo, Brown & Hill  
First Assistant County Auditor Julie Kiley

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve the 2008 Comprehensive Annual Financial Report (CAFR) and Popular Annual Financial Report (PAFR).***

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 the desirability of: adopting Chapter 232, Subchapter C, Texas Local Government Code; substantively adopting the Model Subdivision Rules promulgated by the Texas Water Development Board; and amending the Williamson County Subdivision Regulations to incorporate a new Chapter 9A to comply with the state mandates governing Subchapter C. Action on this item may include, but is not limited to, setting a public hearing and a date for the possible adoption of the required or desirable amendments to the Subdivision Regulations, and authorizing the publication of hearing notices.**

The following addressed the Court:

General Counsel Dale Rye

Attorney for Texas Water Development Board Joe Reynolds

President of Jarrell Schewertner Water Supply Sonny Kretzschmar

County Engineer Joe England

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To set a public hearing for April 14 at 1:30 P.M. on Chapter 232, Subchapter C, Texas Local Government Code adopting Model Subdivision Rules.***

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. **Consider re-awarding existing contract for the Coin-less Inmate Telephone System for the Williamson County Jail Facility to Securus Technologies for the next fiscal year.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve re-awarding existing contract for the Coin-less Inmate Telephone System for the Williamson County Jail Facility to Securus Technologies for the next fiscal year.***

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 authorizing advertising and setting date of April 21, 2009 at 2:00 P.M. in the Purchasing Department to receive bids for supplemental pharmaceuticals and supplies for the Williamson County Regional Animal Shelter.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize advertising and set date of April 21, 2009 at 2:00 P.M. in the Purchasing Department to receive bids for supplemental pharmaceuticals and supplies for the Williamson County Regional Animal Shelter.***

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 authorizing advertising and setting date of May 1, 2009 at 2:00 P.M. in the Purchasing Department to receive proposals for Health Related Services - Accidental Death & Dismemberment Insurance and Carve-out Case and Disease Management.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize advertising and set date of May 1, 2009 at 2:00 P.M. in the Purchasing Department to receive proposals for Health Related Services - Accidental Death & Dismemberment Insurance and Carve-out Case and Disease Management.***

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 to acknowledge additional revenues for March 2009 Voluntary Duty.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for March 2009 Voluntary Duty:***

From/To	Acct No.	Description	Amount	
	0100-0000-341220	Voluntary Duty Rev, SO	\$1,893.26	
	0100-0000-341226	Voluntary Duty Rev, Juv Serv	\$469.10	
	0100-0000-341230	Voluntary Duty Admin Fee	\$237.64	

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 to acknowledge additional expenditures for March 2009 Voluntary Duty Pay.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for March 2009 Voluntary Duty Pay:***

From/To	Acct No.	Description	Amount	
	0100-0560-001117	Voluntary Duty Pay	\$1,560.00	
	0100-0560-002010	FICA	\$119.34	
	0100-0560-002020	Retirement	\$170.04	
	0100-0560-002050	Worker's Comp	\$43.88	
	0100-0576-001117	Voluntary Duty Pay	\$390.00	
	0100-0576-002010	FICA	\$29.84	



	0100-0576-002020	Retirement	\$42.51	
	0100-0576-002050	Worker's Comp	\$6.75	

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 for Emergency Services Departments.**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Emergency Services Departments:***

From/To	Acct No.	Description	Amount	
	0100-0581-003311	Uniforms	\$7,000.00	
	0100-0583-003311	Uniforms	\$500.00	
	0100-0540-004510	Facilities Maintenance/Repair	\$3,000.00	
	0100-0581-004141	Interpreter	\$500.00	
	0100-0542-003010	Computer Equipment <\$5,000	\$8,000.00	
	0100-0540-003010	Computer Equipment <\$5,000	\$11,000.00	

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

**27. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Emergency Services Departments.**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Emergency Services Departments:***

From/To	Acct No.	Description	Amount	
	0100-0000-370507	EMPG Grant Revenues	\$30,000.00	

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 11:28 A.M. ON TUESDAY, MARCH 31, 2009.**

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

No action was taken in Executive Session.

29. **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.

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 12:33 P.M. ON TUESDAY, MARCH 31, 2009.**

31. **Discuss and take appropriate action on real estate.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the County Judge to sign a contract to purchase parcel 32 - Krueger/Blackman for the Hwy 79 Project.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

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

No action was taken.

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

No action was taken.

34. **Comments from Commissioners.**

Commissioner Birkman wished her father a happy 79th birthday this Thursday.

## **COMMISSIONERS' COURT ADJOURNED AT 12:35 P.M. ON TUESDAY, MARCH 31, 2009.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 7th day of April, 2009.



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

By: Connie Singleton, Deputy