

**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT
MEETING
DECEMBER 7, 2010**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:36 A.M. on TUESDAY, DECEMBER 7, 2010, a REGULAR SESSION of the Commissioners' Court of Williamson County, Texas, was held with the following being present, to-wit

Present: Lisa Birkman, Commissioner Precinct 1
Cynthia Long, Commissioner Precinct 2
Valerie Covey, Commissioner Precinct 3
Ron Morrison, Commissioner Precinct 4
Absent: Dan A. Gattis, County Judge
Nancy E. Rister, County Clerk
Attendees: Marilyn Cavender, Executive Asstant County Clerk
Hal Hawes, Commissioners' Court Legal Advisor
Connie Singleton, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve the minutes of the last meeting.***

Aye: 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.

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize the payment of bills totaling \$2,490,946.68 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: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

4. Citizen comments.

The following addressed the Court:
Jim Dillon of Liberty Hill
Mahlon Arnett of Hutto

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. Discuss and consider approving a line item transfer for the Sheriff's Office.

Motion By: Commissioner Precinct 3 Valerie Covey
Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the Sheriff's Office:

From	0100-0560-005741	Computer Software>\$5000	\$316.97	
To	0100-0560-004414	Vehicle Insurance	\$316.97	

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

6. Discuss and consider approving a line item transfer for the County Attorney's office.

Motion By: Commissioner Precinct 3 Valerie Covey
Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the County Attorney's office:

From	0100-0475-004932	Cty Atty/Trial Expenditures	\$3,023.37	
To	0100-0475-004999	Cty Atty/Miscellaneous	\$3,023.37	

Aye: 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 CCL #3.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a line item transfer for County Court at Law Precinct #3:***

From	0100-0428-001100	CCL#3/Full-time Salary	\$582.36	
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To	0100-0428-001107	CCL#3/Temporary Labor Salary	\$582.36
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Aye: Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

8. Discuss and consider approving a line item transfer for JP #4.

Motion By: Commissioner Precinct 3 Valerie Covey
 Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Justice of the Peace #4:

From	0100-0454-001100	Full-timeSalaries	\$1,851.23
To	0100-0454-001107	Temporary Labor	\$1,851.23

Aye: Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

9. Discuss and consider approving a line item transfer for Facilities.

Motion By: Commissioner Precinct 3 Valerie Covey
 Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Facilities:

From	0100-0509-004510	Facility Maint & Repair	\$5,000.00
To	0100-0509-004512	Kitchen Maint & Repair	\$5,000.00

Aye: Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

10. Consider approving the Treasurer's Report on the Williamson County Finances for October 2010.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison **Motion: To approve the Treasurer's Report on the Williamson County Finances for October 2010.**

Aye: Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

11. 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 4 Ron Morrison **Motion: To authorize the transfer of various items through inter-office transfer to County departments and/or auction/donation/destruction.**

Aye: Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

12. Consider approving property tax collections for the month of October 2010 for the Williamson County Tax Assessor/Collector.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve property tax collections for the month of October 2010 for the Williamson County Tax Assessor/Collector.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve property tax refunds over \$2,500.00 for the month of October 2010 for the Williamson County Tax Assessor/Collector.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

REGULAR AGENDA

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

Senior Director of Infrastructure Bob Daigh addressed the Court.

No action was taken.

15. Discuss and consider approving the Road Bond Engineering Professional Services Agreement (PSA) template revisions.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the Road Bond Engineering Professional Services Agreement (PSA) template revisions.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

16. Discuss and consider approving Baker-Aicklen & Associates, Inc. Lakeline Boulevard extension (Crystal Falls Pkwy. to RM 2243) Professional Service Agreement (PSA).

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve Baker-Aicklen & Associates, Inc. Lakeline Boulevard extension (Crystal Falls Pkwy. to RM 2243) Professional Service Agreement (PSA) with the stipulation that the first authorization is only for the survey (\$705,942.50).***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

17. **Discuss and consider authorizing the Williamson County Judge to sign the attached letter regarding comments on the Pass-Through Finance Agreement (Contract No. PT2010-006-01) for the IH-35 frontage road & ramps project.**

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 authorize the Williamson County presiding officer to sign the attached letter regarding comments on the Pass-Through Finance Agreement (Contract No. PT2010-006-01) for the IH-35 frontage road & ramps project.***

