



MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING May 3, 2011

STATE OF TEXAS)(
COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:37 A.M. on TUESDAY, MAY 3, 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 Commissioner's 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 April 26, 2011 meeting.

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.

Auditor DeForrest Allen addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the payment of bills totalling \$4,411,783.60 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, Terry May of Georgetown, Director of Environmental Programs Gary Boyd and County Auditor David Flores, who presented a recognition for the Comprehensive Annual Financial Report to Larry Gaddes, Chief Deputy Tax Assessor / Collector.

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 - 10)

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Facilities:

From	0100-0509-001100	Salaries	\$2,000.00	
To	0100-0509-001110	Overtime	\$2,000.00	

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

6. Consider approving donation to Victim Assistance from GRC Wireless, Inc (Shelter Alliance Cell Phone Fundraiser) in the amount of \$89.00.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To accept a donation to Victim Assistance from GRC Wireless, Incorporated (Shelter Alliance Cell Phone Fundraiser) in the amount of \$89.00.

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. Consider approving the Treasurer's Report on the Williamson County Finances for March 2011.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Treasurer's Report on the Williamson County Finances for March, 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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

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

9. Consider various road and lane closures on May 8, 2011 from 7:00 a.m. until 10:30 a.m. for ARC Daisy 5K.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve various road and lane closures on May 8, 2011 from 7:00 a.m. until 10:30 a.m. for ARC Daisy 5K.

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 take appropriate action on final plat approval of Durham Park, Section 4, Replat of Lot 7, Pct. 2.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the final plat of Durham Park, Section 4, Replat of Lot 7, Precinct 2.

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

11. **Hear update on Local Initiative Project activities under the counterfeit inspection certificate program.**

The following addressed the Court: Director of Environmental Programs Gary Boyd, Deputy Constable of Precinct 2 Will Beechinor and First Assistant County Auditor Julie Kiley.

No action was taken.

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

Senior Director of Infrastructure Robert Daigh addressed the Court.

No action was taken.

13. **To discuss and take appropriate action on the approval of the Advance Funding Agreement (AFA) with TxDOT for RR 620, Cornerwood to Wyoming Springs.**

Senior Director of Infrastructure Robert Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Advance Funding Agreement (AFA) with TxDOT for RR 620, Cornerwood to Wyoming Springs.

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 County Judge to execute an Amended Possession and Use Agreement with APW Corp. and Bobby G. Stanton for right-of-way needed on SH 195. (P122-P125).**

Senior Director of Infrastructure Robert Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the County Judge to execute an Amended Possession and Use Agreement with APW Corp. and Bobby G. Stanton for right-of-way needed on SH 195. (Parcel 122-Parcel 125).

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 authorizing 2006 road bond transfer request recommended by Mike Weaver, Road Bond Manager to move \$750,000.00 from Non-Departmental (P156) to Pearson Ranch Rd./SH 45/RM 620 (P222).**

Senior Director of Infrastructure Robert Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize 2006 road bond transfer request recommended by Mike Weaver, Road Bond Manager, to move \$750,000.00 from Non-Departmental (Parcel 156) to Pearson Ranch Road/SH 45/RM 620 (Parcel 222).

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. Discuss and take appropriate action regarding 2012 TCDRS Employer Contribution Rate.**

Senior Director of Human Resources Lisa Zirkle addressed the Court.

No action was taken.

- 17. Discuss and take appropriate action concerning approving reorganization of staff positions in the Magistrate's Office.**

Senior Director of Human Resources Lisa Zirkle and Magistrate Tom Eastes addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve proposed reorganization of staff positions in the Magistrate's Office.

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 the recommended FY11 Community Development Block Grant allocation.**

The following persons addressed the Court: Grants Coordinator Sally Bardwell, Jennifer Mills of the City of Georgetown and Budget Officer Ashlie Koenig.

No action was taken.

19. Consider recommendation of the Williamson County Conservation Foundation on WCCF board membership and take appropriate action on affirming the recommendations.

Director of Environmental Programs Gary Boyd addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To accept the recommendation of the Williamson County Conservation Foundation on WCCF board membership and to approve the recommendations.

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. Discuss and consider approving a salary grievance committee, including alternates.

A drawing was held to select 9 citizen committee members and 9 alternates (lists attached).

21. Discuss and take appropriate action on the Public Safety Technology Program.

GIS Coordinator/Analyst Richard Semple addressed the Court.

No action was taken.

22. Discuss and take possible action regarding roles and responsibilities of legal counsel, outside attorneys, and other attorneys who work for the county.

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

No action was taken.

23. Consider authorizing advertising and setting date of June 1, 2011 at 3:00pm in the Purchasing Department to receive proposals for EMPLOYEE HEALTH & WELLNESS CENTER MANAGEMENT AND OPERATIONS, proposal# 11WCP1007.

Legal Advisor to the Commissioners' Court Hal Hawes, Senior Director of Human Resources Lisa Zirkle and Public Information Officer Connie Watson addressed the Court.

No action was taken.

24. Consider authorizing the renewal of our current contract with Austin Traffic Signal Construction Co., L.P., providing traffic signal maintenance services to the County. There are no changes to prices, terms, or conditions of the current contract.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the renewal of our current contract with Austin Traffic Signal Construction Company, L.P., providing traffic signal maintenance services to the County. There are no changes to prices, terms, or conditions of the current contract.

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

No action was taken.

NO EXECUTIVE SESSION WAS HELD.

26. Discuss and take appropriate action on real estate.

No action was taken.

27. 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) Civil Action 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
- i) Employment related matters.
- j) Other confidential attorney-client matters, including contracts.

No action was taken.

28. Comments from Commissioners.

Judge Gattis noted that Executive Assistant to the Commissioner of Precinct #3 Terri Countess had a birthday over the weekend.

**COMMISSIONERS' COURT ADJOURNED AT 12:48 P.M. ON TUESDAY,
MAY 3, 2011.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 10th day of May, 2011.



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

By: Black Wehling, Deputy