

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
JUNE 30, 2009**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:39 A.M. on TUESDAY, JUNE 30, 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 4 Ron Morrison
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve the minutes of the last meeting.

Aye: County Judge Dan A. Gattis
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison
Other: Commissioner Precinct 1 Lisa Birkman (Abstain)

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.

Accounts Payable/Payroll Manager Donna Baker 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 \$2,698,350.38 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:

Donald Conklin resident of Williamson County, North Austin Municipal Utility District

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 - 18)

5. Discuss and consider approving a line item transfer for the District Attorney.

General Counsel Dale Rye and Budget Manager Ashlie Koenig addressed the Court.

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	0100-0440-004932	Trial Expenditures	\$1,000.00	
To	0100-0440-005758	Law Books >\$5000	\$1,000.00	

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	0100-0440-003006	Office Equipment <\$5000	\$358.28	
To	0100-0440-003005	Office Furniture <\$5000	\$358.28	

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 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	0100-0440-004125	Transcripts	\$285.53	
To	0100-0440-004212	Postage	\$285.53	

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 appropriate action on a line item transfer for ITS.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for ITS:

From	0100-0503-005741	Computer Software >\$5000	\$12,000.00	
To	0100-0503-005752	Communications Equip >\$5000	\$12,000.00	

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 Facilities.**

Maintenance Supervisor Joe Latteo, Budget Manager Ashlie Koenig and Mike Fox of Fleet Services addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Facilities:

From	0100-0409-004419	Non Dept/Property Insurance	\$11,000.00	
To	0100-0509-004541	Facilities/Vehicle Repair & Maintenance	\$11,000.00	

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

10. **Discuss and consider approving a line item transfer for JP #1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for JP #1:

From	0100-0409-004419	Non Dept/Property Insurance	\$30,000.00	
To	0100-0453-004190	JP #1/Autopsies, Med Inquests	\$30,000.00	

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

11. Discuss and consider approving a line item transfer for Constable Pct #1.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Constable Pct #1:

From	0100-0551-003002	Vehicle Equipment <\$5000	\$1,000.00	
To	0100-0551-004541	Vehicle Repairs & Maintenance	\$1,000.00	

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

12. Discuss and take action on the Howdy Du Duathlon road closure starting at 7:15 A.M. on July 19, 2009.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Howdy Du Duathlon road closure starting at 7:15 A.M. on July 19, 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

13. Discuss and take action on road closure for July 4th on Aquamarine Drive. To provide additional safety for children attending the block party between 3608 and 3600 Aquamarine Drive. All 3 resident/owners support this closure. No driveways to any other residences will be blocked as a result of this closure. Alternate routes to other parts of the neighborhood are available. This will be approximately 240 feet of Aquamarine Drive. Expected head count is 50.

This item was removed from the agenda.

14. Consider closing Kingman Drive from Amasia Drive to Luling Lane, including the intersection at Luling Lane on July 4th, 2009 from 5 P.M. to 10 P.M. for a block party and loaning 3 barricades.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve closing Kingman Drive from Amasia Drive to Luling Lane, including the intersection at Luling Lane on July 4th, 2009 from 5 P.M. to 10 P.M. for a block party and loaning 3 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 the Treasurer's Report on the Williamson County Finances for May 2009.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Treasurer's Report on the Williamson County Finances for May 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

16. Consider and take appropriate action on authorizing the transfer of various items including a vehicle through inter-office transfer to various County departments and/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 a vehicle through inter-office transfer to various County departments and/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

17. Discuss and consider final 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 final 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

18. Discuss and consider final plat approval for Beck 11 Subdivision, Pct #1.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve final plat for Beck 11 Subdivision, 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

REGULAR AGENDA

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

Mike Weaver of Prime Strategies, Richard Ridings of HNTB and Attorney Charlie Crossfield addressed the Court.

No action was taken.

20. 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.

21. Discuss and take appropriate action on lease agreement for Commissioner, Pct #1.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an extension of the lease agreement for Commissioner, 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

22. Discuss and consider approving request for a one day retreat at Reunion Ranch for the tax office staff in October 2009.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a one day retreat at Reunion Ranch for the tax office staff in October 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

23. Consider accepting a donation of \$100 for memorial tree planting in memory of Troy Bijou from the employees of the Williamson County Juvenile Services.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To accept a donation of \$100 for memorial tree planting in memory of Troy Bijou from the employees of the Williamson County Juvenile 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

24. **Discuss and take appropriate action to approve letter of intent to convey + or - 5 acres of land for match requirements for the City of Taylor for a Texas Parks and Wildlife Department Indoor Recreation Grant.**

Gary Boyd of Parks Department addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve letter of intent to convey + or - 5 acres of land for match requirements for the City of Taylor for a Texas Parks and Wildlife Department Indoor Recreation Grant.

