

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
JANUARY 12, 2010**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:44 A.M. on TUESDAY, JANUARY 12, 2010, 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
Henry Prejean, Chief Civil Litigator
Connie Singleton, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***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.

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 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the payment of bills totaling \$3,049,223.68 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 addressed the Court:
Jim Dillon of Liberty Hill
Kurt Johnson of Hutto
Leo Wood Chair of the Williamson County Complete Count Census Committee

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)

5. Discuss and consider approving a line item transfer for Non-Departmental.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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

From	0100-0409-004998	Contingencies	\$1,000.00	
To	0100-0409-004710	Bail Bond Board	\$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. Consider approving a donation to Victim's Assistance from Cartridges for Kids (cartridge fundraiser) in the amount of \$33.35.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a donation to Victim's Assistance from Cartridges for Kids (cartridge fundraiser) in the amount of \$33.35.***

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. Consider approving Justice of the Peace, Pct. #4, December 2009 monthly report in compliance with Code of Criminal Procedure 103.005(b).

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve Justice of the Peace, Pct. #4, December 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

8. Consider approving the Treasurer's report on the Williamson County finances for November 2009.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the Treasurer's report on the Williamson County finances for November 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

9. Consider and take appropriate action on authorizing the transfer of various items including (1) vehicle through inter-office transfer to auction and/or destruction. (Complete list filed with official minutes)

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the transfer of various items including (1) vehicle through inter-office transfer to auction and/or 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

10. Discuss and consider final plat approval of Summerlyn, P-4B, Pct. #2.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the final plat for Summerlyn, P-4B, Pct. #2.***

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. Having met qualifications, please consider approving the addition of Alliance Realty Advisors to the Williamson County Real Estate Brokers/Agents Directory, RFQ# 07WCRFQ505.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the addition of Alliance Realty Advisors to the Williamson County Real Estate Brokers/Agents Directory, RFQ# 07WCRFQ505.***

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 License Agreement for the Homeowners Association for Woodland Park of Georgetown, Inc., Pct. #3.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a License Agreement for the Homeowners Association for Woodland Park of Georgetown, Inc., 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

13. Discuss and consider adopting a speed limit of 35 mph on Great Oaks Drive from O'Connor Blvd. to Brushy Creek Road, Pcts. #1 & #3.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To adopt a speed limit of 35 mph on Great Oaks Drive from O'Connor Blvd. to Brushy Creek Road, Pcts. #1 & #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

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

No action was taken.

15. Discuss and take appropriate action on mitigation and participation determination for Lower Colorado River Authority (LCRA) relocation of transmission lines to accommodate expansion of State Highway 195, Williamson County, Texas: aka Glasscock to Andice T-413. WCCF application #20091217.

Gary Boyd Director of Environmental Programs for Parks Department addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve mitigation and participation determination for Lower Colorado River Authority (LCRA) relocation of transmission lines to accommodate expansion of State Highway 195, Williamson County, Texas: aka Glasscock to Andice T-413. WCCF application #20091217.***

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 approving Klotz Associates, Inc. Supplemental #3 to their O'Connor Extension Professional Service Agreement (PSA) to allow for the execution of additional service on the O'Connor project.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Klotz Associates, Inc. Supplemental #3 to their O'Connor Extension Professional Service Agreement (PSA) to allow for the execution of additional service on the O'Connor project.***

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 approving Halff Associates Supplemental #4 to their RM 620 Professional Service Agreement (PSA) to allow for the execution of Supplemental #1 to Work Authorization #4 schematic and environmental work.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Halff Associates Supplemental #4 to their RM 620 Professional Service Agreement (PSA) to allow for the execution of Supplemental #1 to Work Authorization #4 schematic and environmental work.***

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. **Consider authorizing the County Judge to execute a real estate contract with Richard P. Steyer for right-of-way needed on US 183.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the County Judge to execute a real estate contract with Richard P. Steyer for right-of-way needed on US 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

19. **Consider authorizing the County Judge to execute a real estate contract with Yuh-Jaan Wey and Yecu-Chyn Wey and Williamson County for right of way needed on US 183.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the County Judge to execute a real estate contract with Yuh-Jaan Wey and Yecu-Chyn Wey and Williamson County for right of way needed on US 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

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 regarding appointment of Tommy Coleman to ESD #9 board.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the appointment of Tommy Coleman to ESD #9 board.***

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. **Consider appointing Tom Clark to the board of ESD #2 for a two year term beginning Jan. 1, 2010.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To appoint Tom Clark to the board of ESD #2 for a two year term beginning Jan. 1, 2010.***

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 regarding extension of burn ban for Williamson County, Texas.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: County Judge Dan A. Gattis ***Motion: To remove the burn ban for Williamson County as of noon today.***

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 and take appropriate action regarding landfill yearly summary report.

