



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
AUGUST 2, 2011**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:34 A.M. on **TUESDAY, AUGUST 2, 2011**, a **REGULAR SESSION** of the Commissioners' Court of Williamson County, Texas, was held with the following being present, to-wit:

Present: 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
County Clerk Nancy E. Rister

Others Present: Hal Hawes, Legal Advisor to Commissioner's Court
Black Wehling, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the minutes from the July 26, 2011 meeting, including the Budget Workshop.

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 in regard to payment of an invoice for San Gabriel Parkway (Conflict of Interest Affidavit attached).

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the payment of bills totaling \$1,720,527.60 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.**

Jim Dillon of Liberty Hill and Communications Director Patrick Cobb 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 – 20)

5. **Discuss and consider approving a line item transfer for JP#2.**

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

<i>From</i>	<i>0100-0409-004998</i>	<i>Non Dept/Contingencies</i>	<i>\$18,400.00</i>	<i> </i>
<i>To</i>	<i>0100-0452-004190</i>	<i>JP#2/Autopsies</i>	<i>\$18,400.00</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

6. **To discuss and consider approving a line item transfer for the County Clerk due to a receipt printer needing repair.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the County Clerk due to a receipt printer needing repair:

From	0385-0385-003010	Computer Equipment <\$5000	\$150.00		
To	0385-0385-004544	Repairs to Office Equipment	\$150.00		

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. Discuss and consider approving a line item transfer for Technology Services.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Technology Services:

From	0100-0503-003005	Furniture	\$2,006.06		
From	0100-0503-004100	Professional Services	\$3,643.94		
To	0100-0503-004510	Facility Maint/Repair	\$5,650.00		

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 the Tax Office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the Tax Office:

From:	0100-0499-004999	Miscellaneous	\$200.00		
To:	0100-0499-004209	Cell Phone/Pager	\$200.00		

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 Facilities.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Facilities:

From	0100-0509-004962	Janitorial Contract Services	\$6,000.00		
To	0100-0509-004509	Facility Enhancements	\$6,000.00		

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. To discuss and consider approving a line item transfer for Constable Pct. 3.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the Precinct #3 Constable:

From	0100-0553-4621	Copier rental & supplies	\$ 500.00		
From	0100-0553-3900	Membership dues	\$ 200.00		
From	0100-0553-3005	Office furniture	\$ 200.00		
From	0100-0553-3901	Publications/books	\$ 200.00		
To	0100-0553-3010	Computer equipment	\$ 1,100.00		

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

11. Discuss and consider approving a line item transfer for the Extension Services Department.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the Extension Services Department:

From	0100-0665-003101	Educational Aids	\$200.00		
To	0100-0665-004211	Telephone	\$200.00		

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. Consider and take appropriate action regarding a line item transfer for Office of Emergency Management.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Office of Emergency Management:

From	0100-0541-004505	Software Maintenance	\$796.53		
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To	0100-0541-003301	Gas	\$796.53
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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. Discuss and consider approving a line item transfer for Road & Bridge.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Road & Bridge, including corrections made to the object code and title of the first item:

FROM	0200-0210-003540	Contract Seal Coating	\$ 8,795.51		
TO	0200-0210-005741	Software > \$5,000	\$ 7,313.00		
TO	0200-0210-003011	Computer Software	\$ 1,482.51		

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

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

TO	0100-0402-004100	Professional Services	\$13,800.00		
FROM	0100-0402-004310	Advertising & Legal Notices	\$11,500.00		
FROM	0100-0402-003901	Publications	\$2,300.00		

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

15. Consider accepting and noting in the minutes 1.5 hours of continuing education for Commissioner Morrison from the Texas Conference of Urban Counties.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To accept and note in the minutes 1.5 hours of continuing education for Commissioner Morrison from the Texas Conference of Urban Counties.

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 action on the 3rd Annual Texas Mamma Jamma Bike Ride scheduled for October 1, 2011.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the 3rd Annual Texas Mamma Jamma Bike Ride scheduled for October 1, 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

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

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

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. Consider appointment of Priscilla King of Jarrell, to the Williamson County Child Welfare Board.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To appoint Priscilla King of Jarrell to the Williamson County Child Welfare Board.

