

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT  
MEETING  
MARCH 23, 2010**

STATE OF TEXAS )(

COUNTY OF WILLIAMSON )(

**BE IT REMEMBERED** that at 9:38 A.M. on TUESDAY, MARCH 23, 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  
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.***

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 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison **Motion: To authorize the payment of bills totaling \$6,092,286.57 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

**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 - 11)

**5. Discuss and consider approving a line item transfer for Constable Pct. #4.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

**Motion: To approve a line item transfer for Constable Pct. #4:**

From	0100-0554-003120	Printer Supplies	\$500.00	
To	0100-0554-003100	Office Supplies	\$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

**6. To discuss and consider approving a line item transfer for Juvenile Services Department.**

Executive Director of Juvenile Services Charly Skaggs addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

**Motion: To approve a line item transfer for Juvenile Services Department:**

From	0100-0576-003010	Computer Equipment<\$5000	\$2,000.00	
To	0100-0576-003318	Janitorial Supplies	\$1,000.00	
To	0100-0576-003901	Publications/Books/Periodicals	\$900.00	
To	0100-0576-004181	Independent Audit Fees	\$100.00	
From	0100-0576-004102	Residential Services	\$100,000.00	
To	0100-0576-003306	Food Service	\$90,000.00	

To	0100-0576-004108	Non-Residential Services	\$10,000.00
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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 the Treasurer's Report on the Williamson County Finances for February 2010.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the Treasurer's Report on the Williamson County Finances for February 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

**8. Consider approving property tax refunds over \$2,500.00 for the month of February 2010 for the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve property tax refunds over \$2,500.00 for the month of February 2010 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

**9. Consider waiving penalty and interest to customers as requested by the Tax Assessor/Collector.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve waiving penalty and interest to customers as requested by the 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

**10. 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 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***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

11. **Consider approving donation to Victim's Assistance from GRC Wireless, Inc. (Shelter Alliance Cell Phone Fundraiser) in the amount of \$276.00.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve donation to Victim's Assistance from GRC Wireless, Inc. (Shelter Alliance Cell Phone Fundraiser) in the amount of \$276.00.***

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

## **REGULAR AGENDA**

12. **Discuss and take appropriate action on proclamation regarding Military Appreciation Day.**

Director of Veterans Services Donna Harrell and Mitch Fuller Cedar Park Council Member addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve proclamation regarding Military Appreciation Day on April 3rd.***

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. **Hear update and presentation on Schlitterbahn Water Park project.**

Phil Brewer Economic Development Director for Cedar Park and Brian Redmond of Schlitterbahn Waterparks and Resorts addressed the Court.

14. **Hear the March 2010 Construction Summary Report for Road Bond and Pass Through Financing Projects.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

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

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

**16. Consider authorizing the County Judge to execute a Possession and Use Agreement with Brad and Nancy Allen regarding right-of-way on RM 2338. (P25)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to execute a Possession and Use Agreement with Brad and Nancy Allen regarding right-of-way on RM 2338. (P25)***

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. Consider a resolution determining the necessity and authorizing the condemnation of certain property interests required for the construction of RM 2338 and take appropriate action. (Vidal)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a resolution determining the necessity and authorize the condemnation of certain property interests required for the construction of RM 2338. (Vidal)***

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 C.W.C. Properties LLC for right-of-way needed on SH 195. (P119)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the County Judge to execute a real estate contract with C.W.C. Properties LLC for right-of-way needed on SH 195. (P119)***

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 action regarding the Jester Williamson County Annex and the Public Safety Building in Round Rock and other matters related thereto.**

No action was taken.

**20. Discuss and take appropriate action on the proposed FY10 Community Development Block Grant allocation.**

Grants Coordinator Sally Bardwell addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve the proposed FY10 Community Development Block Grant allocation.***

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 budget transfer request of the 2006 GO Park Bond monies in the amount of \$2,200,000.00 to move from P15 (Southwest Regional Park) to P215 (Southwest Regional Water Play Park).**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a budget transfer request of the 2006 GO Park Bond monies in the amount of \$2,200,000.00 to move from P15 (Southwest Regional Park) to P215 (Southwest Regional Water Play 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

22. **Consider and approve accepting abandoned 2002 Ford F150 pick-up truck (VIN #1FTRX17W82NB12845) as Williamson County property.**

County Sheriff James R. Wilson addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve accepting abandoned 2002 Ford F150 pick-up truck (VIN #1FTRX17W82NB12845) as Williamson County property.***

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 appointing Marcus Edwards to ESD #7 in place of Harold Jackson for a term that expires January 1, 2012.**

This item was removed from the Agenda.

