

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
MAY 18, 2010**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:39 A.M. on TUESDAY, MAY 18, 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
Valerie Covey, Commissioner Precinct 3
Ron Morrison, Commissioner Precinct 4
Nancy E. Rister, County Clerk
Absent: Cynthia Long, Commissioner Precinct 2
Attendees: Henry Prejean, Civil Chief
Connie Singleton, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the minutes of the last meeting and the Strategic Planning Session Monday, May 10th.***

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

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To note in the minutes off right-of-way work:***

CR 424 - Property of Tim Sladek - Re-shape and repair erosion problems in ditch along CR 424.

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

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.

Commissioner Birkman abstained in regards to bills for Gabriels Funeral Chapel. (Conflict of Interest Affidavit attached)

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize the payment of bills totaling \$6,934,517.79 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 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

4. **Citizen comments.**

The following addressed the Court:

Director of Mobile Outreach Team Annie Burwell

Georgetown Fire Chief Robert Fite

Kenneth Snyder of Northridge Acres in Round Rock

Jesus Franco of Round Rock

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. **To consider approving a line item transfer for Mobile Outreach.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Mobile Outreach:

From	0100-0341-003005	Office Furniture<\$5000	\$668.83	
To	0100-0341-004541	Vehicle Repairs & Maintenance	\$668.83	

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

6. **To discuss and take appropriate action on the approval of line item transfer for Unified Road System.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Unified Road System:

From	0200-0210-004999	Miscellaneous	\$2,500.00	
To	0200-0210-004620	Furn./Equipment Rental	\$2,500.00	

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

7. Consider approving Justice of the Peace Pct. #4 April 2010 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 Pct. #4 April 2010 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 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

8. Consider approving property tax collections for the month of April 2010 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 April 2010 for the Williamson County Tax Assessor/Collector.**

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

9. 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 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

10. Recognize continuing education hours for Commissioner Lisa Birkman and acknowledge that she has met the required number of hours for Commissioner for 2009 according to Section 81.0025 of the Local Government Code.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To recognize continuing education hours for Commissioner Lisa Birkman and acknowledge that she has met the required number of hours for Commissioner for 2009 according to Section 81.0025 of the Local Government Code.***

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

11. **Discuss and take action on the Texas Mamma Jamma Bike Ride that will take place on September 25, 2010. The starting point will be at Reunion Ranch in Georgetown.**

Motion By: Commissioner Precinct 3 Valerie Covey
Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the Texas Mamma Jamma Bike Ride that will take place on September 25, 2010.***

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

12. **Discuss and consider final plat approval of Parkside at Mayfield Ranch Amenity Area, Pct. #3.**

Motion By: Commissioner Precinct 3 Valerie Covey
Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the final plat of Parkside at Mayfield Ranch Amenity Area, Pct. #3.***

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

13. **Discuss and consider preliminary approval of Bar-T Ranch Acres, Pct. #3.**

Motion By: Commissioner Precinct 3 Valerie Covey
Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the preliminary plat of Bar-T Ranch Acres, Pct. #3.***

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

REGULAR AGENDA

14. **Discuss and take appropriate action regarding a resolution honoring Thomas Bohanan in celebration of his 100th birthday. Mr. Bohanan was born May 13, 1910 in Williamson County, Texas.**

Mayor of Weir Mervin Walker addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution honoring Thomas Bohanan of Weir in celebration of his 100th birthday.***

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

15. **Hear presentation honoring Thomas Bohanan on his 100th Birthday from State Representative Dan M. Gattis.**
16. **Consider approving a resolution recognizing May 16 to 22, 2010 as National Emergency Medical Services Week in Williamson County.**

Director of EMS Kenny Schnell addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution recognizing May 16 to 22, 2010 as National Emergency Medical Services Week in Williamson County.***

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

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

Senior Director of Infrastructure Bob Daigh addressed the Court.

18. **Consider approving Change Order No. 2 in the amount of \$31,143.71 for CR 214 Phase 2A, a Road Bond Project in Precinct 2.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve Change Order No. 2 in the amount of \$31,143.71 for CR 214 Phase 2A, a Road Bond Project in Precinct 2.***

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

19. **Consider authorizing the County Judge to execute a real estate contract with William B. Travis and Bertha Elizabeth Travis for right-of-way needed on RM 2338. (P10)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the County Judge to execute a real estate contract with William B. Travis and Bertha Elizabeth Travis for right-of-way needed on RM 2338. (P10)***

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

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

20. Consider authorizing the County Judge to execute a real estate contract with Saung Zin Park for right-of-way needed on SH 195. (P124)

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the County Judge to execute a real estate contract with Saung Zin Park for right-of-way needed on SH 195. (P124)***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

21. Consider authorizing the County Judge to execute a real estate contract with James Noack and Lee Noack for right-of-way needed on Ronald Reagan Blvd. (P12)

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To authorize the County Judge to execute a real estate contract with James Noack and Lee Noack for right-of-way needed on Ronald Reagan Blvd. (P12)***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

22. Consider approving resolution to encourage residents to participate in the development of the Williamson County Community Wildfire Protection Plan.

