

# MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING AUGUST 18, 2009

STATE OF TEXAS )(

COUNTY OF WILLIAMSON )(

BE IT REMEMBERED that at 9:45 A.M. on TUESDAY, AUGUST 18, 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 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve minutes of the previous 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 3 Valerie Covey ***Motion: To authorize the payment of bills totaling \$3,722,936.73 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 -14)

**5. Discuss and consider approving a line item transfer for Parks and Recreation.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for Parks and Recreation:***

From	0100-0510-004310	Advertising & Legal Notices	\$400.00	
From	0100-0510-004999	Miscellaneous	\$400.00	
To	0100-0510-004543	Repairs to Equipment	\$800.00	

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 Jail.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for the Jail:***

From	0100-0570-004992	CSR Program	\$1,500.00	
From	0100-0570-004705	Pre-employment Screening	\$4,000.00	
To	0100-0570-004541	Vehicle Repairs and Maint.	\$5,500.00	

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 the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for the Williamson County Tax Assessor/Collector:***

From	0100-0499-001103	Part-time Salaries 30-40 hrs/wk	\$85.50	
To	0100-0499-001110	Overtime	\$85.50	

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 approving a line item transfer for Emergency Services.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for Emergency Services:***

From	0100-0583-001100	Emerg Svcs/Full-time Salaries	\$2,769.00	
To	0100-0583-002030	Emerg Svcs/Insurance	\$2,769.00	

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 Non-Departmental.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for Non-Departmental:***

From	0100-0409-004998	Contingencies	\$1,000.00	
To	0100-0409-004181	Independent Audit Fees	\$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

**10. Consider approving Justice of the Peace #4 July 2009 monthly report in compliance with Code of Criminal Procedure 103.005(b).**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Justice of the Peace #4 July 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

**11. Consider approving the Waiver of Penalty and Interest to customers as requested by the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***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

**12. Consider approving property tax collections for the month of July 2009 for the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve property tax collections for the month of July 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

**13. Sheriff's Office would like to donate a Defense Technology 37 MM Launcher to the Leander Police Department.**

This item was removed from the Agenda.

**14. Discuss and consider preliminary plat approval for Thibodeaux Acres, Pct. #4.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve preliminary plat for Thibodeaux Acres, 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

## **REGULAR AGENDA**

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

Richard Ridings of HNTB and Attorney Charlie Crossfield addressed the Court.

No action was taken.

**16. Consider resolutions determining the necessity and authorizing the condemnation of certain property interests required for the SH 195 and related roadway construction project, and take other appropriate action regarding same. (Parcels 10, 13, 14, 52, 53, 56 and 58).**

This item was moved to Executive Session.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve resolutions determining the necessity and authorize the condemnation of certain property interests required for the SH 195 and related roadway construction project. (David and Karen Elms for Parcel 10, Cal and David Brandt for Parcels 13 & 14, Peggy Simpson Brizendine & John Brizendine for Parcel 52, Thomas Brizendine for Parcel 53, Foy & Barbara Haydon for Parcel 56 and Mark Shelton for Parcel 58).***

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)

**17. Authorize County Judge to execute an amendment to Williamson County/Chisholm Trail interlocal agreement for Williams Drive, Phase #1.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize County Judge to execute an amendment to Williamson County/Chisholm Trail interlocal agreement for Williams Drive, Phase #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

**18. 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.

**19. Discuss and take appropriate action concerning the awarding of health related services contracts effective 11/1/2009.**

Associate Director of Human Resources Lisa Zirkle addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the awarding of health related services vendors.***

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 approving request that Williamson County continue to employ a qualifying income level of 25% of the Federal Poverty Income Level (FPIL) for WilCo Care, the County Indigent Health Care Program, instead of the state mandated minimum 21% FPIL.**

Assistant Director of Williamson County and Cities Health District Bride Roberts addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: County Judge Dan A. Gattis ***Motion: To approve a request that Williamson County continue to employ a qualifying income level of 25% of the Federal Poverty Income Level (FPIL) for WilCo Care, the County Indigent Health Care Program, instead of the state mandated minimum 21% FPIL.***

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. **Consider approving a request to continue to provide selected optional, non-mandated medical services to qualifying clients of WilCo Care, the County Indigent Health Care Program.**

Assistant Director of Williamson County and Cities Health District Bride Roberts and Chairman of the Board for Lone Star Circle of Care Jack Hunnicutt addressed the Court.

This item was postponed until next week.

22. **Consider request to approve enhanced payments for primary care services to qualifying WilCo Care clients.**

Assistant Director of Williamson County and Cities Health District Bride Roberts and Chairman of the Board for Lone Star Circle of Care Jack Hunnicutt addressed the Court.

This item was postponed until next week.

**COMMISSIONERS' COURT RECESSED FOR THE NORTHEAST ROUND ROCK ROAD DISTRICT #1 AND AVERY RANCH ROAD DISTRICT MEETING AT 10:41 A.M.**

**COMMISSIONERS' COURT RECONVENED AT 10:44 A.M.**

23. **Discuss Capital Area Metropolitan Planning Organization (CAMPO) Joint Powers Agreement and potential revisions to bylaws.**

Dale Rye County Attorney General Counsel addressed the Court.

No action was taken.

24. **Consider and take appropriate action on authorizing the transfer of various items through inter-office transfer to County departments and/or auction/donation/destruction. (Complete list filed with official minutes)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the transfer of various items 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 Covey  
Commissioner Precinct 4 Ron Morrison

- 25. Consider authorizing advertisement and setting date of September 08, 2009 at 2:30 P.M. to receive bids in the Purchasing Department for road base materials.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize advertisement and set a date of September 08, 2009 at 2:30 P.M. to receive bids in the Purchasing Department for road base 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

- 26. Discussion of 2009-2010 Budget.**

The following addressed the Court:  
Budget Manager Ashlie Koenig  
First Assistant County Auditor Julie Kiley  
General Counsel Dale Rye  
Associate Director of Human Resources Lisa Zirkle  
Emergency Operations Director John Sneed

- 27. Discuss and take appropriate action on the Budget Order.**

The following addressed the Court:  
First Assistant County Auditor Julie Kiley  
Tax Assessor and Collector Deborah Hunt  
Dale Rye County Attorney General Counsel  
Emergency Operations Director John Sneed

**COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 12:14 P.M. ON TUESDAY, AUGUST 18, 2009.**

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

No action was taken in Executive Session.

- 29. 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.

30. **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.

31. **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 1:18 P.M. ON TUESDAY, AUGUST 18, 2009.**

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize acquisition of Chisholm Trail SUD easements without seeking subrogation from lien holders and agree to compensate Chisholm Trail SUD if any lien holder files a claim against Chisholm Trail SUD.***

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)

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. **Discuss and take appropriate action on personnel issues.**

No action was taken.

36. **Comments from Commissioners.**

There were no comments.

37. **Hear presentation on Bond Ratings/Future Bond Issuances from Dan Wegmiller, Specialized Public Finance.**

The following addressed the Court:  
First Assistant County Auditor Julie Kiley  
County Auditor David Flores  
Tax Assessor and Collector Deborah Hunt  
Associate Director of Human Resources Lisa Zirkle  
General Counsel Dale Rye

**COMMISSIONERS' COURT ADJOURNED AT 3:20 P.M. ON TUESDAY,  
AUGUST 18, 2009.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 25th day of August, 2009.



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

By: Connie Singleton, Deputy