



MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING MAY 17, 2011

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:40 A.M. on TUESDAY, MAY 17, 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 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the minutes of the May 10, 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.

Accounts Payable/Payroll Manager Donna Baker addressed the Court.

Commissioner Birkman abstained from voting in regard to payment of invoices for The Gabriels Funeral Chapel and San Gabriel Parkway (Conflict of Interest Affidavits attached).

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the payment of bills totaling \$4,350,932.53 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.

Jim Dillon of Liberty Hill addressed the Court.

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 – 17)

5. Discuss and consider approving a line item transfer for the Veteran Services Office.

6. Discuss and consider approving a line item transfer for JP3.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Justice of the Peace, Precinct 3:

<i>From</i>	<i>0100-0453-004350</i>	<i>Printed Material & Binding</i>	<i>\$1,500.00</i>
<i>To</i>	<i>0100-0453-004141</i>	<i>Interpreters</i>	<i>\$1,500.00</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

7. Discuss and consider approving a line item transfer for the District Attorney.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the District Attorney:

From	0100-0440-003010	Computer equipment	\$1,000.00	
To	0100-0440-003100	Office Supplies	\$1,000.00	

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

8. Discuss and consider approving a line item transfer for JP2.

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

Motion: To approve a line item transfer for Justice of the Peace, Precinct 2:

To	0100-0452-003005	Office Furniture	\$145.00	
From	0100-0452-004999	Miscellaneous	\$145.00	

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

9. Discuss and consider approving a line item transfer for the All County Courts Budget.

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

Motion: To approve a line item transfer for the All County Courts Budget:

From	0100-0425-001100	All Cty Cts/Salary	\$20,703.15	
From	0100-0425-002010	All Cty Cts/FICA	\$1,929.56	
From	0100-0425-002020	All Cty Cts/Retirement	\$2,362.56	
From	0100-0425-002030	All Cty Cts/Insur	\$2,344.40	
From	0100-0425-002050	All Cty Cts/Work Comp	\$43.67	
From	0100-0425-003100	All Cty Cts/Office Supplies	\$1.90	
From	0100-0425-004211	All Cty Cts/Telephone	\$83.91	
From	0100-0425-004212	All Cty Cts/Postage	\$56.00	
From	0100-0425-004232	All Cty Cts/Training	\$1,000.00	
To	0100-0435-001100	All Dist Cts/Salary	\$20,703.15	
To	0100-0435-002010	All Dist Cts/FICA	\$1,929.56	
To	0100-0435-002020	All Dist Cts/Retirement	\$2,362.56	
To	0100-0435-002030	All Dist Cts/Insur	\$2,344.40	
To	0100-0435-002050	All Dist Cts/Work Comp	\$43.67	
To	0100-0435-003100	All Dist Cts/Office Supplies	\$1.90	
To	0100-0435-004211	All Dist Cts/Telephone	\$83.91	
To	0100-0435-004212	All Dist Cts/Postage	\$56.00	
To	0100-0435-004232	All Dist Cts/Training	\$1,000.00	

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

10. Discuss and consider approving a line item transfer for the County Attorney's Office:

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve an amended line item transfer for the County Attorney's Office:

From	0100-0475-001100	F/T Salaries	\$18,120.10	
From	0100-0475-001109	Cell Phone Stipend	\$1,062.32	
From	0100-0475-002010	FICA	\$9,159.63	
From	0100-0475-002020	Retirement	\$1,657.95	
To	0100-0475-000406	Transfer to Co Atty Hot Check	\$25,000.00	
To	0100-0475-001107	Temp/Seasonal	\$5,000.00	

The motion and second were withdrawn.

This item was moved to the Regular Agenda.

The following persons addressed the Court:

First Assistant County Auditor Julie Kiley
 Senior Director of Human Resources Lisa Zirkle
 Legal Advisor to the Commissioners' Court Hal Hawes
 Assistant County Attorney Doyle "Dee" Hobbs
 Budget Officer Ashlie Koenig.

