

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
APRIL 6, 2010**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:35 A.M. on TUESDAY, APRIL 6, 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
Nancy E. Rister, County Clerk
Absent: Ron Morrison, Commissioner Precinct 4
Attendees: Henry Prejean, Chief Civil Litigator
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

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.

First Assistant County Auditor Julie Kiley 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 \$4,201,446.26 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

4. **Citizen comments.**

Kurt Johnson Sr. of Austin 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 - 8)

5. **Discuss and consider approving a line item transfer for Ag Extension.**

Budget Officer Ashlie Koenig addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Ag Extension:

From	0100-0665-005700	Vehicles > \$5,000	\$803.00	
From	0100-0409-004999	Miscellaneous	\$305.00	
To	0100-0665-003010	Computer Equipment < \$5,000	\$1,108.00	

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

6. **Consider and take appropriate action on authorizing the transfer of various items including two vehicles to auction/donation/destruction. (Complete list filed with official minutes)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the transfer of various items including two vehicles to auction/donation/destruction.***

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

7. **Consider various road and lane closures for the Bat-Stravaganza Fun Run & Family Festival on May 1st, 2010 from 8:00 A.M. until 10:00 A.M.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve various road and lane closures for the Bat-Stravaganza Fun Run & Family Festival on May 1st, 2010 from 8:00 A.M. until 10:00 A.M.***

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

8. **Discuss and take action on the 3rd Annual Autism Bike Ride. This has been through the review process. Their website is www.austinautismbikeride.org. Route map is attached.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve the 3rd Annual Autism Bike Ride.***

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

REGULAR AGENDA

9. **Hear mid-year report on the actions of the Williamson County Historical Commission.**

Director of the Williamson County Historical Museum Chris Dyer addressed the Court.

10. **Discuss and take appropriate action regarding the formal acknowledgment of the Williamson County Historical Commission's receipt of the Distinguished Service Award from the State of Texas.**

Director of the Williamson County Historical Museum Chris Dyer addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To formally acknowledge the Williamson County Historical Commission's receipt of the Distinguished Service Award from the State of Texas.***

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

11. **Discuss and take appropriate action on a resolution declaring April 2010 as County Government Month in Williamson County.**

Public Information Officer Connie Watson addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve a resolution declaring April 2010 as County Government 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

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

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

13. Discuss and consider approving Kellogg Brown & Root Services, Inc. Supplemental #3 to their Williams Drive (IH35-FM 3405) Professional Service Agreement (PSA) to allow for Work Authorization #5.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve Kellogg Brown & Root Services, Inc. Supplemental #3 to their Williams Drive (IH35-FM 3405) Professional Service Agreement (PSA) to allow for Work Authorization #5.***

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

14. Discuss and consider approving HNTB Corporation Supplemental #4 to the on-call project specific Professional Service Agreement (PSA).

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve HNTB Corporation Supplemental #4 to the on-call project specific Professional Service Agreement (PSA).***

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

15. Discuss and consider approving Amendment #1 to the O'Connor Road (RM 620 to SH 45) TxDOT Advanced Funding Agreement (AFA).

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve Amendment #1 to the O'Connor Road (RM 620 to SH 45) TxDOT Advanced Funding Agreement (AFA).***

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

16. Consider authorizing the County Judge to execute a real estate contract with Guadalupe Alvarez and Agnes Alvarez for right-of-way needed on SH 195. (P211)

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 Guadalupe Alvarez and Agnes Alvarez for right-of-way needed on SH 195. (P211)***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey

17. **Consider authorizing the County Judge to execute a Possession and Use Agreement with Bertha Elizabeth Travis regarding right-of-way on RM 2338. (P10)**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the County Judge to execute a Possession and Use Agreement with Bertha Elizabeth Travis regarding right-of-way on RM 2338. (P10)***

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

18. **Consider authorizing the County Judge to execute a Possession and Use Agreement with Forman Financial of Lakeline, LLC regarding right-of-way on US 183. (P10)**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the County Judge to execute a Possession and Use Agreement with Forman Financial of Lakeline, LLC regarding right-of-way on US 183. (P10)***

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

19. **Consider authorizing project budget transfer request for 2006 CO to move \$2,300,000 from 2006 CO Non-Departmental (P147) to Public Safety Technology (P184).**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize a project budget transfer request for 2006 CO to move \$2,300,000 from 2006 CO Non-Departmental (P147) to Public Safety Technology (P184).***

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

20. **Discuss and take appropriate action regarding execution of approval of the issuance of bonds and the plan of financing thereof by the County for Capital Area Housing Finance Corporations Single Family Mortgage Revenue Bonds.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the issuance of bonds and the plan of financing thereof by the County for Capital Area Housing Finance Corporations Single Family Mortgage Revenue Bonds.***

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long

21. **Discuss and take appropriate action regarding consideration of appointment of Barbara Smith Glasscock to the Williamson County Historical Commission.**

This item was removed from the Agenda.

