



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
SEPTEMBER 13, 2011**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:35 A.M. on **TUESDAY, SEPTEMBER 13, 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

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 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the minutes of the September 6, 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 on this item.

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 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the payment of bills totaling \$22,099,665.51 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 persons addressed the Court:

Kurt Johnson of Austin

Jim Dillon of Liberty Hill

Gary McEwan, District Supervisor of Texas Wildlife Services

Charles Shell of Hutto

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 – 21)

5. **To discuss and consider approving a line item transfer for County Jail.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve line item transfer for the County Jail:

<i>From</i>	<i>0100-0570-004705</i>	<i>Pre Employment Screenings</i>	<i>\$1,500.00</i>	<i> </i>
<i>To</i>	<i>0100-0570-003301</i>	<i>Gasoline</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

6. **Discuss and consider approving a line item transfer for the District 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 District Attorney's Office:

<i>from</i>	<i>0100-0440-003901</i>	<i>Publications/Books/Periodicals</i>	<i>\$120.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>to</i>	<i>0100-0440-004232</i>	<i>Training, Seminars, Conference</i>	<i>\$120.00</i>	<input type="checkbox"/>	<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

7. **Discuss and consider approving a line item transfer for HazMat.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Hazardous Materials:

<i>From</i>	<i>0100-0542-004412</i>	<i>HazMat/Error & Omissions</i>	<i>\$325.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>From</i>	<i>0100-0542-004610</i>	<i>HazMat/Rent</i>	<i>\$32.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>From</i>	<i>0100-0542-004543</i>	<i>HazMat/Repairs to Equip</i>	<i>\$500.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0542-003301</i>	<i>HazMat/Gasoline</i>	<i>\$857.00</i>	<input type="checkbox"/>	<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

8. **Discuss and consider approving a line item transfer for Extension Services.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for Extension Services, including a change from \$575.66 to \$526.04 for Office Supplies, and the addition of a \$49.62 transfer from the "Copier" account (0100-0665-004621):

<i>From</i>	<i>0100-0665-003100</i>	<i>Office Supplies</i>	<i>\$526.04</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>From</i>	<i>0100-0665-004621</i>	<i>Copier</i>	<i>\$49.62</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0665-003005</i>	<i>Office Furniture</i>	<i>\$575.66</i>	<input type="checkbox"/>	<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

9. Discuss and consider approving a line item transfer for JP4.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: to approve a line item transfer for the Justice of the Peace, Precinct #4:

<i>From</i>	<i>0100-0454-001100</i>	<i>Salaries</i>	<i>\$1,164.80</i>	<i> </i>
<i>From</i>	<i>0100-0454-003006</i>	<i>Office Equipment</i>	<i>\$18.22</i>	<i> </i>
<i>From</i>	<i>0100-0454-003120</i>	<i>Printer Supplies</i>	<i>\$2.38</i>	<i> </i>
<i>From</i>	<i>0100-0454-004130</i>	<i>Court Appointed Attorneys</i>	<i>\$500.00</i>	<i> </i>
<i>From</i>	<i>0100-0454-004410</i>	<i>Bond Premiums</i>	<i>\$60.53</i>	<i> </i>
<i>From</i>	<i>0100-0454-004500</i>	<i>Maintenance Contracts</i>	<i>\$138.46</i>	<i> </i>
<i>From</i>	<i>0100-0454-004621</i>	<i>Copier Rental & Supplies</i>	<i>\$1,000.00</i>	<i> </i>
<i>From</i>	<i>0100-0454-004544</i>	<i>Repairs to Office Equipment</i>	<i>\$29.41</i>	<i> </i>
<i>To</i>	<i>0100-045401107</i>	<i>Temp Labor</i>	<i>\$1164.80</i>	<i> </i>
<i>To</i>	<i>0100-0454-004232</i>	<i>Training, Conf. & Seminars</i>	<i>\$1,719.00</i>	<i> </i>
<i>To</i>	<i>0100-0454-004002</i>	<i>Jurors</i>	<i>\$10.00</i>	<i> </i>
<i>To</i>	<i>0100454-003900</i>	<i>Membership Dues</i>	<i>\$20.00</i>	<i> </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