Aye: 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 J. Brad Allen and Nancy Allen for right-of-way needed on RM 2338. (P25)**

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 authorize the presiding officer to execute a real estate contract with J. Brad Allen and Nancy Allen for right-of-way needed on RM 2338. (P25)***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

19. **Consider and take appropriate action on a modification to the Inter-Governmental Services Agreement (IGSA) between ICE and Williamson County which incorporates the Performance Monitoring Tool being used at the T. Don Hutto Facility.**

Commissioners' Court Legal Advisor Hal Hawes addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve a modification to the Inter-Governmental Services Agreement (IGSA) between Immigration & Customs Enforcement (ICE) and Williamson County which incorporates the Performance Monitoring Tool being used at the T. Don Hutto Facility.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

20. Consider and take appropriate action regarding the fill sequencing of the Williamson County Landfill.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve the proposed change in the fill sequencing of the Williamson County Landfill.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

21. Discuss and take appropriate action on the approval of physician's liability insurance coverage for the Jail doctor.

The following addressed the Court:
County Sheriff James R. Wilson
Financial Analyst at Sheriff's Office Kurt Showalter
Commissioners' Court Legal Advisor Hal Hawes

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve physician's liability insurance coverage option 2 for the jail doctor (Adam Barta), with a premium amount of \$12,123.40.***

Aye: 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 regarding approval of an unpaid internship for the Office of Emergency Management.

This item was removed.

23. Discuss and take appropriate action regarding employment of the law firm of Carnell, Smith, & Mierl, L.L.P. to represent Williamson County in relation to Cause No. 1:10-CV-869-LY; Heather Clark, David Claxton & David M. Compton v. Williamson County; in the United States District Court for the Western District of Texas, Austin Division; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personnel or professional services.

Commissioners' Court Legal Advisor Hal Hawes addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve employment of the law firm of Cornell, Smith, & Mierl, L.L.P. to represent Williamson County in relation to Cause No. 1:10-CV-869-LY; Heather Clark, David Claxton & David M. Compton v. Williamson County; in the United States District Court for the Western District of Texas, Austin Division; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personnel or professional services and authorize the presiding officer to sign the engagement letter.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

24. Discuss and take appropriate action regarding employment of the law firm of Scott, Douglass & McConnico, L.L.P. to represent Williamson County in relation to Cause No. 1:10-CV-905; Kimberly Lee & Sharon McGuyer v. Williamson County; in the United States District Court for the Western District of Texas, Austin Division; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personnel or professional services.

Commissioners' Court Legal Advisor Hal Hawes addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey ***Motion: To approve employment of the law firm of Scott, Douglass & McConnico, L.L.P. to represent Williamson County in relation to Cause No. 1:10-CV-905; Kimberly Lee & Sharon McGuyer v. Williamson County; in the United States District Court for the Western District of Texas, Austin Division; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personnel or professional services and authorize the presiding officer to sign the engagement letter.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

25. Discuss and take appropriate action on continuing to retain the law firm of Bickerstaff, Heath, Delgado, Acosta LLP to represent Judge Dan A. Gattis, Commissioner Lisa Birkman, Commissioner Cynthia Long, Commissioner Valerie Covey, Commissioner Ron Morrison, County Budget Officer Ashlie Koenig and County Auditor David Flores in all litigation matters relating and pertaining to Cause No. 10-1107-C368; Jana Duty, County Attorney of Williamson County, Texas vs. Dan A. Gattis, County Judge of Williamson County, Lisa Birkman, Cynthia Long, Valerie Covey and Ron Morrison, County Commissioners, Budget Officer Ashlie Koenig and County Auditor David Flores; in the District Court, Williamson County, Texas, 368th Judicial District, and to represent Williamson County on other matters as needed and directed by the Williamson County Commissioners Court; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personnel or professional services.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve continuing to retain the law firm of Bickerstaff, Heath, Delgado, Acosta LLP to represent Judge Dan A. Gattis, Commissioner Lisa Birkman, Commissioner Cynthia Long, Commissioner Valerie Covey, Commissioner Ron Morrison, County Budget Officer Ashlie Koenig and County Auditor David Flores in all litigation matters relating and pertaining to Cause No. 10-1107-C368; Jana Duty, County Attorney of Williamson County, Texas vs. Dan A. Gattis, County Judge of Williamson County, Lisa Birkman, Cynthia Long, Valerie Covey and Ron Morrison, County***

Commissioners, Budget Officer Ashlie Koenig and County Auditor David Flores; in the District Court, Williamson County, Texas, 368th Judicial District, and to represent Williamson County on other matters as needed and directed by the Williamson County Commissioners Court; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personnel or professional services and authorize the presiding officer to sign the engagement letter.

