



## MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING APRIL 26, 2011

STATE OF TEXAS )(

COUNTY OF WILLIAMSON )(

**BE IT REMEMBERED** that at 9:40 A.M. on TUESDAY, APRIL 26, 2011, 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  
Nancy E. Rister, County Clerk

Attendees: Hal Hawes, Legal Advisor Commissioners' Court  
Black Wehling, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 4 Ron Morrison  
***Motion: To approve the minutes of the meeting of April 19, 2011.***

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.

No action was taken.

3. Hear County Auditor concerning invoices, bills, Quick Check Report, Wire Transfers and Electronic Payments 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.

DeForrest Allen of the Auditor's Office addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

**Motion: To authorize the payment of bills totaling \$2,136,535.80 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.

The following addressed the Court: Jim Dillon of Liberty Hill, Greg Windham of Georgetown, County Court at Law #2 Judge Tim Wright and Marty Griffith, Director of Community Supervision and Corrections.

**CONSENT AGENDA**

The Consent Agenda includes non-controversial and 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 – 16 )

5. **Discuss and consider approving a line item transfer for Mobile Outreach Team.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<b>From</b>	<b>0100-0341-004101</b>	<b>Collection Fees</b>	<b>\$887.00</b>
<b>To</b>	<b>0100-0341-004541</b>	<b>Vehicle Repairs &amp; Maintenance</b>	<b>\$887.00</b>
<b>From</b>	<b>0100-0341-004101</b>	<b>Collection Fees</b>	<b>\$1,329.65</b>
<b>To</b>	<b>0100-0341-004210</b>	<b>Internet/Email Service</b>	<b>\$1,329.65</b>
<b>From</b>	<b>0100-0341-004101</b>	<b>Collection Fees</b>	<b>\$300.00</b>
<b>To</b>	<b>0100-0341-003005</b>	<b>Furniture &lt; \$5,000</b>	<b>\$300.00</b>

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

6. **To discuss and consider approving a line item transfer for County Court at Law No. 3.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

**Motion: To approve a line item transfer for County Court at Law No. 3:**

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<b>From</b>	<b>0100-0428-003100</b>	<b>CCL#3/Office Supplies</b>	<b>\$500.00</b>
<b>To</b>	<b>0100-0428-003005</b>	<b>CCL#3/Office Furniture</b>	<b>\$500.00</b>

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 Non Departmental.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

**Motion: To approve a line item transfer for Non Departmental:**

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>	
<i>From</i>	<i>0100-0409-004912</i>	<i>Non Dept/Cptl Area Plan</i>	<i>\$340.00</i>	
<i>From</i>	<i>0100-0409-004999</i>	<i>Non Dept/Misc</i>	<i>\$37,520.10</i>	
<i>From</i>	<i>0100-0409-004998</i>	<i>Non Dept/Contingencies</i>	<i>\$173,270.50</i>	
<i>To</i>	<i>0100-0409-004100</i>	<i>Non Dept/Prof Svcs</i>	<i>\$212,649.60</i>	
<i>From</i>	<i>0100-0409-005000</i>	<i>Non Dept/Cptl Outlay</i>	<i>\$1,519.00</i>	

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 consider approving a line item transfer for the County Wide Records Management Fund.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

**Motion: To approve a line item transfer for the County-Wide Records Management Fund:**

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>	
<i>From</i>	<i>0390-0390-004550</i>	<i>CW Rec Mgmt/Imaging</i>	<i>\$9,359.90</i>	
<i>To</i>	<i>0390-0390-003006</i>	<i>CW Rec Mgmt/Office Equip</i>	<i>\$9,359.90</i>	

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. **Discuss and consider approving a line item transfer for Human Resources.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

**Motion: To approve a line item transfer for the Human Resources Department:**

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>	
<i>From</i>	<i>0100.0402.004993</i>	<i>Safety Program</i>	<i>\$1,485.00</i>	
<i>From</i>	<i>0100.0402.003900</i>	<i>Membership Dues (Assn/Licn)</i>	<i>\$290.00</i>	

<b>To</b>	<b>0100.0402.003006</b>	<b>Office Equipment &lt; \$5,000</b>	<b>\$1,775.00</b>
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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. **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 1 Lisa Birkman

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

<b>From/To</b>	<b>Acct No.</b>	<b>Description</b>	<b>Amount</b>
<b>From</b>	<b>0100-0475-004350</b>	<b>Printed Materials</b>	<b>\$1,331.21</b>
<b>To</b>	<b>0100-0475-004621</b>	<b>Copier Rental and Supply</b>	<b>\$1,331.21</b>

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. **Discuss and consider approving a Line Item Transfer for the County Attorney's Office.**

This item was removed from the agenda, as it was a duplicate of item #10.