10. Discuss and consider a line item transfer for Commissioner Precinct Two.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: to approve a line item transfer for the Commissioner, Precinct #2:

<i>From</i>	<i>100-0212-003010</i>	<i>Computer Equipment</i>	<i>\$350.00</i>	<i> </i>
<i>To</i>	<i>100-0212-004232</i>	<i>Training</i>	<i>\$350.00</i>	<i> </i>

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

11. Discuss and consider approving a line item transfer for Emergency Management.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

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

<i>From</i>	<i>0100-0541-004210</i>	<i>Internet</i>	<i>\$2,000.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0541-003002</i>	<i>Vehicle Equipment</i>	<i>\$2,000.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>From</i>	<i>0100-0541-004414</i>	<i>Vehicle Insurance</i>	<i>\$1,000.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0541-003005</i>	<i>Office Furniture</i>	<i>\$1,000.00</i>	<input type="checkbox"/>	<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

12. To discuss and consider approving a line item transfer for District 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 District Attorney's Office:

<i>From</i>	<i>0100-0440-004932</i>	<i>Trial Expenses</i>	<i>\$ 100.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0440-003398</i>	<i>Video Tapes/CD/DVD</i>	<i>\$ 100.00</i>	<input type="checkbox"/>	<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

13. 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:

<i>To</i>	<i>0100-0475-003398</i>	<i>Video Tapes/DVDs</i>	<i>\$600.00</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>From</i>	<i>0100-0475-004350</i>	<i>Printed Materials and Bindings</i>	<i>\$600.00</i>	<input type="checkbox"/>	<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

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

<i>From</i>	<i>0100-0495-004505</i>	<i>Software Maintenance</i>	<i>\$794.24</i>	<i> </i>
<i>To</i>	<i>0100-0495-003006</i>	<i>Office Equipment <\$5000</i>	<i>\$300.00</i>	<i> </i>
<i>To</i>	<i>0100-0495-003010</i>	<i>Computer Equipment< \$5000</i>	<i>\$494.24</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

15. Discuss and take action on Budget Line Item Transfer for Juvenile Services.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

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

<i>From</i>	<i>100-0576-004510</i>	<i>Facility Maintenance</i>	<i>\$3,600.00</i>	<i> </i>
<i>To</i>	<i>100-0576-003301</i>	<i>Gasoline</i>	<i>\$3,600.00</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

16. Consider closing Tamayo on Sept. 24, 2011 from Dallas to Amasia from 8:00 a.m. until 9:30 a.m. for a 5k run/race and consider loaning cones and barricades.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To close Tamayo Drive on September 24, 2011 from Dallas Drive to Amasia Drive from 8:00 a.m. until 9:30 a.m. for a 5k run/race and to loan cones and barricades.

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. **Discuss and take action on the Road Closure for Pilot Place in Georgetown for National Night Out October 4, 2011. This has been through the approval process.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve road closure for Pilot Place in Georgetown for National Night Out October 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

18. **Discuss and consider setting speed limit of 35 mph on CR 446 from CR 445 to FM 112, Pct. #4.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To set a speed limit of 35 mph on County Road 446 from CR 445 to FM 112, 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

19. **Discuss and consider approving a No Parking, Stopping, or Standing Zone along Chandler Creek Blvd. adjacent to Double File Elementary, Pct. 4.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a No Parking, Stopping or Standing Zone along Chandler Creek Boulevard adjacent to Double File Elementary 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

20. **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 1 Lisa Birkman

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

- 21. Discuss and consider taking appropriate action on extending annual contracts for FY2012 for Hygiene Products (Jail) and Hauling (Road and Bridge).**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To extend the annual contracts for FY2012 for Hygiene Products (Jail) and Hauling (Road and Bridge).

