

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
APRIL 28, 2009**

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:41 A.M. on TUESDAY, APRIL 28, 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 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long **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.

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.

Donna Baker Accounts Payable/Payroll Manager addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison **Motion: To authorize the payment of bills totaling \$2,269,153.98 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:

Jarred Thomas Captain of Emergency Management Services gave a report on the F1 tornado in Jonah Monday morning.

Mike Martin of Georgetown

Naomi Walker of Leander

Mike Harlow 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 - 13)

5. Discuss and consider approving a line item transfer for the Debt Service Fund.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the Debt Service Fund:

From	0600-0600-006625	'08 Ltd. Tax Notes - Int	\$36,300.00	
To	0600-0600-003309	Arbitrage Payment	\$11,300.00	
To	0600-0600-004999	Miscellaneous	\$25,000.00	

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 approving a line item transfer for the District Attorney.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the District Attorney:

From	0100-0440-004623	Equipment Lease	\$950.00	
To	0100-0440-004621	Copier Rental & Supplies	\$950.00	

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 JP #4.

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

From	0100-0454-003006	Office Equipment<\$5000	\$48.08	
To	0100-0454-004544	Repairs to Office Equip	\$48.08	

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 approving a line item transfer for the Elections Department.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve a line item transfer for the Elections Department:

From	0100-0492-001107	Temp Labor-Seasonal Help	\$1,500.00	
To	0100-0492-001110	Overtime	\$1,500.00	

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

9. 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 3 Valerie Covey **Motion: To approve the 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 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

10. Consider approving property tax collections for the month of March 2009 for the Williamson County Tax Assessor/Collector.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey **Motion: To approve property tax collections for the month of March 2009 for the Williamson County Tax Assessor/Collector.**

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. **Consider and take appropriate action on authorizing the transfer of equipment and a vehicle to auction, donation or destruction, and the transfer of a vehicle between county departments.**
(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 equipment and a vehicle to auction, donation or destruction, and the transfer of a vehicle between county departments.***

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 Teravista, Section 14B, Pct. #1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the final plat for Teravista, Section 14B, 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

13. **Discuss and consider revised preliminary plat approval for Saratoga Springs, Section 3, Pct. #2.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the revised preliminary plat for Saratoga Springs, Section 3, 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

14. **Discuss and take appropriate action on resolution proclaiming May 2009 as National Historic Preservation Month in Williamson County.**

Public Information Officer Connie Watson addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution proclaiming May 2009 as National Historic Preservation Month in Williamson County.***

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

15. **Hear presentation on use of propane for energy efficiency and clean air and take appropriate action if desired for application for Energy Efficiency and Conservation Block Grant program (EECBG) and other related energy grants.**

The following addressed the Court:

Kathy Grimes Executive Assistant to Commissioner of Precinct 2

Tony Dale Chairman Texas Propane Educational and Marketing Foundation

Curtis Donaldson President and CEO of CleanFUEL USA

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To complete the application for Energy Efficiency and Conservation Block Grant program and any related grant programs.***

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 road bond program.**

Richard Ridings of HNTB addressed the Court.

17. **Discuss and take appropriate action on TxDOT revised Advanced Funding Agreement for Williamson County 0914-05-141 for the construction of a bridge replacement on CR 104 at Mankins Branch.**

Mike Weaver of Prime Strategies addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the TxDOT revised Advanced Funding Agreement for Williamson County 0914-05-141 for the construction of a bridge replacement on CR 104 at Mankins Branch.***

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 resolution for TxDOT Advanced Funding Agreement Williamson County 0914-05-141 for construction of a bridge replacement on CR 104 at Mankins Branch.**

Mike Weaver of Prime Strategies addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the resolution for TxDOT Advanced Funding Agreement Williamson County 0914-05-141 for construction of a bridge replacement on CR 104 at Mankins Branch.***

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 consider approving Civil Engineering Consultants' Professional Service Agreement (PSA) for the County Road 258, Phase Two project.

Joe England County Engineer addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Civil Engineering Consultants' Professional Service Agreement (PSA) for the County Road 258, Phase Two 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

20. Consider and take appropriate action on Participation Agreements for the Williamson County Road Bond Program for mitigation for the following projects: IH 35 northbound access, O'Connor extension and SH 45 access, and CR 175 improvements.