11. To discuss and take appropriate action on the approval of a Line Item Transfer for Road & Bridge.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a Line Item Transfer for Road & Bridge:

FROM	0200-0210-003550	Asphalt	\$350,000.00	
TO	0200-0210-004100	Professional Services	\$350,000.00	

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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

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

From	0100-0428-003010	Computer Equipment	\$700.00	
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To	0100-0428-003100	Office Supplies	\$700.00
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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

13. **Consider approving the investment report for January February and March 2011 and the Quarter ending March 31 2011 which was approved by the investment committee on May 4 2011.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Investment Report for January, February and March, 2011 and the Quarter ending March 31, 2011 which was approved by the investment committee on May 4, 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

14. **Consider approving property tax collections for the month of April 2011 for the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve property tax collections for the month of April, 2011 for the Williamson County Tax Assessor/Collector.

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

15. **Consider approving property tax refunds over \$2,500.00 for the month of April 2011 for the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve property tax refunds over \$2,500.00 for the month of April, 2011 for the Williamson County Tax Assessor/Collector.

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

16. **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

- 17. Consider and take appropriate action regarding a Special Use Permit from the City of Georgetown for the Emergency Service Operation Center project.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To accept a Special Use Permit from the City of Georgetown for the Emergency Service Operation Center project.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

REGULAR AGENDA

- 18. Discuss and take appropriate action on resolution honoring Leander High School's winners of the "How Can We Lighten Up the Earth?" art competition.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a proclamation honoring Leander High School's winners of the "How Can We Lighten Up the Earth?" art competition.

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. Discuss and take appropriate action regarding recognition of May 2011 as International Internal Audit Awareness Month.**

First Assistant County Auditor Julie Kiley addressed the Court.

No action was taken.

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

Senior Director of Infrastructure Robert Daigh addressed the Court.

No action was taken.

21. **Discuss and take appropriate action on Resolution for TxDOT Advance Funding Agreement Williamson County 0914-05-142 for the construction of a bridge replacement on CR 111 at N. Fork of McNutt Creek.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a resolution for TxDOT Advance Funding Agreement Williamson County 0914-05-142 for the construction of a bridge replacement on CR 111 at N. Fork of McNutt Creek.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

22. **Discuss and take appropriate action on Resolution for TxDOT Advance Funding Agreement Williamson County 0914-05-172 for the bridge replacement or rehabilitation of the Off the State System bridge CR 351 at Donahoe Creek.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a Resolution for TxDOT Advance Funding Agreement Williamson County 0914-05-172 for the bridge replacement or rehabilitation of the Off the State System bridge CR 351 at Donahoe Creek.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

23. **Discuss and take appropriate action on Resolution for TxDOT Advance Funding Agreement Williamson County 0683-01-079 for the widening of RR 620 to a 4-lane divided roadway from Cornerwood to Wyoming Springs.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a Resolution for TxDOT Advance Funding Agreement Williamson County 0683-01-079 for the widening of RR 620 to a 4-lane divided roadway from 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

24. **Discuss and take appropriate action on TxDOT Advance Funding Agreement for Williamson County 0683-06-027 & 0683-06-028 for the construction of the SH 45 at O'Connor Interchange.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve TxDOT Advance Funding Agreement for Williamson County 0683-06-027 & 0683-06-028 for the construction of the SH 45 at O'Connor Interchange.

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 appropriate action on the Resolution for TxDOT Advance Funding Agreement Williamson County 0683-06-027 & 0683-06-028 for the construction of the SH 45 at O'Connor Interchange.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the Resolution for TxDOT Advance Funding Agreement Williamson County 0683-06-027 & 0683-06-028 for the construction of the SH 45 at O'Connor Interchange.

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

26. **To discuss and take appropriate action on Advance Funding Agreement between Williamson County and TxDOT for CR 111 at N. Fork of McNutt Creek.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the Advance Funding Agreement between Williamson County and TxDOT for CR 111 at N. Fork of McNutt Creek.