22. **Discuss and take appropriate action regarding appointment of Diane Goodwin to the Williamson County Historical Commission.**

This item was removed from the Agenda.

23. **Discuss and take appropriate action regarding removal of Nancy Faulkner and Rachel Liebowitz from the Williamson County Historical Commission membership roster.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To remove Nancy Faulkner and Rachel Liebowitz from the Williamson County Historical Commission membership roster.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

24. **Discuss and take appropriate action regarding moving Irene Varan from regular member to associate member of the Williamson County Historical Commission.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To move Irene Varan from regular to associate member of the Williamson County Historical Commission.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

25. **Discuss and take appropriate action regarding certification of the regular and associate membership of the Williamson County Historical Commission.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve the certification of the regular and associate membership of the Williamson County Historical Commission.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

26. **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.

27. **Discuss and take appropriate action on draft of the Williamson County Long-Range Strategic Plan.**

LCRA Economic Development Specialist Sarah Page and Public Information Officer Connie Watson addressed the Court.

No action was taken.

28. Discuss and take action on the 2009 Comprehensive Annual Financial Report (CAFR) and Popular Annual Financial Report (PAFR).

The following addressed the Court:

County Auditor David Flores

Financial Auditor for Patillo, Brown & Hill, Paula Lowe

Director of Williamson County Animal Shelter, Cheryl Schneider

First Assistant County Auditor Julie Kiley

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To acknowledge acceptance of the 2009 Comprehensive Annual Financial Report (CAFR) and Popular Annual Financial Report (PAFR).***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

29. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for the Round Rock Annex Grand Opening donations.

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 the Round Rock Annex Grand Opening donations:

From/To	Acct No.	Description	Amount	
	0100-0000-367400	Donations	\$650.00	<input type="checkbox"/>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

30. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of the Round Rock Annex Grand Opening donations.

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 to acknowledge use of the Round Rock Annex Grand Opening donations:

From/To	Acct No.	Description	Amount	
	0100-0211-003670	Use of Donations	\$650.00	<input type="checkbox"/>

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

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:30 A.M. ON TUESDAY, APRIL 6, 2010.

31. Discuss real estate matters (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.0721 Deliberation Regarding Real Property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person).

1) Proposed or potential purchase or lease of property by the County

- Possible purchase of property for County facility or facilities location

2) Proposed or potential purchase, lease or exchange of County-owned property

- Possible sale of County real property

No action was taken in Executive Session.

32. 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 or 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 on CR 138.

j) Discuss proposed acquisition of property for right-of-way along Lakeline extension.

k) Discuss proposed acquisition of property for right-of-way along Great Oaks extension.

l) Discuss proposed acquisition of property for right-of-way along SW By-Pass.

m) Discuss proposed acquisition of property for right-of-way along Pearson and Neenah.

No action was taken in Executive Session.

33. **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/or other confidential attorney-client matters, including contracts (discussion and possible action)

___ **Status Update-Pending Cases or Claims**

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:02 P.M. ON TUESDAY, APRIL 6, 2010.

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

No action was taken.

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

No action was taken.

36. **Comments from Commissioners.**

Commissioner Covey commented that the Adopt a Unit Program for the 4th Combat Aviation Brigade is extending the deadline to Friday April 30th for collecting items to send with the troops when they deploy this summer.

Commissioner Long announced that "Take a Hike" will be held this Saturday, April 10th from 10:00 A.M. to 2:00 P.M. at the new Williams Tract between Leander and Liberty Hill.

Commissioner Long gave special thanks to Kathy Grimes, Executive Assistant to Commissioner of Precinct 2 and Donna Harrell, Director of Veteran's Services for their efforts in making Partners Across Texas Showcase successful for the Veterans last weekend.

Commissioner Birkman wished her dad a Happy 80th Birthday.

COMMISSIONERS' COURT ADJOURNED AT 12:02 P.M. ON TUESDAY, APRIL 6, 2010.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 13th day of April, 2010.



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

By: Connie Singleton, Deputy

