

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT  
MEETING  
APRIL 14, 2009**

STATE OF TEXAS )(

COUNTY OF WILLIAMSON )(

**BE IT REMEMBERED** that at 9:39 A.M. on TUESDAY, APRIL 14, 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. Review and approval of minutes.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve 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.**

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.**

First Assistant County Auditor Julie Kiley addressed the Court.

**Commissioner Birkman** abstained in regards to invoice for Gabriels Funeral Chapel. (Conflict of Interest Affidavit attached)

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To authorize the payment of bills totaling \$3,027,000.49 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:  
 Harold Thomas Chief of Police for City of Hutto  
 LaVelle Fletcher of Georgetown  
 Pat Patterson of Liberty Hill  
 Helga Smith of Liberty Hill  
 Suzy Bates of Liberty Hill  
 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 - 8)

**5. Discuss and consider approving a line item transfer for JP #4.**

Motion By: Commissioner Precinct 3 Valerie Covey  
 Second By: Commissioner Precinct 1 Lisa Birkman  
**Motion: To approve a line item transfer for JP #4:**

From/To	Acct No.	Description	Amount	
From	0100-0454-004190	Autopsies	\$3,000.00	
To	0100-0454-004192	Transportation/Autopsies	\$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

**6. Discuss and consider 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 (with change of account # 0100-0503-003301 Gasoline, Oil to 0100-0503-003011 Computer Software<\$5000):**

From/To	Acct No.	Description	Amount	
From	0100-0503-003011	Computer Software<\$5000	\$2,000.00	
To	0100-0503-004541	Vehicle Maintenance & Repair	\$2,000.00	

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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

7. **Consider approving Justice of the Peace #4 March 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 March 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

8. **Consider granting request for the Cedar Park Swimming Kid's Triathlon to be held on April 26, 2009 beginning at Milburn Park.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a request for the Cedar Park Swimming Kid's Triathlon to be held on April 26, 2009 beginning at Milburn Park.***

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**

9. **Consider approving Victims Assistance Proclamation for National Crime Victims' Rights Week.**

Shelly James Director Sheriff's Office's Victims Assistance and Dean Higginbotham Sheriff's Office's Victims Assistance Case Worker addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a Victims Assistance Proclamation for National Crime Victims' Rights Week.***

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 approving a proclamation to honor the City of Jarrell Centennial.**

Troy Clawson Mayor of Jarrell and Jeff Stockton Jarrell Mayor Pro Tem addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a proclamation to honor the City of Jarrell Centennial on April 11, 2009.***

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 take appropriate action on road bond program.**

Richard Ridings of HNTB addressed the Court.

**12. Consider authorizing County Judge to execute closing documents to acquire Turner and Eckley tracts.**

Attorney Charlie Crossfield addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize County Judge to execute closing documents to acquire Turner and Eckley tracts for \$600,000.***

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. Consider approving First Amended By-Laws and Amended Budget of the Williamson County Historical Commission.**

Chris Dyer Director of the Williamson County Historical Museum and Julie Kiley First Assistant County Auditor addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the First Amended By-Laws of the Williamson County Historical Commission with noted changes.***

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 possible action on naming the new Round Rock annex as the J.B. & Hallie Jester Williamson County Annex.**

Chris Dyer Director of the Williamson County Historical Museum addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve naming the new Round Rock annex as the J.B. & Hallie Jester Williamson County Annex.***

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. Consider and take appropriate action approving Land Design Partners Professional Services Agreement contract, and Work Authorization #1 for landscape design services for Twin Springs and Beck Preserves.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve the Land Design Partners Professional Services Agreement contract, and Work Authorization #1 for landscape design services for Twin Springs and Beck Preserves.***

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 take appropriate action on pursuing the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local Solicitation.**

John Bradley District Attorney and Kathy Grimes, Executive Assistant to Commissioner of Precinct 2 addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve pursuing the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local Solicitation from CAPCOG.***

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 take appropriate action on making the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local Solicitation draft application available for review by the public for comment.**

This item was removed from the agenda.

- 18. AT 10:56 A.M. COMMISSIONERS' COURT RECESSED: To conduct public hearing to consider adoption of Assessment Order for Clearwater Public Improvement District.**

Attorney Charlie Crossfield and General Counsel for County Attorney's Office Dale Rye addressed the Court.

**At 10:57 A.M. COMMISSIONERS' COURT RECONVENED.**

19. **Discuss and take appropriate action on the adoption of Assessment Order for Clearwater Public Improvement District.**

No action was taken, this will be put on the agenda for next week.

20. **Discuss and take appropriate action regarding current pending legislation.**

No action was taken.

21. **Consider authorizing advertising and setting date of May 6, 2009 at 3:00 P.M. in the Purchasing Department to receive bids for the Pond Springs widening project, Bid# 09WC710.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize advertising and set date of May 6, 2009 at 3:00 P.M. in the Purchasing Department to receive bids for the Pond Springs widening project, Bid# 09WC710.***

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 11:06 A.M. ON TUESDAY, APRIL 14, 2009.**

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

No action taken in Executive Session.

23. **Discuss pending or contemplated litigation (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 taken in Executive Session.

**COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:05 P.M. ON TUESDAY, APRIL 14, 2009.**

**COMMISSIONERS' COURT RECESSED AT 12:05 P.M. ON TUESDAY, APRIL 14, 2009.**

**COMMISSIONERS' COURT RECONVENED AT 1:39 P.M. ON**

## **TUESDAY, APRIL 14, 2009.**

- 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 concerning deliberation regarding economic development negotiations.**

No action was taken.

- 28. Comments from Commissioners.**

**Judge Gattis** introduced visiting Senior from Georgetown High School Jeremy Benedik.  
**Commissioner Covey** introduced visiting Senior from Georgetown High School Ian Nutting. District Attorney John Bradley introduced visiting Senior from Georgetown High School Courtney Carlson. These students are shadowing elected officials for the day in a program sponsored by the Optimist Club.

- 29. 1:39 P.M. - Conduct a public hearing on 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.**

The following addressed the Court:

Dale Rye County Attorney General Counsel  
Joe Reynolds Staff Attorney for Texas Water Development Board  
Jeff Stockton Mayor Pro Tem for Jarrell  
Jim Schwertner for Jarrell Schwertner Water Supply Corporation  
Brooke Bulow of Home Builders Association of Greater Austin  
Jamie Mattison Superintendent of Jarrell ISD  
Gary Brown of Pohl, Brown Developers  
Rainer Ficken representing Teravista Newland Communities  
Sheila Cunningham of Georgetown  
Adam Garcia of Jarrell  
Joe England County Engineer  
Bill Gravell of Jarrell ESD #5  
Tom Madden Director Jarrell Schwertner Water Supply Corporation  
Amy Frederick Project Manager for Blake Magee Company  
Robert Shelton of the Florence Volunteer Fire Department ESD #7  
David Bodenman of Highland Resources Inc.  
Elizabeth Cook Acting Director of Community Development for Georgetown  
Sonny Kretschmar Board President Jarrell Schwertner Water Supply Corporation

- 30. Discuss and take appropriate action on amending the Williamson County Subdivision Regulations by incorporating a new Chapter 9A pursuant to the authority of Chapter 232, Subchapter C, Texas Local Government Code.**

No action was taken.

**COMMISSIONERS' COURT ADJOURNED AT 4:15 P.M. ON TUESDAY,  
APRIL 14, 2009.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 21st day of April, 2009.



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

By: Connie Singleton, Deputy