

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
MAY 12, 2009**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:40 A.M. on TUESDAY, MAY 12, 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
Absent: Nancy E. Rister, County Clerk
Attendees: Marilyn Cavender, Executive Assistant County Clerk
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 3 Valerie Covey ***Motion: To approve minutes of last regular 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.

County Engineer Joe England addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: to note in the minutes off right-of-way work:***

***Precinct #4 - CR 470 & CR 480 - Permission to enter the property of Larry Zimmerhanzel to clear right of way, brush and trees and shape ditch for site distance improvements.
CR 484 Tract 3 & 4 - Permission to enter the property of Nancy Keller to clear right of way, brush and trees & shape ditch for site distance improvements.***

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.**

Donna Baker Accounts Payable/Payroll Manager 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 \$1,962,489.97 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.**

Patrick Harlow of Liberty Hill addressed the Court.

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 - 11)

5. **Discuss and consider approving a line item transfer for the District Clerk's Records Management Fund.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the District Clerk's Records Management Fund:

From	0386-0386-004550	Imaging and Microfilming	\$950.00
To	0386-0386-004500	Maintenance Contracts	\$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

6. **Discuss and consider approving a line item transfer for the Records Management Fund.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the Records Management Fund:

From	0390-0390-004100	Professional Services	\$2,700.99	
To	0390-0390-003010	Computer Equipment <\$5,000	\$2,700.99	

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 J.P. Pct. #1.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To approve a line item transfer for J.P. Pct. #1 (with change of account number 004100 to 0100-0451-04100 and 004141 to 0100-0451-004141:**

From	0100-0451-04100	Professional Services	\$500.00	
To	0100-0451-04141	Interpretors	\$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. Consider approving Justice of the Peace #4, April, 2009, monthly report in compliance with Code of Criminal Procedure 103.005.(b).

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To approve Justice of the Peace #4, April, 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

9. Discuss and take action on Luminoso Lane West road closure request. This item has gone through the road closure review process.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To approve Luminoso Lane West road closure request.**

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

10. **Consider and take appropriate action on authorizing the retirement of (1) vehicle and the transfer of various items from multiple departments through inter-office transfer and/or auction/donation. (Complete list filed with official minutes)**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize the retirement of (1) vehicle and the transfer of various items from multiple departments through inter-office transfer and/or auction/donation.***

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 consider final plat approval for Summerlyn, Phase P-4A, Pct. #2.**

This item was moved to Regular Agenda.

Joe England County Engineer addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve final plat for Summerlyn, Phase P-4A, Pct. #2 with the condition that the variance is on next week's agenda and is approved.***

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

12. **Recognize new Field Training Officers from Williamson County EMS.**

Kenny Schnell Emergency Medical Services Operation Manager and Terri King from EMS addressed the Court.

13. **Recognition of and award of military medals to World War II veteran Livie Gault.**

The following addressed the Court:

Ray Nelson from Williamson County Veterans Services

Jarred Myers Veteran's Caseworker for Congressman John Carter

Livie Gault of Taylor

14. **Discuss and take appropriate action on resolution proclaiming May 16th, 2009, as Claude and Mary Rainwater 50th Anniversary Day in Williamson County.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a resolution proclaiming May 16th, 2009, as Claude and Mary Rainwater 50th Anniversary Day in 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

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

Richard Ridings of HNTB and Mike Weaver of Prime Strategies addressed the Court.

16. Discuss and take action on a Correction Easement and Right of Way between Williamson County and Oncor Electric Delivery Company LLC.

Gary Wilson, Building Project Manager addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a Correction Easement and Right of Way between Williamson County and Oncor Electric Delivery Company LLC.***

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 changing election precinct boundary lines for precincts 420, 424 and 426 to create election precincts 402 and 403.