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 an interlocal agreement (ILA) between the County and City of Taylor for funding a portion of construction of the East Williamson County Park.**

Gary Boyd of Parks Department addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve an interlocal agreement (ILA) between the County and City of Taylor for funding a portion of construction of the East Williamson County 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

26. **Discuss and take appropriate action on Public Access, Utility and Drainage Easement and an Ingress and Egress Easement for the City of Taylor in conjunction with operations associated with the East Williamson County Park.**

Gary Boyd of Parks Department addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Public Access, Utility and Drainage Easement and an Ingress and Egress Easement for the City of Taylor in conjunction with operations associated with the East Williamson County 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

27. **Discuss and take appropriate action on City of Taylor Zoning Change Application for a Special Use Permit to allow communications tower height on Taylor Annex to be extended by 10 feet.**

ITS Director Jay Schade addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve City of Taylor Zoning Change Application for a Special Use Permit to allow communications tower height on Taylor Annex to be extended by 10 feet with the condition that Jay Schade negotiate that the fee be waived.

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 approving the extension of the bank depository contract.**

Treasurer Vivian Wood addressed the Court

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the extension of the bank depository contract if approved with no changes by Union State Bank.

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. **Consider awarding contract to BWM Group, LP, for landscape architectural services for Williamson County Williams Tract Park, RFQ# 09WCRFQ904. The not-to-exceed cost for this project is \$65,000.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To award contract to BWM Group, LP, for landscape architectural services for Williamson County Williams Tract Park, RFQ# 09WCRFQ904. (Not-to-exceed cost for this project is \$65,000.)

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

30. **Consider awarding bids received for Bid # 09WC718, Byers' house repairs, to the lowest and best bidder meeting specifications, Piatra, Inc.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To award to the lowest and best bidder meeting specifications for Bid #09WC718, Byers' house repairs to Piatra, Inc.

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 August 12, 2009 at 2:00 P.M. in the Purchasing Department to receive proposals for Public Safety Technology Program for CAD, MDCS/AVL, LERMS/FBR and FRMS Data Consolidation, Proposal #09WCP817.**

Bill Weaver, Public Safety Technology Program Manager

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize advertising and set date of August 12, 2009 at 2:00 P.M. in the Purchasing Department to receive proposals for Public Safety Technology Program for Computer AIDED Dispatch (CAD), Mobile Data Communications Services/Automatic Vehicle Location (MDCS/AVL), Law Enforcement Records Management Systems with Field Base Reporting (LERMS/FBR) and Fire Records Management System (FRMS) Data Consolidation, Proposal #09WCP817.

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. **Discuss and take appropriate action on Letter of Agreement with TexHealth Central Texas, Inc. for participation in the Central Texas Regional Health Coverage Project.**

Commissioner Birkman introduced James Rodriguez of TexHealth Central Texas.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To remove item 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

33. **Discuss and take appropriate action regarding the FM 1460 Development Agreement between Avery Centre DevCo, Inc., RDW Holdings, Inc. d/b/a Waterstone Development Group and Williamson County.**

Attorney Charlie Crossfield addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the FM 1460 Development Agreement between Avery Centre DevCo, Inc., RDW Holdings, Inc. d/b/a Waterstone Development Group 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

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:48 A.M. ON TUESDAY, JUNE 30, 2009.

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

No action was taken in Executive Session.

- 35. 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.

- 36. 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 11:35 A.M. ON TUESDAY, JUNE 30, 2009.

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a contract with AT&T to acquire 400 square feet abutting CR 179 for SH 195 roadway 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 the Dais)

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

No action was taken.

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

No action was taken.

40. Comments from Commissioners.

Commissioner Long commented that she is working diligently in Liberty Hill concerning neighborhood wells that have gone dry. It is a drastic situation and TCEQ has not responded to their concerns. The quick fix would be to get Chisholm Trail SUD to agree to lay an emergency line above ground that would connect to the line on Hwy 214. However TCEQ would have to take action for this to happen.

Commissioner Birkman asked if there would be a quorum for the meeting next week because she will be gone. There will be a quorum.

Commissioner Covey commented that water was found in at Berry Springs Park and the lake is filling up.

COMMISSIONERS' COURT ADJOURNED AT 11:36 A.M. ON TUESDAY, JUNE 30, 2009.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 7th day of July, 2009.



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

By: Connie Singleton, Deputy