

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
OCTOBER 5, 2010**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:36 A.M. on TUESDAY, OCTOBER 5, 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: 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 meetings.

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.

Motion By: County Judge Dan A. Gattis
Second By: Commissioner Precinct 1 Lisa Birkman
***Motion: To note off right-of-way work done due to flood:
CR 150 on property of Richard Buchorn
CR 152 at Berry Springs Park
CR 347 at Willis Creek on property of Melvin Marek
Private Road 908 off of CR 107***

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

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.**

Accounts Payable/Payroll Manager Donna Baker 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 \$2,528,777.24 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.**

The following addressed the Court:

Kurt Johnson Sr. of Austin

Jody Giddens of Leander

Jim Dillon of Liberty Hill

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 a line item transfer for Facilities.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Facilities:

From	0100-0509-001100	Salaries	\$6,000.00	
To	0100-0509-001925	Supplemental Salary	\$6,000.00	

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

6. **Discuss and take appropriate action regarding 2010 agreement between ESD #9 (Round Rock) and Williamson County.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a 2010 agreement between Emergency Services District (ESD) #9 (Round Rock) and Williamson County.

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

7. **Discuss and take appropriate action regarding an order declaring, continuing/renewing or terminating a local state of disaster (Disaster Declaration) for Williamson County in regards to recent flooding. (In accordance with Texas Government Code 418.108)**

This item was moved to the Regular Agenda.
The following addressed the Court:
Senior Director of Emergency Services John Sneed
Manager Emergency Management Jarred Thomas

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve an order declaring, continuing/renewing a local state of disaster (Disaster Declaration) for Williamson County in regards to recent flooding. (In accordance with Texas Government Code 418.108)

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

8. **Consider approving the Treasurer's Report on the Williamson County Finances for August 2010.**

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 2 Cynthia Long
Motion: To approve the Treasurer's Report on the Williamson County Finances for August 2010.

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

9. **Discuss and consider confirming the appointment of Lisa Ingram as Deputy Constable Precinct One.**

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 2 Cynthia Long
Motion: To confirm the appointment of Lisa Ingram as Deputy Constable Precinct One.

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

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 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

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

11. **Discuss and consider granting a variance to the 25' building setback line according to the Williamson County Subdivision Regulations, Section 8, Building Setbacks, for Teravista, Section 8, Block 2, Lot 5, Pct. 1.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a variance to the 25' building setback line according to the Williamson County Subdivision Regulations, Section 8, Building Setbacks, for Teravista, Section 8, Block 2, Lot 5, Pct. 1.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

REGULAR AGENDA

12. **Hear an update on the Public Safety Technology Program (PSTP).**

Director of GIS/Addressing Richard Semple addressed the Court.

13. **Hear Williamson County Emergency Services Operation Center (ESOC) project update from Parsons Corporation, Architectural firm for the project and discuss and take appropriate action regarding the notice to proceed for Parsons.**

Senior Director of Emergency Services John Sneed and Parsons Corporation Architect Dan Alexander addressed the Court.

No action was taken.

COMMISSIONERS' COURT RECESSED AT 10:48 A.M. TO EXECUTIVE SESSION AND RECONVENED AT 10:59 A.M. ON TUESDAY OCTOBER 5, 2010.

14. **Consideration and possible action on hiring an attorney to advise and represent the Commissioners' Court. (Legal Advisor to Commissioners' Court)**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To establish an attorney position (Legal Advisor to the Commissioners' Court) as outlined by the Director of Human Resources who will answer directly to the Commissioners' Court.

Aye: County Judge Dan A. Gattis

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

- 15. Consideration and possible action on hiring of an Office Specialist to assist in the day to day functions of the attorney to advise and represent the Commissioners' Court. (Legal Advisor to Commissioners' Court)**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To establish an assistant's position who will work for and answer to the Legal Advisor and indirectly to the Commissioners' Court as outlined by the Director of Human Resources that includes the job description distributed with this Agenda.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 16. Consider and possible action on redefining the duties of the County Attorney relating to providing legal advice to the Commissioners' Court and other County Departments.**

No action was taken.