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 consider approving the public assistance contracts for FY11/12.

The item was pulled from the agenda.

20. Discuss and consider re-approval of the preliminary plat for the Highlands at Mayfield Ranch (Pct. 3).

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To re-approve the preliminary plat for the Highlands at Mayfield Ranch (Precinct #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

REGULAR AGENDA

21. Hear presentation on 2011-2012 Budget Recommendations.

Budget Officer Ashlie Blaylock addressed the Court.

22. Discuss 2011-2012 Budget.

County Auditor David Flores addressed the Court.

23. Consider authorizing advertising and setting date for Public Hearing on the 2012 County Budget for August 30th, 2011 at 10:00 am.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize advertising and set the date of August 30th, 2011 at 10:00 a.m. in the Commissioners' Courtroom for a Public Hearing on the 2012 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

24. Discuss and consider adopting salaries and other compensation for Elected Officials, authorize publication of notice as well as written notice to each Elected Official of his/her salary and other compensation to be included in the 2011-2012 budget.

Senior Director of Human Resources Lisa Zirkle and Budget Analyst Rebecca Clemons addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To adopt no increase in salaries for Elected Officials.

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 road bond program.

Senior Director of Infrastructure Bob Daigh addressed the Court. No action was taken.

26. Discuss and consider approving the attached proposed pre-qualified list for Geotechnical Services in response to RFQ Number: 11WCRFQ1007.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the attached proposed pre-qualified list for Geotechnical Services in response to RFQ Number 11WCRFQ1007.

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 approving Change Order No. 4 in the amount of -\$1,684.21 for US 183 @ 3405, a Road Bond Project in Precinct Two.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 4 in the amount of -\$1,684.21 for U.S. Highway 183 @ F. M. 3405, a Road Bond Project in 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

28. Consider approving Change Order No. 14 in the amount of -\$20,140.00 for US 79 Section 5B, a Pass Through Financing Project in Precinct Four.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 14 in the amount of -\$20,140.00 for U.S. Highway 79 Section 5B, a Pass-Through Financing Project in Precinct #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

29. Consider approving Change Order No. 15 in the amount of \$1,022.33 for US 79 Section 5B, a Pass Through Financing Project in Precinct Four.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 15 in the amount of \$1,022.33 for U.S. Highway 79 Section 5B, a Pass-Through Financing Project in Precinct #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

30. Consider approving Change Order No. 3 in the amount of \$16,661.05 for Hero Way, a Road Bond Project in Precinct Two.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 3 in the amount of \$16,661.05 for Hero Way, a Road Bond Project in 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

31. Consider approving Change Order No. 4 in the amount of \$36,278.03 for Hero Way, a Road Bond Project in Precinct Two.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 4 in the amount of \$36,278.03 for Hero Way, a Road Bond Project in 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

32. **Consider approving Change Order No. 5 in the amount of \$550.00 for Hero Way, a Road Bond Project in Precinct Two.**

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 5 in the amount of \$550.00 for Hero Way, a Road Bond Project in 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

33. **Consider approving Change Order No. 1 in the amount of \$7,113.00 for O'Connor Drive, a Road Bond Project in Precinct One.**

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 1 in the amount of \$7,113.00 for O'Connor Drive, a Road Bond Project in Precinct #1.

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 an Amended Possession and Use Agreement with APW Corp and Bobby Stanton regarding right-of-way and easements on SH 195. (Parcels 122/125)**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute an Amended Possession and Use Agreement with APW Corporation and Bobby Stanton regarding right-of-way and easements on State Highway 195 (Parcels 122/125).

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

35. **Discuss and consider approving Additional Service Requests No. 1 through 4 in the amount of \$40,139.76 for the ESOC Project.**

The item was pulled from the agenda.

36. **Discuss and take appropriate action regarding leasing district office space in the J.B. & Hallie Jester Williamson County Annex in Round Rock to Representative Larry Gonzales.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the leasing of district office space in the J.B. & Hallie Jester Williamson County Annex in Round Rock to Representative Larry Gonzales.

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 regarding an amendment to the 2010-2011 Wellness Program Manual.

