

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
SEPTEMBER 1, 2009**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:40 A.M. on TUESDAY, SEPTMBER 1 , 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 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the minutes of the last meeting with the following correction on the first motion on item 21:***

"Motion: To approve the adoption of the 2009-2010 County Budget General Fund in the amount of \$121,893,207, which included four additional items to the proposed budget totaling \$386,186.

The motion was amended, as reflected below, to include \$676,892.13 of reductions for an amended budget of \$121,216,314.77."

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 and Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long **Motion: To note in minutes off right-of-way work:**
Precinct 4: Roberto Maldonado property at CR 108 box culvert drainage, cleaning and shaping ditch.
Utility Requests:
Precinct 3: Chisholm Trail S.U.D. - CR 230 Spur - Open road cut, installation of 8" water line.

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

- 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 \$2,280,596.57 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

- Citizen comments.**

The following addressed the Court:
 Pete Vera of Sun City Georgetown
 General Counsel Dale Rye
 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 - 13)

- Discuss and consider approving a line item transfer for Williamson County Ag Extension Office.**

Motion By: Commissioner Precinct 1 Lisa Birkman
 Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve a line item transfer for Williamson County Ag Extension Office:

To	0100-0665-003101	Educational Aids/Materials/Training Supplies	\$378.00
From	0100-0665-003011	Computer Software<\$5000	\$378.00

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 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	0100-0551-004548	Radio Repair/Maintenance	\$500.00	
To	0100-0551-004541	Vehicle Repair/Maintenance	\$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 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	0100-0451-004310	Advertising & Legal Notices	\$2,000.00	
To	0100-0451-004232	Training/Conferences/Seminars	\$2,000.00	

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 consider approving a line item transfer for URS.

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

Motion: To approve a line item transfer for URS:

From	0200-0210-003110	Other Supplies	\$700.00	
To	0200-0210-004999	Miscellaneous	\$700.00	

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 the County Jail.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

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

From	0100-0570-004500	Maintenance Contracts	\$1,304.00
To	0100-0570-001114	Certifications	\$1,304.00

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 Information Technology Services.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Information Technology Services:

From	0100-0503-004544	Repairs to Office Equipment	\$1,200.00
To	0100-0503-003005	Office Furniture<\$5000	\$1,200.00

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

11. Discuss and consider approving a line item transfer for the Child Welfare Board.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the Child Welfare Board:

From	0100-0645-003316	CWB/Medical/Hospital	\$1,000.00
From	0100-0645-004105	CWB/Foster Home Care	\$1,000.00
From	0100-0645-004106	CWB/Counseling Services	\$1,000.00
From	0100-0645-004109	CWB/Special Needs	\$1,000.00
To	0100-0645-002080	CWB/Random Drug Test	\$4,000.00

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. Consider approving the Treasurer's Report on the Williamson County finances for July 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 July 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. **Consider and take appropriate action on authorizing the trade-in of a vehicle and the transfer of items 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 trade-in of a vehicle and the transfer of 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

REGULAR AGENDA

14. **Consider recognizing Williamson County employees who reached a 25 or 20 year service milestone during calendar year 2008.**

Associate Director of Human Resources Lisa Zirkle introduced the following for presentations of 25/20 year service awards:

Judge Gattis presented an award to Wanda Davidson of the 277th District Court,

Director of the Community Supervision and Corrections Department Marty Griffith presented an award to Carolyn Perrin and acknowledged Elaine Reeves,

Sergeant Michael J. Smith of Georgetown Department of Public Safety presented an award to Ruth Poole,

Anita Martinez with Williamson County and Cities Health District presented an award to Paulo Pinto and Patricia Bailey,

Justice of the Peace Pct #3 Steve Benton presented an award to Melissa Goins,

Commissioner Ron Morrison presented an award to Judith Lewis of Justice of the Peace Pct #4,

Executive Director of Juvenile Services Charly Skaggs presented an award to Salvador Lopez and David Murray,

URS Road Administrator Greg Bergeron presented an award to Kenneth Marak and Douglas Leschber,

Assistant Chief Deputy of Corrections Richard Elliot presented an award to Jeff Pearson,

Justice of the Peace Pct #2 Edna Staudt presented an award to Delma Doggett.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve recognizing Williamson County employees who reached a 25 or 20 year service milestone during calendar year 2008 and acknowledge those who have 5, 10 and 15 years of service.***

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.**

James Klotz of HNTB addressed the Court.

No action was taken.

16. Discuss and take appropriate action on Notice of Termination regarding that certain agreement by and between Williamson County and Corrections Corporation of America.

