MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING JUNE 16, 2009

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:40 A.M. on TUESDAY, JUNE 16, 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: Black Wehling, Deputy 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 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 Utility Requests:*

Precinct 3 - Joe Bland Construction, LP - Deer Draw & CR 176 - Road cut for 8" waterline.

Precinct 4 - Southwest Milam Water Supply Corporation - CR 425 (901) - Road bore for 1"

To note in minutes off right-of-way work:

Precinct 4 - Michael Abbott Hopf CR 480 & CR 479 - Clean R.O.W. shape ditch at corners for site distance.

Michael Abbott Hopf - CR 473 Clean R.O.W. & shape ditch at curve for site 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.

Donna Baker Accounts Payable/Payroll Manager addressed the Court.

Commissioner Birkman abstained in regards to payment of an 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 \$7,192,799.88 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 with the change of paying bills for the CR 175 Project to be from Precinct 2 & 3 instead of Precinct 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

4. Citizen comments.

The following citizens addressed the Court:
Gene Davenport, Executive Director of the Georgetown Project
Larry Bullock, Former Chair of The Georgetown Project
Coach Pat Patterson of Liberty Hill
Janey Miller, Manager of Fern Bluff M.U.D.
Jim Dillon of Liberty Hill
Public Information Officer Connie Watson

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. Discuss and consider approving a line item transfer for Veterans Services.

Budget Manager Ashlie Koenig addressed the Court.

No action was taken.

6. Discuss and consider approving a line item transfer for Juvenile Services.

No action was taken.

7. Discuss and consider approving a line item transfer for the County Clerk - Records Management.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the County Clerk - Records Management (with the change of account # 0100-0385-004550 be changed to 0385-0385-004550 and account # 0100-0385-005741 be changed to 0385-0385-005741):

From	0385-0385-004550	Imaging & Microfilming	\$9,829.00
То	0385-0385-005741	Computer Software>\$5000	\$9,829.00

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 consider a line item transfer for Emergency Communications.

Motion By: Commissioner Precinct 1 Lisa Birkman Second By: Commissioner Precinct 3 Valerie Covey

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

From	0100-0581-001100	Full Time Salaries	\$140,000.00
То	0100-0581-001110	Overtime	\$140,000.00

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

9. Discuss and consider approving a line item transfer for Purchasing.

Motion By: Commissioner Precinct 1 Lisa Birkman

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

From	0100-0494-004212	Postage	\$350.00
То	0100-0494-004231	Travel	\$350.00

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

10. Discuss and consider approving a line item transfer for Facilities.

This item was moved to Regular Session.

Budget Manager Ashlie Koenig and Maintenance Supervisor Joe Latteo addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Facilities:

From	0100-0409-004510	Facility Maintenance & Repairs	\$218,839.00
То	0100-0509-004510	Facility Maintenance & Repairs	\$218,839.00

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

11. Discuss and consider approving a line item transfer for Justice of the Peace, Precinct #4.

Motion By: Commissioner Precinct 1 Lisa Birkman Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Justice of the Peace, Precinct #4:

From	0100-0454-004190	Autopsies, Med Inquests	\$1,550.00
То	0100-0454-004192	Transportation/Autopsies	\$1,550.00

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

12. Discuss and consider approving a line item transfer for the District Courts.

Motion By: Commissioner Precinct 1 Lisa Birkman Second By: Commissioner Precinct 3 Valerie Covey

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

From	0100-0435-001100	Full-Time Salaries	\$2,949.77
То	0100-0435-001102	Part-Time Salaries <20 hrs/wk	\$2,949.77
From	0100-0435-004125	Transcripts	\$8,500.00
То	0100-0435-004100	Professional Services	\$8,500.00

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

13. Consider approving Justice of the Peace Precinct #4 May 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 Precinct #4 May 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

14. Consider closing Willow Oak Lane from 16900-16904 on June 20th, 2009 from 4:00 P.M. to 10:00 P.M. for a block party and loaning 12 cones and 6 barricades.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To approve the closing Willow Oak Lane from 16900-16904 on June 20th, 2009 from 4:00 P.M. to 10:00 P.M. for a block party and loaning 12 cones and 6 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

15. Consider approving property tax collections for the month of May 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 May 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

16. Consider and take appropriate action on authorizing the transfer of various items including vehicles through inter-office transfer to County departments and/or 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 including vehicles through inter-office transfer to County departments and/or auction/donation, destruction.*

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covev

Commissioner Precinct 4 Ron Morrison

REGULAR AGENDA

17. Recognition of Constable Bobby Gutierrez being awarded Constable of the Year.

Constable Precinct 3 Bobby Gutierrez addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To recognize Constable Bobby Gutierrez as being awarded Constable of the 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

18. Discuss and take appropriate action regarding the designation of County Budget Officer pursuant to Section 111.062 Texas Local Government Code.

Budget Manager Ashlie Koenig addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To appoint Ashlie Koenig, County Budget Officer pursuant to the Local Government Code 111.062 at the same salary, step and grade.*

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 appropriate action on road bond program.

Richard Ridings of HNTB addressed the Court.

20. Discuss and consider approving Baker-Aicklen & Associates, Inc. Professional Service Agreement (PSA) for the development of design schematics and PS&E to upgrade CR 138 from SH 130 to CR 137.