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 Participation Agreements for the Williamson County Road Bond Program for mitigation for the following projects: IH 35 northbound access for \$252,556, O'Connor extension and SH 45 access for \$80,430, and CR 175 improvements for \$681 and approve fund transfers.***

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 regarding agreement between Bartlett Volunteer Fire Department and Williamson County.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve agreement between Bartlett Volunteer Fire Department 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

22. Discuss and take appropriate action regarding agreement between Emergency Service District #6, Weir and Williamson County.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the agreement between Emergency Service District #6, Weir 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

- 23. Authorize the County Judge to execute an interlocal Cooperation Agreement with the Williamson County Conservation Foundation, Inc.**

This item was removed from the Agenda.

- 24. Discuss and take appropriate action on Amendment No. 1 to the TechShare Resource Sharing Addendum for the Common Integrated Justice System (CIJS) Court Administration System.**

ITS Director Jay Schade addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve Amendment No. 1 to the TechShare Resource Sharing Addendum for the Common Integrated Justice System (CIJS) Court Administration System.***

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. Discuss and take appropriate action on a proposed lease agreement with Electronic Corporate Pages, Inc. to install and operate radio communication equipment and building on private property in Florence, Texas.**

John Sneed Emergency Operations Director and Julie Kiley First Assistant County Auditor addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a proposed lease agreement with Electronic Corporate Pages, Inc. to install and operate radio communication equipment and building on private property in Florence, 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

- 26. Discuss and take appropriate action on the proposed Community Development Block Grant program priorities for FY2009-2013.**

Sally Bardwell Grants Coordinator addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the proposed Community Development Block Grant program priorities for FY2009-2013.***

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. **Discuss and take appropriate action on renewal of agreement with the Texas Health Institute to participate in the Texas Mental Health Transformation Initiative grant program with the Texas Department of State Health Services.**

Annie Burwell Mobile Outreach Team Manager addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the renewal of the agreement with the Texas Health Institute to participate in the Texas Mental Health Transformation Initiative grant program with the Texas Department of State Health Services.***

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

28. **Discuss and take action regarding the Jester Williamson County Annex in Round Rock.**

No action was taken.

29. **Discuss and consider approving payment for a tire collection event.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve payment of \$2,500 for a tire collection event.***

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

30. **Consider awarding bids received to purchase a quantity of 37 Paperless Ticket-Writer Systems for Williamson County Sheriff's Office to the lowest and best bid meeting specifications- Brazos Technology Corp.**

This item was removed from the Agenda.

31. **Consider awarding bids received for asphalt mixes, asphalt cement & cut back asphalt and asphalt emulsions to the lowest bid meeting specifications - complete list attached.**

Purchasing Director Bob Space and URS Road Administrator Greg Bergeron addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve awarding bids received for asphalt mixes, asphalt cement & cut back asphalt and asphalt emulsions to the lowest bid meeting specifications - complete list attached.***

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

- 32. Consider approving extending contract between Williamson County Jail and Aramark Correctional Food Services on a month to month basis to allow for proposed price increase to be reviewed for annual renewal.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve extending contract between Williamson County Jail and Aramark Correctional Food Services on a month to month basis to allow for proposed price increase to be reviewed for annual renewal.***

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

- 33. Discuss and consider approval of an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim Assistance Garage Sale 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 Assistance Garage Sale Donations:

From/To	Acct No.	Description	Amount
	0100-0560-003671	Victim Aassistance Donations	\$1,441.00

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

- 34. Discuss and consider approval of an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim Assistance Garage Sale 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 Assistance Garage Sale Donations:

From/To	Acct No.	Description	Amount	
	0100-0000-367400	Donations	\$1,441.00	

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

35. Discuss and take appropriate action regarding current pending legislation.

The following addressed the Court:
Mike Weaver of Prime Strategies
County Attorney General Counsel Dale Rye
Tax Assessor and Collector Deborah Hunt

No action was taken.

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 11:47 A.M. ON TUESDAY, APRIL 28, 2009.

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

No action was taken in Executive Session.

37. 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.

38. 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 12:30 P.M. ON TUESDAY, APRIL 28, 2009.

39. 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 Judge to sign the confirmation papers to purchase 8.065 acres from Vlasta Mekolik for the Chandler Road 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 Commissioners Court)

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

No action was taken.

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

No action was taken.

42. Comments from Commissioners.

Judge Gattis commented that he will not be here for court next week.

**COMMISSIONERS' COURT ADJOURNED AT 12:33 P.M. ON TUESDAY,
APRIL 28, 2009.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 5th day of May, 2009.



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

By: Connie Singleton, Deputy