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

26. Consider and take appropriate action regarding proposed amendments to the Employee Manual.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve proposed amendments to the Employee Manual.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

27. Discuss and take appropriate action on Maintenance and Support Services Agreement between Tyler Technologies and Williamson County.

Senior Director Technology Services Jay Schade addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve Maintenance and Support Services Agreement between Tyler Technologies and Williamson County.***

Aye: 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 Software License and Professional Services Agreement and Amendment to existing software maintenance agreement between Tyler Technologies and Williamson County as well as Amendment 4 to the Techshare Resource Sharing Addendum CIJS Court Administration System.

Senior Director Technology Services Jay Schade addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison ***Motion: To approve Software License and Professional Services Agreement and Amendment to existing software maintenance agreement between Tyler Technologies and Williamson County as well as Amendment 4 to the Techshare Resource Sharing Addendum Common Integrated Justice System (CIJS) Court Administration System.***

Aye: Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

29. **Consider approving a Burn Ban Order prohibiting outdoor burning in the unincorporated area of Williamson County for up to Ninety (90) days.**

Manager Emergency Management Jarred Thomas addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To approve a Burn Ban Order prohibiting outdoor burning in the unincorporated area of Williamson County for up to thirty (30) days.***

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

30. **Discuss and take action on a request by Dennis Johnson, Nadine Johnson and Jerry W. Roznovak to extend that certain Farm Lease between Williamson County and Dennis Johnson, Nadine Johnson and Jerry W. Roznovak for the lease of land adjacent to the Williamson County Landfill.**

The following addressed the Court:

Director of Landfill Operations Waste Management Steve Jacobs
Commissioners' Court Legal Advisor Hal Hawes

No action was taken.

31. **Discuss and take appropriate action on Tropical Storm Hermine.**

Manager Emergency Management Jarred Thomas addressed the Court.

No action was taken.

32. **Consider awarding bids received for contract towing to the low bids meeting specifications. (complete list filed with official minutes)**

The following addressed the Court:

Purchasing Director Bob Space
Commissioners' Court Legal Advisor Hal Hawes

No action was taken.

33. **Consider authorizing advertising and setting date of January 6, 2011 at 11:00 A.M. in the Purchasing Department to receive bids for construction and installation of six HD-5 propane stations for Williamson County Facilities, bid number 11WC901.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize advertising and set date of January 6, 2011 at 11:00 A.M. in the Purchasing Department to receive bids for construction and installation of six HD-5 propane stations for Williamson County Facilities, bid number 11WC901.***

Aye: 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 January 18, 2011 at 1:30 P.M. in the Purchasing Department to receive qualifications for architectural services for East Williamson County Events Center Redevelopment, RFQ number 11WCRFQ1001.**

The following addressed the Court:
Senior Director of Parks & Recreation Jim Rodgers
Commissioners' Court Legal Advisor Hal Hawes

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long ***Motion: To authorize advertising and set date of January 18, 2011 at 1:30 P.M. in the Purchasing Department to receive qualifications for architectural services for East Williamson County Events Center Redevelopment, RFQ number 11WCRFQ1001.***

Aye: 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 various departments.**

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 an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for various departments:

From/To	Acct No.	Description	Amount	
	0100-0475-004229	County Atty/St Law Enforc Trng	\$2,822.49	
	0100-0551-004229	Const 1/St Law Enforc Trng	\$5,180.71	
	0100-0552-004229	Const 2/St Law Enforc Trng	\$4,871.27	
	0100-0553-004229	Const 3/St Law Enforc Trng	\$1,650.88	
	0100-0554-004229	Const 4/St Law Enforc Trng	\$2,482.15	
	0100-0560-004229	SO/St Law Enforc Trng	\$18,398.86	
	0100-0570-004229	Co Jail/St Law Enforc Trng	\$18,328.62	

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

36. **Discuss and take action on a request by John Noren to extend that certain Farm Lease between Williamson County and John Noren for the lease of land adjacent to the Williamson County Landfill.**

No action was taken.

37. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for the Williamson County EMS share of FY'10 Capital Area Trauma Regional Advisory Council (CATRAC) Trauma System Funds.

The following addressed the Court:
First Assistant County Auditor Julie Kiley
Director of EMS Kenny Schnell

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for the Williamson County EMS share of FY'10 Capital Area Trauma Regional Advisory Council (CATRAC) Trauma System Funds (with the addition of the attached account detail).

From/To	Acct No.	Description	Amount	
	0100-0000-333220	Payment from other Entities	\$25,409.41	

Aye: Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

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

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for additional expenditures for EMS:

From/To	Acct No.	Description	Amount	
	0100-0540-004210	Internet/Email Services	\$14,550.00	
	0100-0540-000507	Transfer to RCS	\$494.87	
	0100-0540-003001	Small Tools & Equip <\$5,000	\$10,364.54	

Aye: 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 10:34 A.M. ON TUESDAY, DECEMBER 7, 2010.

39. 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 on SH 29 at CR 266.
- 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.
- o) Discuss proposed Northwoods Road District.
- p) Discuss conveyance of University Boulevard right-of-way.
- q) 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.

40. 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.), including the following:
- a) Litigation or claims or potential litigation or claims against the County or by the County.
 - b) Status Update-Pending Cases or Claims
 - c) Cause No. 06-453-C277; Kerry Heckman et al. v. Williamson County, et al., In the District Court of Williamson County, Texas, 277th Judicial District
 - d) Cause No. 08-226-C26; Dan Voss v. Williamson County, In The District Court Of Williamson County, Texas, 26th Judicial District
 - e) Cause No. 10-1107-C368; Jana Duty, County Attorney of Williamson County, Texas vs. Dan A. Gattis, County Judge of Williamson County, Lisa Birkman, Cynthia Long, Valerie Covey, and Ron Morrison County Commissioners, David Flores, County Auditor, and Ashlie Koenig, Budget Officer; In the District Court, Williamson County, Texas, 368th Judicial District.
 - f) Cause No. 1:10-cv-869-LY; Heather Clark, David Claxton & David M. Compton v. Williamson County; In the United States District Court for the Western District of Texas, Austin Division
 - g) Cause No. 1:10-cv-905; Kimberly Lee & Sharon McGuyer v. Williamson County; In the United States District Court for the Western District of Texas, Austin Division
 - h) Employment related matters.
 - i) Other confidential attorney-client matters, including contracts.

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:40 A.M. ON TUESDAY, DECEMBER 7, 2010.

41. Discuss and take appropriate action on real estate.

No action was taken.

42. Discuss and take appropriate action on pending or contemplated litigation, settlement matters and other confidential attorney-client legal matters, including the following:

- a) Litigation or claims or potential litigation or claims against the County or by the County.
- b) Status Update-Pending Cases or Claims
- c) Cause No. 06-453-C277; Kerry Heckman et al. v. Williamson County, et al., In the District Court of Williamson County, Texas, 277th Judicial District
- d) Cause No. 08-226-C26; Dan Voss v. Williamson County, In The District Court Of Williamson County, Texas, 26th Judicial District
- e) Cause No. 10-1107-C368; Jana Duty, County Attorney of Williamson County, Texas vs. Dan A. Gattis, County Judge of Williamson County, Lisa Birkman, Cynthia Long, Valerie Covey, and Ron Morrison County Commissioners, David Flores, County Auditor, and Ashlie Koenig, Budget Officer; In the District Court, Williamson County, Texas, 368th Judicial District.
- f) Cause No. 1:10-cv-869-LY; Heather Clark, David Claxton & David M. Compton v. Williamson County; In the United States District Court for the Western District of Texas, Austin Division
- g) Cause No. 1:10-cv-905; Kimberly Lee & Sharon McGuyer v. Williamson County; In the United States District Court for the Western District of Texas, Austin Division
- h) Employment related matters.
- i) Other confidential attorney-client matters, including contracts.

No action was taken.

43. Comments from Commissioners.

There were no comments from the commissioners.

COMMISSIONERS' COURT ADJOURNED AT 11:42 A.M. ON TUESDAY, DECEMBER 7, 2010.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 14th day of December, 2010.

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

By: Connie Singleton, Deputy