- 17. Consideration and possible action on amending the budget, including but not necessarily limited to the budget of the County Attorney's Department, budget of the County Judge and Non-Departmental Budget to reflect a possible revision of the responsibility for providing legal service.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve, pursuant to section 111.041(c) of the Texas Local Government Code, to amend the 2010/2011 Budget to move \$101,801.34 from the budget of the County Attorney's Office to the newly proposed Legal Advisor position under the Commissioners' Court and the total of \$61,303.74 which includes the Assistant's position and associated assets as well as the attorney's cell phone stipend and related assets to come out of the 409 Budget.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 18. Discuss and take appropriate action on road bond program.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

- 19. Discuss and consider approving Alba Consulting Inc. Supplemental #1 to the Utility Coordination Management Professional Service Agreement (PSA) to allow for Supplemental #1 to Work Authorization #3.**

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 Alba Consulting Inc. Supplemental #1 to the Utility Coordination Management Professional Service Agreement (PSA) to allow for Supplemental #1 to Work Authorization #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 20. Consider and take possible appropriate action on the Williamson County Protocol for Sustainable Roadsides Presentation.**

The following addressed the Court:

Senior Director of Infrastructure Bob Daigh

Mike Weaver of Prime Strategies

Dr. John Walewski, Professor of Environment & Water Resources at Texas A&M University

No action was taken.

- 21. Consider authorizing the County Judge to execute a real estate contract with Anne Louise Bradford and Agnes Lind Strong, Co-Independent Executors of the Estate of Carrie Beulah Irvine, for right-of-way needed on Ronald Reagan Blvd. Phase IV. (P16.1 & 16.2)**

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 Anne Louise Bradford and Agnes Lind Strong, Co-Independent Executors of the Estate of Carrie Beulah Irvine, for right-of-way needed on Ronald Reagan Blvd. Phase IV. (P16.1 & 16.2)

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 22. Consider and take appropriate action regarding the Adopt a Park program.**

This item was removed from the Agenda.

- 23. Discuss and take appropriate action regarding the duties and compensation of the Project Manager for the Public Safety Technology Project.**

This item was moved to the Executive Session.

No action was taken.

- 24. Discuss and take appropriate action on Amendment No. 3 ("Amendment 3") to TechShare Resource Sharing Addendum for the Common Integrated Justice System (CIJS) Court Administration System.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Amendment No. 3 to TechShare Resource Sharing Addendum for the Common Integrated Justice System (CIJS) Court Administration System.

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

25. Consideration and action on amending the Child Safety Fee distribution to include the Child Advocacy Center.

District Attorney John Bradley addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve amending the Child Safety Fee distribution to include 10% to the Child Advocacy Center with the provision that they give an annual report to the Court on funds used.

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 appropriate action regarding plat requirement Sec. 3.10 and 3.11 of subdivision regulations.

This item was removed from the Agenda.

27. Discuss and take appropriate action on ratification of Third Party Administer (TPA) run out agreement for Indigent Healthcare.

Assistant Director of Williamson County and Cities Health District Bride Roberts addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long
Second By: Commissioner Precinct 1 Lisa Birkman
Motion: To approve ratification of Third Party Administer (TPA) run out agreement for Indigent Healthcare.

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

28. Discuss and take appropriate action on Management Services Agreement with Williamson County Clinical Services, Inc. for professional health care or management services to indigent patients.

Assistant Director of Williamson County and Cities Health District Bride Roberts addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 2 Cynthia Long
Motion: To approve Management Services Agreement with Williamson County Clinical Services, Inc. for professional health care or management services to indigent patients.

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

Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey

29. Discuss and consider approving the 2011 Williamson County Resolution for the Indigent Defense Grant Program.

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the 2011 Williamson County Resolution for the Indigent Defense Grant Program of approximately \$181,326.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

30. Consider awarding annual bids for the Sheriff's Office/Jail - list filed with official minutes.

Purchasing Director Bob Space addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To award annual bids for the Sheriff's Office/Jail - list filed with official minutes with corrections - on Medical Supplies for Jail.

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 11:51 A.M. ON TUESDAY, OCTOBER 5, 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 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 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.

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.

p) Discuss proposed Northwoods Road District.

q) Discuss conveyance of University Boulevard right-of-way.

r) Discuss proposed acquisition of property for right-of-way for US 79 Section 3 from East of Hutto to CR 402.

No action was taken in Executive Session.

32. Discuss and take appropriate action on real estate.

No action was taken.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:30 P.M. ON TUESDAY, OCTOBER 5, 2010.

33. Comments from Commissioners.

There were no comments.

COMMISSIONERS' COURT ADJOURNED AT 12:32 P.M. ON TUESDAY, OCTOBER 5, 2010.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 12th day of October, 2010.

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

By: Connie Singleton, Deputy