Human Resources Health Specialist Suzanne Hays addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve an amendment to the 2010-2011 Wellness Program Manual.

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

38. Discuss and take appropriate action regarding an amendment to the Williamson County Sick Leave Pool Policy 8.2.2011.

Human Resources Risk Management Manager Joyce Nemec addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an amendment to the Williamson County Sick Leave Pool Policy.

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

39. Discuss and consider First Amendment to Interlocal Agreement for Law Enforcement Services between Williamson County and Brushy Creek Municipal Utility District.

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the First Amendment to Interlocal Agreement for Law Enforcement Services between Williamson County and Brushy Creek Municipal Utility District.

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. **Discuss and take possible action on continued partnership with Texas Department of Public Safety for emergency incident response and command/communications support.**

Emergency Operations Chief Patrick Cobb addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To authorize continued partnership with the Texas Department of Public Safety for emergency incident response and command/communications support.

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. **Discuss and take action on clarifying the terms for two of the ESD 5 Board Members Barry Smith and Marvin Gilley.**

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To clarify the terms for Emergency Services District (ESD) #5 board members Barry Smith and Marvin Gilley; the terms for both to be January 1, 2010 to January 1, 2012.

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. **Discuss and take action on the appointment of Pat Sharp to the ESD 5 Board.**

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve the appointment of Pat Sharp to the Emergency Services District #5 Board to complete the term of Andrew Bilger, through December 31, 2011 and to serve a new term from January 1, 2012 to January 1, 2014.

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. **Reappoint James Daniels and Al Mowdy to ESD 7 Board.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To reappoint James Daniels and Al Mowdy for two year terms to the Emergency Services District #7 Board.

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

44. Clarify the terms of the Florence ESD 7 Board.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: County Judge Dan A. Gattis

Motion: To clarify the terms of the Florence Emergency Services District (#7) Board, as follows:

John Fenoglio whose term is January 2010 to January 2012

Gary B. Davis whose term is January 2010 to January 2012

Tina Geiselbrecht whose term is January 2010 to January 2012

James Daniels whose term is January 2011 to January 2013

Al Mowdy whose term is January 2011 to January 2013

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 9:43 A.M. ON TUESDAY, AUGUST 2, 2011.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 9:56 A.M. ON TUESDAY, AUGUST 2, 2011.

45. Consider authorizing County Judge to execute an economic development agreement pursuant to Chapter 381 of the Texas Local Government Code with Office Depot, Inc.

State House District 52 Representative Larry Gonzales and Vice President of Inside Sales for Office Depot Chris Edler addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the County Judge to execute an Economic Development Agreement pursuant to Chapter 381 of the Texas Local Government Code with Office Depot, Incorporated, including \$15,000.00 in Economic Incentive Payments to Office Depot per year for five years, and Office Depot's guarantee to invest a minimum of \$3,000,000.00 by 2015 and hire a minimum of 203 employees.

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 August 31, 2011 at 11:00am in the Purchasing Department to receive proposals for Food and Drink Concessions for Williamson County Regional Park, Proposal # 11WCP1010.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize advertising and set the date of August 31, 2011 at 11:00 a.m. in the Purchasing Department to receive proposals for Food and Drink Concessions for Williamson County Regional Park, Proposal # 11WCP1010.

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 authorizing advertising and setting date of August 31, 2011 at 3:30pm in the Purchasing Department to receive bids for SH 29 Two-Way Left Turn Lane, bid# 11WC915.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize advertising and set the date of August 31, 2011 at 3:30 p.m. in the Purchasing Department to receive bids for State Highway 29 Two-Way Left Turn Lane, bid# 11WC915.