The following addressed the Court:

Manager Emergency Management Jarred Thomas

Georgetown Fire Chief Robert Fife

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve a resolution to encourage residents to participate in the development of the Williamson County Community Wildfire Protection Plan.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

23. Discuss and take action on modifications to task order HSCEDM-10-F-IG034 relating to the T. Don Hutto Facility.

Civil Chief Henry (Hank) Prejean addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve modifications to task order HSCEDM-10-F-IG034 relating to the T. Don Hutto Facility.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

24. **Discuss and consider approving construction agreement with Kraftsman, L.P. for the water play components for the Southwest Regional Park Splash Pad and consider increasing the contract amount by \$12,600 for a Warranty Bond.**

Senior Director of Parks & Recreation Jim Rodgers addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the construction agreement with Kraftsman, L.P. for the water play components for the Southwest Regional Park Splash Pad and consider increasing the contract amount by \$12,600 for a Warranty Bond.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

25. **Consider approving the Tax Collection Agreement between the Williamson County Tax Assessor/Collector and the West Williamson County Municipal Utility District No. 1 authorizing tax collection for properties located in West Williamson County MUD District No. 1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the Tax Collection Agreement between the Williamson County Tax Assessor/Collector and the West Williamson County Municipal Utility District No. 1 authorizing tax collection for properties located in West Williamson County MUD District No. 1.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

26. **Discuss and take appropriate action on FY10/11 social assistance contracts.**

This item was removed from the Agenda.

27. **Discuss and take appropriate action regarding an agreement for Payroll Accounting and Internal Audit Services between Williamson County and the Third Administrative Judicial Region of Texas.**

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve an agreement for Payroll Accounting and Internal Audit Services between Williamson County and the Third Administrative Judicial Region of Texas.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

28. Consider awarding proposals received for proposal # 10WCP906, software license, training and support for the Williamson County Auditor's office. To the best proposer meeting specifications- CCH TeamMate.

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman **Motion: To award CCH TeamMate proposal# 10WCP906, software license, training and support for the Williamson County Auditor's office.**

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

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 for the Round Rock Annex Grand Opening donations.

Motion By: Commissioner Precinct 3 Valerie Covey

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 the Round Rock Annex Grand Opening donations:

From/To	Acct No.	Description	Amount	
	0100-0000-367400	Donations	\$100.00	

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

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 to acknowledge use of the Round Rock Annex Grand Opening Donations.

Motion By: Commissioner Precinct 3 Valerie Covey

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 the Round Rock Annex Grand Opening Donations:

From/To	Acct No.	Description	Amount	
	0100-0211-003670	Use of Donations	\$100.00	

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

COMMISSIONERS' COURT RECESSED TO ROAD DISTRICT MEETING AT 10:46 A.M. ON TUESDAY, MAY 18, 2010 AND RECONVENED AT 10:48 A.M.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:48 A.M. ON TUESDAY, MAY 18, 2010.

31. 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 for US 79 Section 3 from East of Hutto to CR 402.
 - h) Discuss proposed acquisition of property for right-of-way for US 79 Section 5A from East of Taylor to Thrall.
 - i) Discuss proposed acquisition of property for right-of-way on Haybarn Lane.
 - j) Discuss proposed acquisition of property for right-of-way on CR 274/San Gabriel Parkway.
 - k) Discuss proposed acquisition of property for right-of-way along Lakeline extension.
 - l) Discuss proposed acquisition of property for right-of-way along Great Oaks extension.
 - m) Discuss proposed acquisition of property for right-of-way along SW By-Pass.
 - n) Discuss proposed acquisition of property for right-of-way along Pearson and Neenah.

No action was taken in Executive Session.

32. 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)

a) Status Update-Pending Cases or Claims

b) Employment related matters

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:37 A.M. ON TUESDAY, MAY 18, 2010.

33. Discuss and take appropriate action on real estate.

No action was taken.

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

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the amount of \$25,000 plus withdrawal of objections to unemployment claim in order to settle the Erickson claim and authorize the County Judge to execute the settlement documents as presented by the County Attorney's office.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

35. Comments from Commissioners.

Commissioner Birkman introduced West Point Cadet Max Lujan who is interning at her office this week.

Judge Gattis acknowledged Dr. Orlynn Evans and welcomed him back to the Court.

Judge Gattis said there will be an agenda item in the near future in regards to Road Bonds, Budget Order, Tobacco Fund and the Road and Bridge budget.

COMMISSIONERS' COURT ADJOURNED AT 11:41 A.M. ON TUESDAY, MAY 18, 2010.

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 May, 2010.

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

By: Connie Singleton, Deputy