Senior Director of Infrastructure Bob Daigh and Landfill Manager James Smith addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To accept the landfill yearly summary report.***

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 regarding appointing Donna J. Harrell as Veterans County Services Officer.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve appointing Donna J. Harrell as Veterans County Services Officer.***

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 regarding authorizing the submission of a grant application for the District Attorney's Office.

District Attorney John Bradley introduced Victim Witness Coordinator Irene Odom and addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the submission of a grant application for an assistant for the Victim Witness Coordinator in the District Attorney's office with the condition that the position is only for the term of the grant.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 4 Ron Morrison

Nay: Commissioner Precinct 3 Valerie Covey

27. Discuss and take appropriate action regarding appointment of County Court at Law Judge to the Bail Bond Board for 2010.

Tommy Coleman of the District Attorney's Office addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the appointment of Judge Suzanne Brooks of CCL #1 to the Bail Bond Board for 2010.***

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 for EMS donations.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for EMS donations:

From/To	Acct No.	Description	Amount	
	0100-0000-367401	EMS Donations	\$100.00	

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

29. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of EMS donations.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

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 EMS donations:

From/To	Acct No.	Description	Amount	
	0100-0540-003670	Donations	\$100.00	

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

30. 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 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

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	\$220.00	

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

31. **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 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

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	Donations	\$220.00	

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

32. **Consider authorizing advertising and setting date of February 4, 2010 at 2:00 P.M. in the Purchasing Department to receive proposals for the Southwest Regional Park Splash Pad, Proposal # 10WCP904.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize advertising and set a date of February 4, 2010 at 2:00 P.M. in the Purchasing Department to receive proposals for the Southwest Regional Park Splash Pad, Proposal # 10WCP904.***

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 Purchasing Cooperative agreement by and between Fort Bend County and Williamson County.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a Purchasing Cooperative agreement by and between Fort Bend County 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

34. **Consider approving an interlocal agreement between Tom Green County and Williamson County.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve an interlocal agreement between Tom Green County 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 10:26 A.M. ON TUESDAY, JANUARY 12, 2010.

35. Discuss real estate matters (EXECUTIVE SESSION as per VTCA Govt. Code Sec. 551.0721 Deliberation Regarding Real Estate Property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with third person.)
1. Proposed or potential purchase of lease of property by the County:
- a) Discuss proposed acquisition of property for right-of-way for RM 2338 Phase II.
 - b) Discuss proposed acquisition of property for right-of-way for SH 195 0.805 south of Bell County Line to IH 35.
 - c) Discuss proposed acquisition of property for right-of-way for US 183 Extension from 1,000 feet south of San Gabriel to 1,000 feet north of SH 29.
 - d) Discuss proposed acquisition of property for right-of-way for O'Connor Boulevard and 620 project.
 - e) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase III and Phase IV.

No action was taken in Executive Session.

36. Discuss pending or contemplated litigation, settlement matters and other confidential attorney-client legal matters (EXECUTIVE SESSION as per VTCA Govt. Code Sec. 551.071 Consultation with Attorney.) Litigation or claims or potential litigation or claims against the County or by the County and legal aspects of contracts (discussion and possible action).

No action was taken in Executive Session.

37. 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 11:36 A.M. ON TUESDAY, JANUARY 12, 2010.

38. Discuss and take appropriate action on real estate.

No action was taken.

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

No action was taken.

40. Discuss and take appropriate action regarding vehicle assignment and salary change for County Engineer.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To remove the vehicle assigned to the County Engineer and elevate Joe England's compensation from step 37-12 to 37-14, a difference of \$5,149.11.***

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. Comments from Commissioners.

Commissioner Morrison introduced his new Office Assistant Linda Wipff.

Commissioner Birkman noted that her office has been flooded due to a pipe breaking during the cold weather. She is in the process of moving to a temporary location and Public Information Officer Connie Watson will send out a notice of her new phone number when it is available.

Judge Gattis reminded the Court that there is a Budget meeting at the HR conference room at the Inner Loop at 1:00 P.M. today.

COMMISSIONERS' COURT ADJOURNED AT 11:38 A.M. ON TUESDAY, JANUARY 12, 2010.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 19th day of January, 2010.



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

By: Connie Singleton, Deputy