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

27. **Consider authorizing County Judge to execute a Real Estate Contract with Yancey Williamson Partnership, L.P. for ROW needed on Chandler IIIA. (PARCEL4)**

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 Yancey Williamson Partnership, L.P. for right-of-way needed on Chandler IIIA. (Parcel 4)

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

Other: Commissioner Precinct 4 Ron Morrison (Abstain)

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

28. **Consider authorizing County Judge to execute a Real Estate Contract with Reed land Management, Ltd. for ROW needed on Chandler IIIA. (PARCEL 3)**

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

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 Reed Land Management, Ltd. for right-of-way needed on Chandler IIIA. (Parcel 3)

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Other: Commissioner Precinct 4 Ron Morrison (Abstain)

29. Consider authorizing County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on Ronald Reagan Phase IV.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on Ronald Reagan Phase IV.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

30. Consider authorizing County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on CR 245.

Attorney Charlie Crossfield addressed the Court.

This item was pulled from the agenda.

31. Consider authorizing County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 29 and Park Place Drive/Jack Nicklaus Blvd.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 29 and Park Place Drive/Jack Nicklaus Blvd.

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

32. Consider authorizing County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 29 and CR 260/CR 266.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute an Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 29 and CR 260/CR 266.

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

33. Consider authorizing County Judge to execute a First Amendment to Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 195 Section 3.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a First Amendment to Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 195, Section 3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

34. Consider authorizing County Judge to execute a First Amendment to Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 195 Section 4.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a First Amendment to Interlocal Agreement with Chisholm Trail Special Utility District for utility relocation on SH 195, Section 4.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

35. Consider authorizing Pass Through Finance Bond transfer request per recommendation of Mike Weaver, Road Bond Manager to move \$1,050,000.00 to US 183 Ext (PTT0273-04-026) from the following projects: \$50,000.00 US 79 Sect 5B (PTT0204-04-042), \$350,000.00 US 79 Sect 5A (PTT0204-04-040), \$250,000.00 FM 1660 (PTT1566-01-009) and \$400,000.00 from Non Departmental (PTT 1).

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize a Pass-Through Finance Bond transfer request per recommendation of Mike Weaver, Road Bond Manager, to move \$1,050,000.00 to US 183 Ext (PTT0273-04-026) from the following projects: \$50,000.00 US 79 Section 5B (PTT0204-04-042), \$350,000.00 US 79 Section 5A (PTT0204-04-040), \$250,000.00 FM 1660 (PTT1566-01-009) and \$400,000.00 from Non- Departmental.

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 2006 Park Bond transfer request per recommendation of Jim Rodgers, County Parks and Recreation Director: move \$218,785.00 from P15 (Southwest Regional Park) to P204 (Parks Office) and \$55,000.00 from P15 (Southwest Regional Park) to SW Regional Park Caretaker's House (P245).**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize a 2006 Park Bond transfer request per recommendation of Jim Rodgers, County Parks and Recreation Director: move \$218,785.00 from Parcel 15 (Southwest Regional Park) to Parcel 204 (Parks Office) and \$55,000.00 from Parcel 15 (Southwest Regional Park) to SW Regional Park Caretaker's House (Parcel 245).

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

37. **Discuss and take appropriate action on a resolution adopting the Texas Colorado River Floodplain Coalition Hazard Mitigation Plan in which Williamson County participates.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve an amended resolution adopting the Texas Colorado River Floodplain Coalition Hazard Mitigation Plan.

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

Manager of Emergency Management Jarred Thomas addressed the Court.

Copy of modified resolution attached.

38. **Consider approving request for the Elections Administrator to participate in the Senior Executives in State and Local Government professional development program at Harvard University's John F. Kennedy School of Government with expenses paid out of the Elections Discretionary Fund.**

Elections Administrator Rick Barron addressed the Court.

Motion By: County Judge Dan A. Gattis

Motion: To approve a request for the Elections Administrator to participate in the Senior Executives in State and Local Government professional development program at Harvard University's John F. Kennedy School of Government, with expenses paid out of the Elections Discretionary Fund.

The motion died for lack of a second.

39. **Consider approving the Tax Collection Agreement between the Williamson County Tax Assessor/Collector and MUD Number 22 authorizing tax collection for properties located in MUD Number 22.**

Tax Assessor and Collector Deborah Hunt addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the Tax Collection Agreement between the Williamson County Tax Assessor/Collector and MUD Number 22, authorizing tax collection for properties located in MUD Number 22.

