

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
JUNE 9, 2009**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:39 A.M. on TUESDAY, JUNE 9, 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 3 Valerie Covey
Second By: Commissioner Precinct 1 Lisa Birkman *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 3 Valerie Covey *Motion: To note in the minutes off right-of-way work:
Precinct #4
Property of John Goode 1201 CR 484 clearing R.O.W. for sight distance.*

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.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the payment of bills totaling \$6,365,453.79 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.**

Jim Dillon 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 -16)

5. **To consider a line item transfer for Wireless Communications.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Wireless Communications:

From	0100-0583-003003	Radio Equipment<\$5000	\$9,000.00	
To	0100-0583-004548	Radio Repairs & Maintenance	\$9,000.00	

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 Commissioner Precinct #4.**

Motion By: Commissioner Precinct 1 Lisa Birkman

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

From	0100-0214-004211	Telephone Service	\$500.00	
To	0100-0214-004210	Internet/Email Services	\$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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

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

From	0100-0665-005700	Vehicles> \$5000	\$10,000.00	
To	0100-0665-004231	Travel	\$10,000.00	

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

8. Discuss and take action on road closure for Racine Trail 4th of July Block Party. This road closure has been approved through our road closure process.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the road closure for Racine Trail 4th of July Block Party.***

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 closing Liberty Walk from Northfield to O'Connor on Saturday, July 4th, from 8:00 A.M. until 10:00 A.M. for the Brushy Creek Women's Association annual 4th of July parade and consider loaning cones and barricades.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve closing Liberty Walk from Northfield to O'Connor on Saturday, July 4th, from 8:00 A.M. until 10:00 A.M. for the Brushy Creek Women's Association annual 4th of July parade and loan cones and barricades.***

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. Request the approval of business card purchase of \$49 without a purchase order from Chappell Office products for newly hired Deputy.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve business card purchase of \$49 without a purchase order from Chappell Office products for newly hired Deputy.***

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 various items to auction/donation/destruction. (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 items to auction/donation/destruction.***

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 take appropriate action regarding agreement between Emergency Service District #3 Hutto and Williamson County.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve agreement between Emergency Service District #3 Hutto 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

13. Discuss and take appropriate action regarding the rental of a private facility for the Elected Officials/Dept. Heads Retreat.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the rental of a private facility for the Elected Officials/Dept. Heads Retreat.***

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 consider final plat approval for Forest Creek, Section 38, Pct. #4.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the final plat for Forest Creek, Section 38, Pct. #4.***

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 consider preliminary plat approval for Enclave at the Woods, Pct. #3.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the preliminary plat for Enclave at the Woods, Pct. #3.***

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 approval of amended plat of lot 25, Leff's Acres, Pct. #3.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the amended plat of lot 25, Leff's Acres, Pct. #3.***

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

17. Consider proclaiming June 16th, 2009 as Round Rock Masonic Day in recognition of their 150th Anniversary.

Don Eames representing the Round Rock Masonic Lodge #227 addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To proclaim June 16th, 2009 as Round Rock Masonic Day in recognition of their 150th Anniversary.***

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. Hear annual presentation from the Central Texas Regional Mobility Authority (CTRMA).

Executive Director of Central Texas Regional Mobility Authority Mike Heiligenstein and CTRMA Chairman Ray Wilkerson addressed the Court.

19. Consideration and action with respect to a resolution authorizing the assignment of inducement resolution, Reservation of State Ceiling and Approval of Public Hearing.

Bart Fowler of McCall, Parkhurst & Horton addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution authorizing the assignment of inducement resolution, Reservation of State Ceiling and Approval of Public Hearing with deletion of "by the Corporation" in the contract.***

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. 10:17 A.M.

Public Hearing with respect to the financing for AirBorn, Inc. and the issuance by the San Gabriel Industrial Development Corporation of its revenue bonds in an amount not to exceed \$8,000,000 to finance the acquisition and construction of up to a 110,000 square foot manufacturing facility, including the acquisition of land, for AirBorn, Inc. and to pay a portion of the costs of issuance of such revenue bonds.

Jim Dillon of Liberty Hill and County Attorney General Counsel, Dale Rye addressed the Court.