12. **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 1 Lisa Birkman

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

<b>From/To</b>	<b>Acct No.</b>	<b>Description</b>	<b>Amount</b>
<b>From</b>	<b>0100-0475-004932</b>	<b>Trial Expenses</b>	<b>\$1,700.00</b>
<b>To</b>	<b>0100-0475-004541</b>	<b>Vehicle Repairs and Maintenance</b>	<b>\$1,700.00</b>

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. **Discusses and Consider Confirming the appointment of Charles J Herst as Deputy Constable Precinct One.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To confirm the appointment of Charles J. Herst 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  
Commissioner Precinct 4 Ron Morrison

14. **Consider authorizing the transfer of various equipment items through inter-office transfer, auction, donation, or destruction.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To authorize the transfer of various equipment items through inter-office transfer, auction, donation, or destruction.***

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. **Consider closing Colony Glen Ln at the intersection of Summit Hill Drive (1900, 1901 Colony Glen Ln) and near the intersection of Chestnut Meadows Bend (1917 Colony Glen Ln) from 4pm -11pm on Saturday April 30th for a block party and consider loaning 4 barricades from URS.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve the closure of Colony Glen Lane at the intersection of Summit Hill Drive (1900, 1901 Colony Glen Lane) and near the intersection of Chestnut Meadows Bend (1917 Colony Glen Lane) from 4pm - 11pm on Saturday, April 30th for a block party and to lend 4 barricades from URS.***

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

16. **Consider accepting a donation of \$100 for the Memorial Tree Program for Mrs. Cheryl Elaine Kellough from her friends and co-workers of Williamson County Adult Probation.**

Marty Griffith, Director of Community Supervision and Corrections addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To accept a donation of \$100 for the Memorial Tree Program for Mrs. Cheryl Elaine Kellough from her friends and co-workers of Williamson County Adult Probation.***

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

17. **Discuss and take appropriate action on a resolution declaring May as National Preservation Month in Williamson County.**

Public Information Officer Connie Watson addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 3 Valerie Covey

***Motion: To approve a resolution declaring May as National Preservation Month in Williamson County.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison

18. **Discuss and take appropriate action on adopting a proclamation naming the month of May, 2011 as "Older Americans Month".**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 2 Cynthia Long  
***Motion: To proclaim the month of May, 2011 as "Older Americans Month."***

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

19. **Hear presentation from and recognize Girl Scout Gold Award candidate Emily Roundtree for her Gold Award project work on refurbishing the Champion Park water playscape stream and other improvements to Champion Park.**

Gary Boyd, Assistant Parks Director, introduced Girl Scout Gold Award candidate Emily Roundtree of Leander who addressed the Court.

20. **Hear update on Upper Payment Limit (UPL) Program/Indigent Healthcare.**

Bride Roberts of Williamson County and Cities Health District and First Assistant County Auditor Julie Kiley addressed the Court.

21. **Discuss and take appropriate action on road bond program.**

No one addressed the Court.

22. **Receive presentation regarding Seal Coat Program, discuss and take appropriate action.**

Senior Director of Infrastructure Robert Daigh addressed the Court.

