

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
JUNE 15, 2010**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:36 A.M. on TUESDAY, JUNE 15, 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: Henry Prejean, Civil Chief
Black Wehling, Deputy County Clerk
Connie Singleton, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve the minutes of the last meeting with revisions and the Strategic Planning Work Session on June 9, 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

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 minutes off right-of-way work:
Precinct 4 - CR424 - Clean the outfall ditch on property of Scott Zieschang.***

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

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 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To authorize the payment of bills totaling \$3,067,270.31 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.**

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 - 15)

5. **Discuss and consider a line item transfer for Justice of the Peace Pct. #1.**

This item was removed from the Agenda.

6. **Discuss and consider approving a line item transfer for the District Clerk's office.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for the District Clerk's office:

From	0100-0409-004998	Non Dept/Contingencies	\$10,000.00	
To	0100-0450-004212	Dist Clerk/Postage	\$10,000.00	

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

7. **Discuss and consider approving a line item transfer for all District Courts.**

Budget Officer Ashlie Koenig addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for all District Courts:

From	0100-0409-004998	Non Dept/Contingencies	\$15,000	
To	0100-0435-004141	All Dist Ct/Interpreters	\$15,000	

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 considering approving a \$100 memorial tree dedication for Mr. Stephen Thornton.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a \$100 memorial tree dedication for Mr. Stephen Thornton.***

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 approving property tax collections for the month of May 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 May 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

10. Consider closing the northbound lanes of Liberty Walk from O'Connor Drive to Tonkinese Drive on September 25th, 2010 from 9:00 A.M. until 7:00 P.M. and loaning signs and barricades for the Annual Hairy Man Festival.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve closing the northbound lanes of Liberty Walk from O'Connor Drive to Tonkinese Drive on September 25th, 2010 from 9:00 A.M. until 7:00 P.M. and to loan signs and barricades for the annual Hairy Man Festival.***

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 a cash drawer of \$100.00 for Commissioner, Pct. #1 office for room rentals.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a cash drawer of \$100.00 for Commissioner, Pct. #1 office for room rentals.***

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 confirming the appointment of Edward Riojas as a Deputy for Constable Precinct One.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To confirm the appointment of Edward Riojas as a Deputy for Constable Precinct #1.***

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 take appropriate action regarding an agreement between Williamson County and Granger Volunteer Fire Department for year 2009/2010.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve an agreement between Williamson County and Granger Volunteer Fire Department for year 2009/2010.***

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

14. Discuss and take appropriate action on an agreement between Williamson County and Thrall Volunteer Fire Department for year 2009/2010.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve an agreement between Williamson County and Thrall Volunteer Fire Department for year 2009/2010.***

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

15. Discuss and consider final plat 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 final plat of Bar-T Ranch Acres, 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

REGULAR AGENDA

16. **Discuss and take appropriate action regarding a resolution recognizing Lara Garza for her scholastic and poetic achievements.**

Jarrell High School student Lara Garza addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: County Judge Dan A. Gattis ***Motion: To approve a resolution recognizing Lara Garza for her scholastic and poetic achievements.***

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 road bond program.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

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

Senior Director of Infrastructure Bob Daigh addressed the Court.

19. **Consider approving Change Order No. 19 in the amount of \$64,437.41 for Pond Springs, a Road Bond Project in Precinct #1.**

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 Change Order No. 19 in the amount of \$64,437.41 for Pond Springs, a Road Bond Project in Precinct #1.***

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. **Consider approving Change Order No. 9 in the amount of \$75,147.83 for US 79 Section 5A, a Pass Through Financing Project in Precinct #4.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Change Order No. 9 in the amount of \$75,147.83 for US 79 Section 5A, a Pass Through Financing Project in Precinct #4.***

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 authorizing the County Judge to execute a real estate contract with Joseph Everett Sybert, Jr. for right-of-way needed on SH 195. (P128)

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To authorize the County Judge to execute a real estate contract with Joseph Everett Sybert, Jr. for right-of-way needed on SH 195. (P128)***

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 appropriate action on abandoning and vacating a portion of County Road 268.

Civil Chief Litigator Henry Prejean addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve abandoning and vacating a portion of County Road 268.***

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 FY10/11 social assistance contracts.