10:26 A.M. Hearing was closed.

21. Hear the June 2009 Monthly Construction Summary Report for Road Bond and Pass Through Financing Projects.

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

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

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

23. Discuss and consider approving Klotz Associates, Inc. Supplemental #3 to their US 79, sect. 3 [0204-02-027] Professional Service Agreement (PSA) to allow for the execution of Supplemental #7 to Work Authorization #1.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Klotz Associates, Inc. Supplemental #3 to their US 79, sect. 3 [0204-02-027] Professional Service Agreement (PSA) to allow for the execution of Supplemental #7 to Work Authorization #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

24. Discuss and consider approving Klotz Associates, Inc. Supplemental #2 to their O'Connor Blvd. extension Professional Service Agreement (PSA) to allow for the execution of Work Authorization #3.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve Klotz Associates, Inc. Supplemental #2 to their O'Connor Blvd. extension Professional Service Agreement (PSA) to allow for the execution of Work Authorization #3.***

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

No action was taken.

26. **Consider and take appropriate action on Determination Letter and Participation Agreement for Williamson County Road Bond Program for mitigation activities covering improvements to Pond Springs Road.**

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 Determination Letter and Participation Agreement for Williamson County Road Bond Program for mitigation activities covering improvements to Pond Springs Road in the amount of \$2318.00.***

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. **Discuss and consider extending the implementation of the Williamson County Room Rental Policies and Procedures to Oct. 1, 2009.**

General Counsel Dale Rye and Mary Clark, Executive Assistant to the Commissioner Precinct 1 addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve extending the implementation of the Williamson County Room Rental Policies and Procedures to Oct. 1, 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

28. **Consider awarding contract to KAHickman Architects and Interior Designers for architectural services for design of renovations to the Williamson County Tax Assessor/Collector Offices, RFQ# 09WCRFQ906.**

This item was postponed until next week.

29. **Consider authorizing advertising and setting Date of June 30, 2009 at 2:00 P.M. to receive bids in the Purchasing Department for guard rail materials.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize advertising and set Date of June 30, 2009 at 2:00 P.M. to receive bids in the Purchasing Department for guard rail materials.***

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 authorizing advertising and setting date of June 30, 2009 at 2:00 P.M. to receive bids in the Purchasing Department for rubber-asphalt crack sealer.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize advertising and set date of June 30, 2009 at 2:00 P.M. to receive bids in the Purchasing Department for rubber-asphalt crack sealer.***

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

31. Consider authorizing advertising and setting date of June 30, 2009 at 2:30 P.M. to receive bids in the Purchasing Department for chain link fence material and services for Williamson County.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize advertising and set date of June 30, 2009 at 2:30 P.M. to receive bids in the Purchasing Department for chain link fence material and services for 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

32. 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	\$779.00	

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

33. 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	\$779.00	

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 take action on amending the 2008-2009 Budget Order, section V.2(f), and section XXIX.2, for Outside Employment for Off-Duty Peace Officers policy.

Kurt Showalter, Sheriff's Office Financial Analyst, Lieutenant Mike Gleason of the Sheriff's Office, First Assistant County Auditor Julie Kiley, General Counsel Dale Rye, Constable Precinct 2 Dale Vannoy and County Sheriff James R. Wilson addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison **Motion: To approve amending the 2008-2009 Budget Order, section V.2(f), and section XXIX.2, for Outside Employment for Off-Duty Peace Officers policy.**

No vote was taken.

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 12:05 P.M. ON TUESDAY, JUNE 9, 2009.

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

No action was taken in Executive Session.

36. 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.

37. 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.

38. Discuss personnel issues (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.074 matters concerning personnel.)

No action was taken in Executive Session.

**COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE
SESSION AT 1:46 P.M. ON TUESDAY, JUNE 9, 2009.**

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

No action was taken.

- 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. Discuss and take appropriate action concerning personnel matters.**

No action was taken.

- 43. Comments from Commissioners.**

There were no comments.

**COMMISSIONERS' COURT ADJOURNED AT 1:50 P.M. ON TUESDAY,
JUNE 9, 2009.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 16th day of June, 2009.



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

By: Connie Singleton, Deputy