23. **Consider approving Change Order No. 5 in the amount of -\$161,115.00 (cost savings) for US 79 Section 3, a Pass Through Financing Project in Precinct 4.**

Senior Director of Infrastructure Robert Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve Change Order No. 5 in the amount of -\$161,115.00 (cost savings) for US 79 Section 3, a Pass-Through Financing Project in Precinct 4.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

24. **Consider approving Change Order No. 5 in the amount of \$49,944.91 for CR 214 Phase 2A, a Road Bond Project in Precinct 2.**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve Change Order No. 5 in the amount of \$49,944.91 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

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

25. **Consider authorizing County Judge to execute a Real Estate Contract with American Dream R.V.'s, Inc. for right-of-way needed on US 183. (P14)**

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To authorize the County Judge to execute a real estate contract with American Dream R.V.s, Inc. for right-of-way needed on US 183.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

26. **Consider authorizing County Judge to execute a Real Estate Contract with Norman E. Fuessel, Sole Trustee of the N.E. & N.A. Fuessel Living Trust, and Norman E. Fuessel, Sole Trustee of the Fuessel Family Trust, for right-of-way needed on Chandler Road (Section IIIA). (P1)**

**Commissioner Morrison** abstained from voting on this item (Conflict of Interest Affidavit attached).

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 Norman E. Fuessel, Sole Trustee of the N.E. & N.A. Fuessel Living Trust, and Norman E. Fuessel, Sole Trustee of the Fuessel Family Trust, for right-of-way needed on Chandler Road (Section IIIA).***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

Commissioner Precinct 4 Ron Morrison (Abstain)

27. **Discuss and take appropriate action regarding a Resolution from the Commissioner's Court supporting the application for the DWI/Drug Court grant from the office of the Governor's Criminal Justice Division. To grant the concept of the DWI/Drug Court with the application for the funding.**

County Court at Law #2 Judge Tim Wright and Marty Griffith, Director of Community Supervision and Corrections addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

***Motion: To approve a resolution supporting the application for the DWI/Drug Court grant from the office of the Governor's Criminal Justice Division.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

28. **Discuss and consider approving Professional Services Agreement for Medical Services at the Williamson County Jail between the County and Dr. Adam Barta.**

Legal Advisor to the Commissioners' Court Hal Hawes addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve the Professional Services Agreement for medical services at the Williamson County Jail between the County and Dr. Adam Barta.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

29. **Discuss and take appropriate action regarding the employment and retention of the Law Offices of Charles S. Frigerio, P.C. to represent Williamson County, the Williamson County Sheriff's Department (Office) and any future named Williamson County officers, officials and/or employees in relation to Case No. A11CA 300LY; Michelle Sheffield v. John Doe I, Individually and in his Official Capacity, Williamson County and the Williamson County Sheriff's Department; In the United States District Court, 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 personal or**



## **professional services.**

Legal Advisor to the Commissioners' Court Hal Hawes addressed the Court. The item was moved to Executive Session.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve the employment and retention of the Law Offices of Charles S. Frigerio, P.C. to represent Williamson County, the Williamson County Sheriff's Department (Office) and any future named Williamson County officers, officials and/or employees in relation to Case No. A11CA 300LY; Michelle Sheffield v. John Doe I, Individually and in his Official Capacity, Williamson County and the Williamson County Sheriff's Department; and exemption of those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personal or professional services.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

30. **Discuss and take appropriate action regarding the employment and retention of the Law Offices of Charles S. Frigerio, P.C. to represent Williamson County, Daniel Robertson, Michael Baxter and any future named Williamson County officers, officials and/or employees in relation to Civil Action No. 11-278; Will Aguilar v. Williamson County, Texas; Daniel Robertson, and Michael Baxter; In the United States District Court, 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 personal or professional services.**

Legal Advisor to the Commissioners' Court Hal Hawes addressed the Court. This item was moved to Executive Session.

No action was taken. Daniel Robertson and Michael Baxter requested to be represented by the County Attorney's Office.

31. **Review and discuss new video on Williamson County Government produced for County Government Month and potential uses.**

Public Information Officer Connie Watson addressed the Court. No action was taken.

32. **To discuss and consider extending the current County Burn Ban.**

Senior Director of Emergency Services John Sneed addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long

***Motion: To extend the current County Burn Ban for 30 days.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

33. **Discuss and take appropriate action concerning a take home vehicle for the Emergency Management Coordinator.**

Senior Director of Emergency Services John Sneed addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

***Motion: To approve a take-home vehicle for the Emergency Management Coordinator Jarred Thomas.***

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

34. **Discuss and take possible action regarding Texas legislative issues and bills that relate to county business.**

No action was taken.