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 to acknowledge additional revenues for July 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 July, 2011; Extra Duty and Voluntary Duty:

0100-0000-341220	Vol Duty Revenue, SO	\$12,549.36		
0100-0000-341240	Ex Duty Revenue, SO	\$39,790.01		
0100-0000-341221	Revenue, Const 1	\$4,740.11		
0100-0000-341222	Revenue, Const 2	\$6,908.34		
0100-0000-341224	Revenue, Const 4	\$45,800.67		
0100-0000-341214	Vehicle Usage Rev, Const 4	\$20,000.00		

0100-0000-341226	Revenue, Juv	\$701.25
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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

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

0100-0551-001117	Payroll, Const 1	\$1,620.00	
0100-0551-001118	Payroll, Const 1	\$2,350.00	
0100-0551-002010	FICA, Const 1	\$303.70	
0100-0551-002020	Retirement, Const 1	\$267.90	
0100-0551-002050	Worker's Comp, Const 1	\$198.50	
0100-0552-001117	Payroll, Const 2	\$3,905.00	
0100-0552-001118	Payroll, Const 2	\$2,022.86	
0100-0552-002010	FICA, Const 2	\$453.48	
0100-0552-002020	Retirement, Const 2	\$230.61	
0100-0552-002050	Worker's Comp, Const 2	\$296.39	
0100-0554-001117	Payroll, Const 4	\$40,657.50	
0100-0554-002010	FICA, Const 4	\$3,110.30	
0100-0554-002050	Worker's Comp, Const 4	\$2,032.88	
0100-0554-003301	Fuel, Const 4	\$20,000.00	
0100-0560-001117	Vol Duty, SO	\$8,655.50	
0100-0560-001118	Extra Duty, SO	\$32,075.78	
0100-0560-002010	FICA, SO	\$3,115.95	
0100-0560-002020	Retirement, SO	\$3,656.64	
0100-0560-002050	Worker's Comp, SO	\$2,036.57	
0100-0570-001117	Payroll, Jail	\$2,484.63	
0100-0570-002010	FICA, Jail	\$190.07	
0100-0570-002050	Worker's Comp, Jail	\$124.23	
0100-0576-001117	Payroll, Juv	\$622.50	
0100-0576-002010	FICA, Juv	\$47.62	
0100-0576-002050	Worker's Comp, Juv	\$31.13	

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 10:58 A.M. ON
TUESDAY, AUGUST 2, 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 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 for US 79 Section 3 from East of Hutto to CR 402.
 - i) Discuss proposed acquisition of property for right-of-way for US 79 Section 5A from East of Taylor to Thrall.
 - j) Discuss proposed acquisition of property for right-of-way on Chandler IIIA.
 - k) Discuss proposed acquisition of property for right-of-way on CR 274/San Gabriel Parkway.
 - l) Discuss proposed acquisition of property for right-of-way along Lakeline extension.
 - m) Discuss proposed acquisition of property for right-of-way along Great Oaks extension.
 - n) Discuss proposed acquisition of property for right-of-way along SW By-Pass.
 - o) Discuss proposed acquisition of property for right-of-way along CR 170.
 - p) Discuss proposed acquisition of drainage easements along CR 138.

No action was taken in Executive Session.

51. Discuss economic development issues (EXECUTIVE SESSION as per VTCA Gov't Code Section 551.076 Deliberation regarding economic development project, to-wit Office Depot tax abatement.)

No action was taken in Executive Session.

52. 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) Case No. A11CA403 SS; Ruben Yzquierdo v. Williamson County and the Williamson County Sheriff's Department; In the United States District Court, Western District of Texas, Austin Division
- i) 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;
- j) 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
- k) Employment related matters.
- l) Other confidential attorney-client matters, including contracts.

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:26 P.M. ON TUESDAY, AUGUST 2, 2011.

53. Discuss and take appropriate action on real estate.

No action was taken.

54. Discuss and take appropriate action on economic development issues.

No action was taken.

55. 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) Case No. A11CA403 SS; Ruben Yzquierdo v. Williamson County and the Williamson County Sheriff's Department; In the United States District Court, Western District of Texas, Austin Division

i) 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;

j) 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

k) Employment related matters.

l) Other confidential attorney-client matters, including contracts.

No action was taken.

56. Comments from Commissioners.

Commissioner Covey noted that significant progress is being made on State Highway 195.

Judge Gattis proposed putting a tax rate discussion and a non-binding tax rate motion on the agenda for next week.

COMMISSIONERS' COURT ADJOURNED AT 12:30 P.M. ON TUESDAY, AUGUST 2, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 9th day of August, 2011.

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

By: Black Wehling, Deputy