Executive Director of Blue Bonnet Trails MHMR Andrea Richardson and Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve FY10/11 social assistance contracts except for Capital Area Rural Transportation System (CARTS) which will be voted on separately in two weeks.***

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. **Discuss and take possible action on naming the community rooms in the J. B. & Hallie Jester Williamson County Annex at 1801 E. Old Settler's Blvd., Round Rock, TX, as the Commissioner Washington Anderson Room and the Commissioner Jacob M. Harrell Room in honor and memory of two of the founding Williamson County commissioners who were from the Round Rock area.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve naming the community rooms in the J. B. & Hallie Jester Williamson County Annex at 1801 E. Old Settler's Blvd., Round Rock, TX, as the Commissioner Washington Anderson Room and the Commissioner Jacob M. Harrell Room in honor and memory of two of the founding Williamson County commissioners who were from the Round Rock area.***

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 consider cable TV policy in county facilities.**

Tax Assessor and Collector Deborah Hunt and Civil Chief Litigator Henry Prejean addressed the Court.

No action was taken.

26. **Discuss and take appropriate action regarding a fireworks ban.**

Senior Director of Emergency Services John Sneed addressed the Court.

No action was taken.

27. **Discuss and take appropriate action on Facilities Maintenance reclassification as recommended by Human Resources.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long ***Moton: To approve Facilities Maintenance reclassification as recommended by Human Resources.***

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 approving a non-disclosure agreement with Tyler Technologies and SunGard Public Sector for the Public Safety Technology Project.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve a non-disclosure agreement with Tyler Technologies and SunGard Public Sector for the Public Safety Technology 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

29. Discuss and take action on adopting a Williamson County Strategic Financial Plan.

County Auditor David Flores addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve adopting a Williamson County Strategic Financial Policy (with change of "Plan" to "Policy").***

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 awarding proposals received for proposal #10WCP908, audit and other accounting services, to the best proposer meeting specifications, Weaver and Tidwell, L.L.P.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To award proposal #10WCP908, audit and other accounting services to Weaver and Tidwell, L.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

31. Consider awarding bids received for Bid # 10WC813, lighting for four Williamson County facilities, to the lowest and best bidder meeting specifications- RSM Lighting, L.L.C.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To award bid #10WC813, lighting for four Williamson County facilities to RSM Lighting, L.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

COMMISSIONERS' COURT RECESSED TO THE ROAD DISTRICT MEETING AT 11:04 A.M., RECONVENED FROM ROAD DISTRICT MEETING AT 11:06 A.M AND RECESSED TO EXECUTIVE SESSION AT 11:06 A.M. ON TUESDAY, JUNE 15, 2010.

- 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 II project from FM 3405 to Reagan Blvd.**
 - f) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase III and Phase IV.**
 - g) Discuss proposed acquisition of property for proposed SH 29 project.**
 - h) Discuss proposed acquisition of property for right-of-way for US 79 Section 3 from East of Hutto to CR 402.**
 - i) Discuss proposed acquisition of property for right-of-way for US 79 Section 5A from East of Taylor to Thrall.**
 - j) Discuss proposed acquisition of property for right-of-way on Haybarn Lane.**
 - k) Discuss proposed acquisition of property for right-of-way on CR 274/San Gabriel Parkway.**
 - l) Discuss proposed acquisition of property for right-of-way along Lakeline extension.**
 - m) Discuss proposed acquisition of property for right-of-way along Great Oaks extension.**
 - n) Discuss proposed acquisition of property for right-of-way along SW By-Pass.**
 - o) 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)

- a) Status Update-Pending Cases or Claims**
- b) Development Agreement-Proposed Green Haven Subdivision**
- c) Grasher Claim**

34. 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) Employment related matters

No action was taken in Executive Session.

35. 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 12:11 P.M. ON TUESDAY, JUNE 15, 2010.

36. Evaluation of certain individual employees in relation to supervision and their duties.

No action was taken.

37. Discuss and take appropriate action on real estate.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman ***Motion: To approve the proposed amended Development Agreement between the County and D & M Carmel Creek, L.L.C. regarding development of Green Haven Subdivision/Haybarn Lane and authorize the County Judge to execute the agreement upon receipt of the executed agreement from the developer.***

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

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

No action was taken.

39. Discuss and take appropriate action on personnel issues.

No action was taken.

40. Comments from Commissioners.

Commissioner Covey reminded the Court that Texas Commission on Environmental Quality (TCEQ) is having a meeting today at 1:00 P.M. at their headquarters to discuss Environmental Protection Agency (EPA) and future issues.

**COMMISSIONERS' COURT ADJOURNED AT 12:12 P.M. ON TUESDAY,
JUNE 15, 2010.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 23rd day of June, 2010.



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

By: Connie Singleton, Deputy