24. **Discuss and take appropriate action on appointing John Fenoglio to ESD #7 in place of Steele Zinser for a term that expires January 1, 2012.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To appoint John Fenoglio to ESD #7 in place of Steele Zinser for a term that expires January 1, 2012.***

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 action on the MUD Off-Duty agreement for Fern Bluff.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the MUD Off-Duty agreement for Fern Bluff.***

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 action on Off-Duty MUD agreement with Brushy Creek.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the Off-Duty MUD agreement with Brushy Creek.***

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 action on MUD Off-Duty Officer agreement for MUD #10.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the MUD Off-Duty Officer agreement for MUD #10.***

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 take appropriate action on security agreement with Williamson-Travis Counties Municipal Utility District No. 1.**

This item was removed from the Agenda.

**29. Consider awarding bids received for asphalt mixes for item #7 and item #8 to the low bid meeting specifications - Vulcan Construction Materials LP and consider rejecting bids received for item #1 through item #6.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To award bids received for asphalt mixes for item #7 and item #8 to Vulcan Construction Materials LP and reject bids received for item #1 through item #6.***

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 authorizing advertising and setting date of April 13, 2010 at 3:00 P.M. in the Purchasing Department to receive bids for asphalt mixes.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize advertising and set date of April 13, 2010 at 3:00 P.M. in the Purchasing Department to receive bids for asphalt mixes.***

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 approving extension of contract between Williamson County Juvenile Services and Aramark Correctional Food Services for a period of three (3) additional months beginning April 1, 2010 through June 30, 2010.**

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve extension of contract between Williamson County Juvenile Services and Aramark Correctional Food Services for a period of three (3) additional months beginning April 1, 2010 through June 30, 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

32. **Consider authorizing advertising and resetting the date to receive Requests for Proposals for food services for the Williamson County Juvenile Services Facility from April 13, 2010 to April 20, 2010 at 2:00 P.M. in the Purchasing Department.**

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize advertising and reset the date to receive Requests for Proposals for food services for the Williamson County Juvenile Services Facility from April 13, 2010 to April 20, 2010 at 2:00 P.M. in the Purchasing Department.***

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. Consider awarding bids received for Bid # 10WC807, traffic signal maintenance for Williamson County, to the lowest and best bidder- Austin Traffic Signal Construction Co., L.P.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To award bid #10WC807, traffic signal maintenance for Williamson County, to Austin Traffic Signal Construction Co., L.P.**

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 authorizing advertising and setting date of April 13, 2010 at 11:00 A.M. in the Purchasing Department to receive qualifications for geotechnical services for the Emergency Operations Center, RFQ# 10WCRFQ1004.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey **Motion: To authorize advertising and set date of April 13, 2010 at 11:00 A.M. in the Purchasing Department to receive qualifications for geotechnical services for the Emergency Operations Center, RFQ# 10WCRFQ1004.**

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 for EMS.

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 for EMS:**

From/To	Acct No.	Description	Amount	
	0100-0000-333220	Payments From Other Entities	\$1,500.00	

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

36. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for EMS.

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 for EMS:**

From/To	Acct No.	Description	Amount	
	0100-0540-003001	Small Equipment and Tools	\$1,500.00	

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

37. **Discuss and take appropriate action regarding Amendment #1 to Frequency Reconfiguration Agreement between Nextel of Texas Inc. and Williamson County.**

Chief of Operations for Emergency Communications Patrick Cobb addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve Amendment #1 to Frequency Reconfiguration Agreement between Nextel of Texas Inc. 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 RECESSED TO EXECUTIVE SESSION AT 10:47 A.M. ON TUESDAY, MARCH 23, 2010.**

38. **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.**
- f) Discuss proposed acquisition of property for proposed SH 29 project.**
- g) Discuss proposed acquisition of property for right-of-way on Haybarn Lane.**
- h) Discuss proposed acquisition of property for right-of-way on CR 274/San Gabriel Parkway.**
- i) Discuss proposed acquisition of property for right-of-way along Lakeline extension.**
- j) Discuss proposed acquisition of property for right-of-way along Great Oaks extension.**
- k) Discuss proposed acquisition of property for right-of-way along SW By-Pass.**

No action was taken in Executive Session.

**COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:44 A.M. ON TUESDAY, MARCH 23, 2010.**

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

No action was taken.

**40. Comments from Commissioners.**

There were no comments from Commissioners.

**COMMISSIONERS' COURT ADJOURNED AT 11:44 A.M. ON TUESDAY, MARCH 23, 2010.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 30th day of March, 2010.



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

By: Connie Singleton, Deputy