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

- 22. Recognize the week of September 5th to 9th as National Payroll Week.**

First Assistant County Auditor Julie Kiley addressed the Court. No action was taken.

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

No action was taken on this item.

- 24. Consider approving Change Order No. 31 in the amount of \$40,021.92 for US 183, a Pass Through Financing Project in Precinct Two.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Change Order No. 31 in the amount of \$40,021.92 for US Highway 183, a Pass-Through Financing 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

25. **Discuss and take appropriate action on the Resolution for the TxDOT Pass-Through Agreement (Contract No. PT2010-006-01) CSJ No. 0015-09-161, 0015-09-160, & 0015-08-128 to construct I-35 Northbound Frontage Road and ramps from approximately Westinghouse Road to SH 29 in Williamson County.**

No action was taken on this item.

26. **Discuss and take appropriate action on the TxDOT Pass-Through Agreement (Contract No. PT2010-006-01) CSJ No. 0015-09-161, 0015-09-160, & 0015-08-128 to construct I-35 Northbound Frontage Road and ramps from approximately Westinghouse Road to SH 29 in Williamson County.**

No action was taken on this item.

27. **Discuss and consider approving HNTB Corporation Supplemental #6 to their "on-call" Professional Service Agreement (PSA) to allow for the execution of Supplemental #1 to Work Authorization #17 for the I-35 NBFR & Ramps (SH29 to Westinghouse Road) Pass-Through Project.**

No action was taken on this item.

28. **Discuss and Consider authorizing County Judge to execute Training Service Agreement between GDS Associates, Inc. and Williamson County for Landfill Inspection Training Services.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorizing the County Judge to execute a Training Service Agreement between GDS Associates, Inc. and Williamson County for Landfill Inspection Training Services.

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. **Discuss and consider authorizing County Judge to execute a License Agreement between John C. Nelson and Williamson County Road & Bridge that would enable Road & Bridge to excavate a channel, allowing storm water to flow toward its natural waterway.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a License Agreement between John C. Nelson and Williamson County Road & Bridge which would enable Road & Bridge to excavate a channel, allowing storm water to flow toward its natural waterway.

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 a Real Estate Contract with Dwayne and and Darlene Stephens for ROW needed on RM 2338. (PARCEL 17)

Senior Director of Infrastructure Bob Daigh addressed the Court.

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 Dwayne and and Darlene Stephens for right-of-way needed on Ranch to Market 2338 (PARCEL 17).

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. Discuss and consider extending and/or modifying the Disaster Declaration that was issued on September 6, 2011 by Judge Gattis.

Senior Director of Emergency Services John Sneed and Legal Advisor to the Commissioners' Court Hal Hawes addressed the Court. No action was taken.

32. Discuss and consider extending and/or modifying the Burn Ban which is currently in effect.

Legal Advisor to the Commissioners' Court Hal Hawes and Interim Parks Director Randy Bell addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To modify the current Burn Ban to add the "No Smoking" designation in county parks, trails and preserves.

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 the County Judge to execute a Supplemental Agreement to the Interlocal Agreement between the City of Round Rock and Williamson County for the use of property for Neighborhood Conference Committee.**

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the County Judge to execute a Supplemental Agreement to the Interlocal Agreement between the City of Round Rock and Williamson County for the use of property for Neighborhood Conference Committee.

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 approving an Interlocal Agreement between Williamson County and Capital Metropolitan Transportation Organization.**

Mary Clark, Executive Assistant to the Commissioner of Precinct #1, addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an Interlocal Agreement between Williamson County and Capital Metropolitan Transportation Authority.