Candi Zaccheus of Elections addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve changing election precinct boundary lines for precincts 420, 424 and 426 to create election precincts 402 and 403.***

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. Review and consider approving Tax Collection Agreement for Lakeside Municipal Utility District at request of Tax Assessor/Collector.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Tax Collection Agreement for Lakeside Municipal Utility District.***

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. Consider approval for WBCO to apply for Homelessness Prevention and Rapid Re-Housing Program (HPRP) funding through the Department of Housing and Community Affairs.

Scott Ferguson, Director of Development for Williamson-Burnet County Opportunities (WBCO), addressed the court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the request from Williamson-Burnet County Opportunities (WBCO) to apply for Homelessness Prevention and Rapid Re-Housing Program (HPRP) funding through the Department of Housing and Community Affairs.***

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 and take appropriate action on a County Strategic Plan.

Public Information Officer Connie Watson and Chris Holtkamp from LCRA addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To formally ask LCRA to move forward with a plan that is more focused internally, and after that is done, the court will evaluate whether it wants to do the external plan.***

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 action regarding the Jester Williamson County Annex and the Public Safety Building in Round Rock and other matters related thereto.

No action was taken.

22. Consider awarding bids received for Bid # 09WC710, Pond Springs Widening road project, to the lowest and best bidder meeting specifications, RGM Constructors, L.P.

Richard Ridings of HNTB addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To award to the lowest and best bidder meeting specifications, RGM Constructors, L.P. for Bid # 09WC710, Pond Springs road widening project.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

23. **Consider re-awarding existing contract for Food Services for Williamson County Jail with Aramark Corporation for period ending April 1, 2010.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve re-awarding existing contract for Food Services for Williamson County Jail with Aramark Corporation for period ending April 1, 2010.***

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 use of Park 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 to acknowledge use of Park Donations:

From/To	Acct No.	Description	Amount	
	0100-0510-003670	Use of Donations	\$305.00	

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

25. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Park 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 Park Donations:

From/To	Acct No.	Description	Amount	
	0100-0000-367403	Park Donations	\$305.00	

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

26. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Round Rock Annex Groundbreaking 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 Round Rock Annex Groundbreaking Donations:

From/To	Acct No.	Description	Amount	
	0100-0000-367400	Donations	\$200.00	

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 a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge Use of Round Rock Annex Groundbreaking 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 a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge Use of Round Rock Annex Groundbreaking Donations:

From/To	Acct No.	Description	Amount	
	0100-0211-003670	Use of Donations	\$200.00	

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

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

General Counsel Dale Rye addressed the Court.

No action was taken.

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:51 A.M. ON TUESDAY, MAY 12, 2009.

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

No action was taken in Executive Session.

30. **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.

31. **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 11:45 A.M. ON TUESDAY, MAY 12, 2009.

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

No action was taken.

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

No action was taken.

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

No action was taken.

- 35. Comments from Commissioners.**

Commissioner Birkman said there was a really good turnout for Dinosaur Day and thanked Williamson County Parks Director Jim Rodgers for his help.

- 36. COMMISSIONERS' COURT RECESSED AT 11:46 A.M. AND RECONVENED AT 1:04 P.M. FOR PRE-RECOMMENDATION BUDGET HEARINGS.**

Robert Chody, Constable Precinct 1
Jessica Schmidt from Justice of the Peace 4
Patrick Cobb, Chief of Operations for Emergency Communications
John Sneed, Emergency Operations Director
Jarred Thomas, Captain of Emergency Management Services
Marty Griffith, Director of the Community Supervision and Corrections Department
Kay Eastes from the Elections Department
Vivian Wood, Treasurer
Julie Kiley, First Assistant County Auditor
Theresa Lock from Constable Precinct 3
Bobby Gutierrez, Constable Precinct 3
Jim Rodgers, Parks Director
David Flores, County Auditor
Lisa Zirkle, HR/Benefits
Marty Herrin, HAZMAT Coordinator

COMMISSIONERS' COURT ADJOURNED AT 3:36 P.M. ON TUESDAY, MAY 12, 2009.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 19th day of May, 2009.



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

By: Connie Singleton, Deputy