35. **Discuss and take action on the 2010 Comprehensive Annual Financial Report (CAFR) and Popular Annual Financial Report (PAFR).**

The following persons addressed the Court: William County Auditor David Flores, First Assistant County Auditor Julie Kiley, and Greg Peterson, Audit Manager at Weaver and Tidwell, L.L.P.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve the 2010 Comprehensive Annual Financial Report (CAFR) and Popular Annual Financial Report (PAFR) as presented.***

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

36. **Consider authorizing advertising and setting date of May 17, 2011 at 3:00pm in the Purchasing Department to receive bids for HD-5 PROPANE MOTOR FUEL FOR WILLIAMSON COUNTY FLEET SERVICES, bid# 11WC912.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

***Motion: To authorize advertising and set the date of May 17, 2011 at 3:00 pm in the Purchasing Department to receive bids for HD-5 propane motor fuel for Williamson County Fleet Services, bid# 11WC912.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

37. **Consider awarding proposals received for Coin Less Inmate Telephone System 11WCAP107 to the best proposal meeting specifications, Securus Technologies, Inc.**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 3 Valerie Covey

***Motion: To award proposal for Coin-Less Inmate Telephone System 11WCAP107 to the best proposal meeting specifications, Securus Technologies, Inc.***

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison  
Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

38. **Consider declaring an emergency and approving a budget amendment to acknowledge additional expenditures for Non-Departmental.**

Budget Officer Ashlie Koenig and First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison  
Second By: County Judge Dan A. Gattis

***Motion: To declare an emergency and to approve a budget amendment to acknowledge additional expenditures for Non-Departmental:***

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>	
	0100-0409-004100	Non Dept/Prof Svcs	\$264,000	
	0100-0409-004998	Non Dept/Contingencies	\$50,000	

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison  
Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

39. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for April 2011 Extra Duty and Voluntary Duty.**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 3 Valerie Covey

***Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for April 2011 Extra Duty and Voluntary Duty:***

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>	
	0100.0000.341220	Vol Duty Revenue, SO	\$11,789.50	
	0100.0000.341240	Ex Duty Revenue, SO	\$26,492.84	
	0100.0000.341221	Revenue, Const 1	\$2,791.13	
	0100.0000.341222	Revenue, Const 2	\$2,941.54	

	<b>0100.0000.341224</b>	<b>Revenue, Const 4</b>	<b>\$27,434.22</b>
	<b>0100.0000.341226</b>	<b>Revenue, Juv</b>	<b>\$253.46</b>

Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison  
Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

40. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for April 2011 Extra Duty and Voluntary Duty pay.**

Motion By: Commissioner Precinct 1 Lisa Birkman  
Second By: Commissioner Precinct 3 Valerie Covey

***Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for April 2011 Extra Duty and Voluntary Duty pay:***

<b>From/To</b>	<b>Acct No.</b>	<b>Description</b>	<b>Amount</b>
	<b>0100.0551.001118</b>	<b>Payroll, Const 1</b>	<b>\$2,250.00</b>
	<b>0100.0551.002010</b>	<b>FICA, Const 1</b>	<b>\$172.13</b>
	<b>0100.0551.002020</b>	<b>Retirement, Const 1</b>	<b>\$256.50</b>
	<b>0100.0551.002050</b>	<b>Worker's Comp, Const 1</b>	<b>\$112.50</b>
	<b>0100.0552.001117</b>	<b>Payroll, Const 2</b>	<b>\$1,890.00</b>
	<b>0100.0552.001118</b>	<b>Payroll, Const 2</b>	<b>\$654.94</b>
	<b>0100.0552.002010</b>	<b>FICA, Const 2</b>	<b>\$194.69</b>
	<b>0100.0552.002020</b>	<b>Retirement, Const 2</b>	<b>\$74.66</b>
	<b>0100.0552.002050</b>	<b>Worker's Comp, Const 2</b>	<b>\$127.25</b>
	<b>0100.0554.001117</b>	<b>Payroll, Const 4</b>	<b>\$24,353.50</b>
	<b>0100.0554.002010</b>	<b>FICA, Const 4</b>	<b>\$1,863.04</b>
	<b>0100.0554.002050</b>	<b>Worker's Comp, Const 4</b>	<b>\$1,217.68</b>
	<b>0100.0560.001117</b>	<b>Vol Duty, SO</b>	<b>\$8,467.85</b>
	<b>0100.0560.001118</b>	<b>Extra Duty, SO</b>	<b>\$21,356.58</b>
	<b>0100.0560.002010</b>	<b>FICA, SO</b>	<b>\$2,281.57</b>
	<b>0100.0560.002020</b>	<b>Retirement, SO</b>	<b>\$2,434.65</b>
	<b>0100.0560.002050</b>	<b>Worker's Comp, SO</b>	<b>\$1,491.22</b>
	<b>0100.0570.001117</b>	<b>Payroll, Jail</b>	<b>\$1,997.75</b>
	<b>0100.0570.002010</b>	<b>FICA, Jail</b>	<b>\$152.83</b>
	<b>0100.0570.002050</b>	<b>Worker's Comp, Jail</b>	<b>\$99.89</b>
	<b>0100.0576.001117</b>	<b>Payroll, Juv</b>	<b>\$225.00</b>
	<b>0100.0576.002010</b>	<b>FICA, Juv</b>	<b>\$17.21</b>