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 approving an Interlocal Agreement between Williamson County and North Austin Municipal Utility District Number One.**

Mary Clark, Executive Assistant to the Commissioner of Precinct #1, addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an Interlocal Agreement between Williamson County and North Austin Municipal Utility District # 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

- 36. Discuss and take appropriate action on Tyler Technologies End User License Agreement and Professional Services Agreement for Odyssey e-Signatures software.**

ITS Director Jay Schade and First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve Tyler Technologies End User License Agreement and Professional Services Agreement for Odyssey e-Signatures software.

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 & consider approving a salary adjustment for the Court Reporter in County Court at Law Number 3.**

Court Coordinator for County Court at Law 3 Cindi McIntyre, Budget Officer Ashlie Blaylock and Senior Director of Human Resources Lisa Zirkle addressed the Court. No action was taken.

- 38. Discuss and take appropriate action on revisions to the Williamson County Employee Policy Manual.**

This item was pulled from the agenda.

- 39. Discuss and take appropriate action regarding Agreement for 2011 2012 with Thrall Volunteer Fire Department.**

Motion By: Commissioner Precinct 2 Cynthia Long
Second By: Commissioner Precinct 1 Lisa Birkman
Motion: To approve the Agreement for 2011-2012 with the Thrall Volunteer Fire Department.

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

40. Discuss and take appropriate action regarding Budget Order for 2011 2012.

This item was pulled from the agenda.

41. Consider authorizing advertising and setting date of October 4, 2011 at 2:00 pm in the Purchasing Department to receive proposals for Janitorial Services for Williamson County.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize advertising and set the date of October 4, 2011 at 2:00 p.m. in the Purchasing Department to receive proposals for Janitorial Services for 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

42. Consider awarding bids received for EMS Protective Clothing, Facilities HVAC Services, Fleet Fuel Card Services and Parks Landscape Services to the lowest and best bids meeting specifications.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

***Motion: To award bids received for EMS Protective Clothing, Facilities HVAC Services, Fleet Fuel Card Services and Parks Landscape Services to the lowest and best bids meeting specifications:
EMS Protective Clothing recommended award to: Casco Industries - item 1-3
Facilities HVAC Services recommended award to: Aspen Air
Fleet Fuel Card Services recommended award to: Texas Fleet Fuel
Parks Landscape Services recommended award to: Maldonado Nursery & Landscaping.***

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. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim's Assistance Donations:

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Victim's Assistance

Donations:

0100-0000-367400	Donations	\$14.01
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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

44. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Victim's Assistance Donations:**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Victim's Assistance Donations:

0100-0560-003671	V. A. Donations	\$14.01
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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

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:28 A.M. ON TUESDAY, SEPTEMBER 13, 2011.

45. **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 FM 1460.**
- p) Discuss proposed Access Easement on Guy property.**
- q) Discuss proposed acquisition of drainage easements along CR 138.**
- r) Discuss proposed acquisition of property for right-of-way along CR 170.**
- s) Discuss proposed acquisition and/or sale of property for Arterial H.**
- t) Discuss potential sale of real property on Williams Drive.**
- u) Discuss Pass Through Agreement for IH 35 NBFR and Ramps from Westinghouse to SH 29.**

No action was taken in Executive Session.

- 46. 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 11:48 A.M. ON TUESDAY, SEPTEMBER 13, 2011.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 11:49 A.M. ON TUESDAY, SEPTEMBER 13, 2011.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 1:58 P.M. ON TUESDAY, SEPTEMBER 13, 2011.

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

No action was taken on this item.

- 48. 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 on this item.

49. Comments from Commissioners.

Judge Gattis announced the hiring of attorney Randy Leavitt to represent the County in a lawsuit filed by the State Bar of Texas against Williamson County Attorney Jana L. Hunsicker.

**COMMISSIONERS' COURT ADJOURNED AT 2:00 P.M. ON
TUESDAY, SEPTEMBER 13, 2011.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 20th day of September, 2011.



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

By: Black Wehling, Deputy