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

40. **Consider renewal of agreement with Texas Workforce Commission and Precinct Two Constable's Office.**

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve renewal of the agreement with Texas Workforce Commission and Precinct Two Constable'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

41. **Consider and take appropriate action on setting date, time and place for a public hearing regarding the creation of Williamson County Emergency Services District No. 11.**

Attorney Charlie Crossfield addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To set June 21, 2011, at 10:00 a.m. at the Commissioners' Courtroom for a public hearing regarding the creation of Williamson County Emergency Services District No. 11.

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

42. **Consider and take appropriate action on setting date, time and place for a public hearing regarding the creation of Williamson County Emergency Services District No. 12.**

Attorney Charlie Crossfield addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To set June 21, 2011, at 10:05 a.m. at the Commissioners' Courtroom for a public hearing regarding the creation of Williamson County Emergency Services District No. 12.

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

43. Discuss and take appropriate action on the Burn Ban.

Manager of Emergency Management Jarred Thomas addressed the Court.

No action was taken on this item.

44. Discuss and take appropriate action regarding Texas legislative issues and bills that relate to county business.

Tax Assessor and Collector Deborah Hunt and Legal Advisor to the Commissioners' Court Hal Hawes addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the County Judge to sign a letter regarding SB1771/HB874 and their opposition to portions of the bill.

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

45. **Consider approving Purchasing Cooperative Interlocal Agreement between Williamson County and the City of Ft. Worth, including participation in the Texas Payment Card Consortium.**

Purchasing Director Bob Space addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a Purchasing Cooperative Interlocal Agreement between Williamson County and the City of Ft. Worth, including participation in the Texas Payment Card Consortium.

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

46. **Consider authorizing advertising and setting date of June 7, 2011 at 2:00PM in the Purchasing Department to receive bids for Pharmaceuticals for the Williamson County Regional Animal Shelter.**

Purchasing Director Bob Space addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize advertising and set a date of June 7, 2011 at 2:00PM in the Purchasing Department to receive bids for Pharmaceuticals for the Williamson County Regional Animal Shelter.

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

47. **Consider awarding proposals received for Bank Depository Contract to the best proposal meeting specifications - Union State Bank.**

Purchasing Director Bob Space and County Treasurer Vivian Wood addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To award the proposal received for Bank Depository Contract to the best proposal meeting specifications - Union State Bank, and to authorize the County Judge to sign the contract agreement.

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

48. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for the Sheriff's Office:**

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 for the Sheriff's Office:

0100-0000-370515	TDH Monitoring Fees	\$18,000.00
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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

49. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of funds for the Sheriff's Office:

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 use of funds for the Sheriff's Office:

<input type="checkbox"/>	0100-0560-001110	Overtime	\$14,536.80	<input type="checkbox"/>
<input type="checkbox"/>	0100-0560-002010	FICA	\$1,377.00	<input type="checkbox"/>
<input type="checkbox"/>	0100-0560-002020	Retirement	\$2,086.20	<input type="checkbox"/>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 11:36 A.M. ON TUESDAY, MAY 17, 2011.

50. 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.

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

p) Discuss proposed realignment project along CR 245.

No action was taken in Executive Session.

- 51.** 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 1:04 P.M. ON TUESDAY, MAY 17, 2011.

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

No action was taken.

- 53.** 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.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To decline the plaintiff's settlement offer in Civil Action No. 1:10-CV-00693-LY; Robert James Henry v. City of Taylor, et al.

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

54. Comments from Commissioners.

Commissioner Covey introduced Vicki Wilson and sons Jacob and Jonathan.

55. **Recess until 1:00 P.M.**

Discuss and consider redistricting maps and boundary changes for Commissioners', Constables', and Justices of the Peace precincts in Williamson County per the 2010 census.

The following persons addressed the Court:

Director of GIS/911 Addressing Richard Semple

GIS Analyst/Elections Candi Zaccheus

Bierne, Maynard & Parsons, L.L.P. attorney Trey Trainor

Bierne, Maynard & Parsons, L.L.P. attorney Joseph M. Nixon

Williamson County Republican Party Chairman Bill Fairbrother

Williamson County Democrat Party Chairman Brian Hamon.

COMMISSIONERS' COURT ADJOURNED AT 2:15 P.M. ON TUESDAY, MAY 17, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 24th day of May, 2011.

✗

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

By: Black Wehling, Deputy