	<b>0100.0576.002050</b>	<b>Worker's Comp, Juv</b>	<b>\$11.25</b>
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Aye: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison  
Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

**COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 11:42 A.M. ON TUESDAY, APRIL 26, 2011.**

41. 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 SH 195 0.805 South of Bell County Line to IH 35.
    - b) Discuss proposed acquisition of property for right-of-way for O'Connor Boulevard and 620 project.
    - c) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase II project from FM 3405 to Reagan Blvd.
    - d) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase III and Phase IV.
    - e) Discuss proposed acquisition of property for proposed SH 29 Safety Improvement project.
    - f) Discuss proposed acquisition of property for right-of-way along Lakeline extension.
    - g) Discuss proposed acquisition of property for right-of-way along SW By-Pass.
    - h) Discuss proposed acquisition of property for right-of-way along Pearson and Neenah.
    - i) Discuss proposed Northwoods Road District.
    - j) Discuss conveyance of University Boulevard right-of-way.
    - k) Discuss proposed acquisition of property for right-of-way for US 79 Section 3 from East of Hutto to CR 402.
    - l) Discuss proposed realignment project along FM 1660.
    - m) Discuss proposed acquisition of property for right-of-way along Pond Springs Road.
    - n) Discuss proposed acquisition of property for right-of-way along Chandler III A.
    - o) 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.**

No action was taken in Executive Session.

- 42. Discuss economic development issues (EXECUTIVE SESSION as per VTCA Gov't Code Section 551.076 Deliberation regarding economic development project, to-wit Project Fan.)**

No action was taken in Executive Session.

- 43. 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) Attorney Grievance filed with the Office of Chief Disciplinary Counsel of the State Bar of Texas against Jana L. Duty-Hunsicker- Grievance File No. A0021113619;
  - d) Civil Action No. 1:10-CV-00693-LY; Robert James Henry v. City of Taylor et al.; In the United States District Court for the Western District of Texas;
  - e) 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
  - f) 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.
  - g) Civil Action 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
  - 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 12:45 P.M. ON TUESDAY, APRIL 26, 2011.**

- 44. Discuss and take appropriate action on real estate.**

No action was taken.

- 45. Discuss and take appropriate action on economic development issues.**

No action was taken.

- 46. 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) Attorney Grievance filed with the Office of Chief Disciplinary Counsel of the State Bar of Texas against Jana L. Duty-Hunsicker- Grievance File No. A0021113619;
- d) Civil Action No. 1:10-CV-00693-LY; Robert James Henry v. City of Taylor et al.;

In the United States District Court for the Western District of Texas;  
e) 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  
f) 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.  
g) Civil Action 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  
h) Employment related matters.  
i) Other confidential attorney-client matters, including contracts.

No action was taken.

**47. Comments from Commissioners.**

Judge Gattis stated that Commissioner Long had to leave Court to attend a meeting.

**COMMISSIONERS' COURT ADJOURNED AT 12:49 P.M. ON TUESDAY, APRIL 26, 2011.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 2ND day of MAY, 2011.



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

By: Black Wehling, Deputy