Richard Ridings of HNTB addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long *Motion: To approve Baker-Aicklen & Associates, Inc. Professional Service Agreement (PSA) for the development of design schematics and PS&E to upgrade CR 138 from SH 130 to CR 137.*

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. Discuss and consider approving the recommended FY09 Community Development Block Grant funding allocations.

Grants Coordinator Sally Bardwell and Gene Davenport Executive Director of The Georgetown Project addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long *Motion: To approve the recommended FY09 Community Development Block Grant funding allocations.*

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. Discuss and take appropriate action on various County parks and trails, and park department projects.

Parks Director Jim Rodgers, Parks and Recreation Director of Round Rock, Rick Atkins and Gary Boyd of Williamson County Parks Department addressed the Court.

No action was taken.

24. Discuss and take appropriate action on agreement between City of Taylor and Williamson County regarding billboards.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To approve an agreement between City of Taylor and Williamson County regarding billboards.*

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. 12:15 P.M. Recess Commissioners' Court and convene a meeting of the San Gabriel Industrial Development Corporation Board of Directors.
- 26. 12:21 P.M. Reconvene Commissioners Court following San Gabriel Industrial Development Corporation Board of Directors meeting.
- 27. Consideration and action with respect to a resolution approving an agreement by San Gabriel Industrial Development Corporation to issue bonds for AirBorn, Inc. and the Bond Resolution providing for the issuance of such bonds.

Attorney Carol Polumbo of McCall, Parkhurst & Horton addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman *Motion: To approve a resolution approving an agreement by San Gabriel Industrial Development Corporation to issue bonds for AirBorn, Inc. and the Bond Resolution providing for the issuance of such bonds.*

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 consider approving position re-assignment for the Jail.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 1 Lisa Birkman *Motion: To approve position re-assignment* for the Jail with the stipulation that the budget be created by position (and not an individual's name).

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

29. Discuss and take action on the first amendment of the Williamson County Animal Shelter Agreement.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To approve the first amendment of the Williamson County Animal Shelter Agreement.*

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. 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.

Financial Analyst at Sheriff's Office Kurt Showalter, First Assistant County Auditor Julie Kiley, General Counsel Dale Rye, Janey Miller Manager of the Fern Bluff M.U.D. and Constable Precinct 2 Dale Vannoy addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison Motion: To remove from the table.

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 awarding contracts to WEB-TPA Employer Services, LLC and National Employee Benefit Companies, Inc. (d/b/a IDEALSCRIPTS) for third party administrator for the Williamson County Indigent Care Program, RFP# 09WCP814.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To approve awarding contracts to WEB-TPA Employer Services, LLC and National Employee Benefit Companies, Inc. (d/b/a IDEALSCRIPTS)* for third party administrator for the Williamson County Indigent Care *Program, RFP# 09WCP814.*

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 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.

Purchasing Director Bob Space, Tax Assessor and Collector Deborah Hunt, Denise Harrington of KAHickman Group and General Counsel Dale Rye addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long *Motion: To approve 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.*

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 4 Ron Morrison
Nay: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 3 Valerie Covey

33. Consider authorizing advertising and setting date of July 8, 2009 at 2:00 P.M. in the Purchasing Department to receive bids for the Gas Service Extension for the New Round Rock Annex, Bid #09WC719.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey *Motion: To authorize advertising and set date of July 8, 2009 at 2:00 P.M. in the Purchasing Department to receive bids for the Gas Service Extension for the New Round Rock Annex, Bid #09WC719.*

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. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for June 2009 Voluntary Duty.

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 additional revenues for June 2009 Voluntary Duty:

From/To Acct No.		Description Amou	
	0100-0000-341220	Voluntary Duty Rev, SO	\$1,284.21

0100-0000-341226	Voluntary Duty Rev, Juv Serv	\$152.08
0100-0000-341230	Voluntary Duty Admin Fee	\$170.21

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. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for June 2009 Voluntary Duty pay.

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 additional expenditures for June 2009 Voluntary Duty pay:

From/To	Acct No.	Description	Amount
	0100-0560-001117	Voluntary Duty Pay	\$1,140.00
	0100-0560-002010	FICA	\$87.21
	0100-0560-002050	Worker's Comp	\$57.00
	0100-0576-001117	Voluntary Duty Pay	\$135.00
	0100-0576-002010	FICA	\$10.33
	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

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 12:23 P.M. ON TUESDAY, JUNE 16, 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 perVTCA Govt. Code sec. 551.087 deliberation regarding economic development negotiations.)

No action was taken in Executive Session.

39. 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 2:16 P.M. ON TUESDAY, JUNE 16, 2009.

40. Discuss and take appropriate action on real estate.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman Motion: To approve the purchase of parcel 44 and 46 on SH 195 in Florence for \$94,890 for the SH 195 expansion.

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

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

No action was taken.

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

No action was taken.

43. Discuss and take appropriate action concerning personnel matters.

Judge Gattis stated that it is the intention of the Court to make an announcement next week about the hiring of a new person in the new position.

44. **Comments from Commissioners.**

> Commissioner Covey commented that the last of the Combat Aviation Brigade (Adopt a Unit) returned from Iraq this morning.

COMMISSIONERS' COURT ADJOURNED AT 2:19 P.M. ON TUESDAY, **JUNE 16, 2009**

THE FOREGOING MINUTES had at a f	Regular Session of Commissioners'	Court of Williamson Co	unty, Texas,
having been read are hereby approved	this 23rd day of June, 2009.		
V			

ATTEST: Nancy F Rister Clerk of Co	mmissioners' Court	Williamson County	Texas