General Counsel Dale Rye addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve Notice of Termination regarding that certain agreement by and between Williamson County and Corrections Corporation of America.***

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 a Lease Renewal Amendment to extend the lease between the State of Texas and Williamson County regarding the Georgetown DPS Office located at 807 East 7th Street, Georgetown, Texas.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: County Judge Dan A. Gattis ***Motion: To approve a Lease Renewal Amendment to extend the lease between the State of Texas and Williamson County regarding the Georgetown DPS Office located at 807 East 7th Street, Georgetown, Texas.***

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 on a resolution to declare September 2009 as National Preparedness Month in Williamson County.

Captain of Emergency Management Services Jarred Thomas addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution to declare September 2009 as National Preparedness Month 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

19. Discuss and take appropriate action regarding interlocal agreement between the County and City of Thrall on small community park assistance.

Parks Director Jim Rodgers addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve an interlocal agreement between the County and City of Thrall on small community park assistance.***

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 regarding interlocal agreement between the County and City of Florence on small community park assistance.

Parks Director Jim Rodgers addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve interlocal agreement between the County and City of Florence on small community park assistance.***

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 appropriate action regarding interlocal agreement between the County and City of Cedar Park for placement of the Twin Lakes Park sign.

Parks Director Jim Rodgers addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve interlocal agreement between the County and City of Cedar Park for placement of the Twin Lakes Park sign.***

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 take action on request that Williamson County be included within the service area of Foreign Trade Zone Number 183.

Joe Vining from the Round Rock Chamber of Commerce addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve request that Williamson County be included within the service area of Foreign Trade Zone Number 183.***

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 action on arbitrage rebate compliance services contract with First Southwest Asset Management Inc.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve arbitrage rebate compliance services contract with First Southwest Asset Management 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

24. Consider awarding bids received for bid # 09WC719, gas service extension for the new Round Rock Annex, to the best and lowest bidder meeting specifications - H & T Utilities, L.C.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve awarding to the best and lowest bidder meeting specifications for bid # 09WC719, gas service extension for the new Round Rock Annex to H & T Utilities, L.C.***

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 advertising and setting date of September 30, 2009 at 3:00 P.M. in the Purchasing Department to receive bids for road project RM 2338 Phase II, Bid #09WC722.

James Klotz Project Manager for HNTB addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize advertising and set date of September 30, 2009 at 3:00 P.M. in the Purchasing Department to receive bids for road project RM 2338 Phase II, Bid #09WC722.***

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 authorizing advertising and setting date of September 30, 2009 at 4:00 P.M. in the Purchasing Department to receive bids for road project CR 214 Phase 2A, Bid #09WC723.

James Klotz Project Manager for HNTB addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To authorize advertising and set date of September 30, 2009 at 4:00 P.M. in the Purchasing Department to receive bids for road project CR 214 Phase 2A, Bid #09WC723.**

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 grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for August 2009 Voluntary Duty.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

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 August 2009 Voluntary Duty:

From/To	Acct No.	Description	Amount
	0100-0000-341220	Voluntary Duty Rev, SO	\$1,841.83
	0100-0000-341230	Voluntary Duty Admin Fee	\$218.27

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

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 August 2009 Voluntary Duty pay:

From/To	Acct No.	Description	Amount
	0100-0560-001117	Voluntary Duty Pay	\$1,635.00
	0100-0560-002010	FICA	\$125.08
	0100-0560-002050	Worker's Comp	\$81.75

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

29. **Discuss and take appropriate action on the 2009/2010 Williamson County Budget Order.**

First Assistant County Auditor Julie Kiley and General Counsel Dale Rye addressed the Court.

No action was taken.

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 11:37 A.M. ON TUESDAY, SEPTEMBER 1, 2009.

30. **Discuss real estate (EXECUTIVE SESSION as per VTCA Govt. Code Sec. 551.0721 Deliberation Regarding Real Property.)**

No action was taken in Executive Session.

31. **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.

32. **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.

33. **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 12:30 P.M. ON TUESDAY, SEPTEMBER 1, 2009.

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

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize the County Judge to execute a contract with Wayhart LTD. Partnership for the acquisition of 2.3 acres of land on Hwy 29 for right-of-way at a cost of \$350,658.***

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

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

No action was taken.

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

No action was taken.

37. Discuss and take appropriate action on personnel issues.

No action was taken.

38. Comments from Commissioners.

There were no comments from Commissioners.

**COMMISSIONERS' COURT ADJOURNED AT 12:41 P.M. ON TUESDAY,
SEPTEMBER 1, 2009.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 8th day of September, 2009.



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

By: Connie Singleton, Deputy