



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
SEPTEMBER 20, 2011**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:39 A.M. on TUESDAY, SEPTEMBER 20, 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 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the minutes of the September 13, 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 invoices to The Gabriels Funeral Chapel and to San Gabriel Parkway (Conflict of Interest Affidavits attached).

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the payment of bills totaling \$3,705,877.28 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, Kurt Johnson of Austin and Jose Orta of the League of United Latin American Citizens, District 7 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. To discuss and approve line item transfer for the District Attorneys Office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: to approve a line item transfer for the District Attorney's Office:

From	0100-0440-003901	Publications/Books/Periodicals	\$240.00	☐	☐
From	0100-0440-004621	Copier Rental & Supplies	\$125.00	☐	☐
To	0100-0440-001114	Certifications	\$365.00		

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

6. To discuss and approve line item transfer for the District Attorneys Office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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

From	0100-0440-004621	Copier Rental & Supplies	\$330.00	☐	☐
To	0100-0440-004541	Vehicle Repairs & Maintenance	\$330.00		

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. To discuss and consider approving a line item transfer for the District Attorneys office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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

From	0100-0440-004932	Trial Expenses	\$600.00	☐	☐
To	0100-0440-001114	Certifications	\$600.00		

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. To discuss and consider approving a line item transfer for the District Attorneys office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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

From	0100-0440-004932	Trial Expenses	\$2,000.00	☐	☐
To	0100-0440-004125	Transcripts	\$2,000.00		

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

9. To discuss and consider approving a line item transfer for the District Attorney Office.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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

From	0100-0440-004932	Trial Expenses	\$2,750.00	☐	☐
To	0100-0440-004350	Printed Materials and Binding	\$2,750.00		

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 a line item transfer for the Tax Assessor/Collector.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the Tax Assessor/Collector:

From	0100-0499-004350	Printed forms, books, and bind	\$253.42	☐	☐
To	0100-0499-003005	Furniture	\$253.42		

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 2 line item transfers for the Human Resources Department.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve 2 line item transfers for the Human Resources Department:

From	0100-0402-003901	Publications/Books/Periodicals	\$1,573.00	☐	☐
To	0100-0402-003398	Videotapes/CD/DVD	\$1,573.00	☐	☐
From	0100-0402-004212	Postage	\$142.50	☐	☐
To	0100-0402-003398	Videotapes/CD/DVD	\$142.50		

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve line item transfers for the Human Resources Department:

From	0100-0402-004212	Postage	\$1,119.08	☐	☐
From	0100-0402-003101	Comp Software<\$5K	\$299.05	☐	☐
To	0100-0402-004232	Training Conf Seminars	\$1,418.13		

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

13. Discuss and consider approving line item transfers for Mobile Outreach Team.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: to approve line item transfers for the Mobile Outreach Team:

From	0100-0341-004101	Collection Fees	\$3,085.00	☐	☐
To	0100-0341-003010	Computer Equipment	\$200.00	☐	☐
To	0100-0341-003011	Computer Software	\$30.00	☐	☐
To	0100-0341-003301	Gasoline	\$950.00	☐	☐
To	0100-0341-003311	Uniforms	\$55.00	☐	☐
To	0100-0341-003900	Membership Dues	\$156.00	☐	☐
To	0100-0341-004232	Training, Conf., Seminar	\$278.00	☐	☐
To	0100-0341-004350	Printed Materials	\$233.00	☐	☐
To	0100-0341-004541	Vehicle Repairs & Maint	\$700.00	☐	☐
To	0100-0341-004210	Internet/Email Svs	\$483.00		

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

14. Discuss and consider approving a line item transfer for the Tax Assessor/Collector.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the Tax Assessor/Collector:

From	0100-0499-004350	Printed forms, books, and bind	\$5,100.00	☐	☐
To	0100-0499-003006	Office Equipment	\$5,100.00		

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

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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

16. Discuss and consider action on asset status change request for Emergency Management.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve an asset status change request for Emergency Management.

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 approving property tax collections for the month of August 2011 for the Williamson County Tax Assessor/Collector.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve property tax collections for the month of August, 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

18. Consider appointing Steven Rundell to serve on the Emergency Service District Board number one to begin effective immediately and a for a two year to begin on Jan. 1, 2012 to Dec. 31, 2013.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Steven Rundell to serve on Emergency Service District Board #1, to begin effective immediately and to serve for a two year term from January 1, 2012 to December 31, 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

19. Consider accepting a \$100.00 donation for a Memorial Tree planting in memory of Mr. Clifford K. Beckman.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To accept a \$100.00 donation for a Memorial Tree planting in memory of Mr. Clifford K. Beckman.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

20. Discuss and consider approving Agreement with the City of Georgetown Fire Department for 2010 2011.

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve an Agreement with the City of Georgetown Fire Department for 2010/2011.

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

REGULAR AGENDA

21. **Discuss and hear presentation from Dan Wegmiller of Specialized Public Finance, Financial Advisor to the County, on Refunding Opportunities and Debt.**

Dan Wegmiller of Specialized Public Finance addressed the Court. No action was taken.

22. **Hear report from Linebarger Goggan Blair & Sampson regarding Collections for JP4.**

Attorneys Dan Romo and Brian Brown of Linebarger, Goggan, Blair & Sampson, LLC addressed the Court. No action was taken.

23. **Hear the September 2011 Monthly Construction Summary Report.**

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

24. **Consider approving Change Order No. 8 in the amount of \$57,493.64 for US 79 Section 3, a Pass Through Financing Project in Precinct Four.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 8 in the amount of \$57,493.64 for U.S. Highway 79, Section 3, 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

25. **Consider approving Change Order No. 2 in the amount of \$1,314.05 for Ronald Reagan Blvd. North, Phase 3, a Road Bond Project in Precinct Three.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 2 in the amount of \$1,314.05 for Ronald Reagan Boulevard North, Phase 3, a Road Bond Project in 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

26. **Consider approving Change Order No. 32 in the amount of \$37,975.66 for US 183, a Pass Through Financing Project in Precinct Two.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 32 in the amount of \$37,975.66 for U.S. 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

27. **Consider authorizing transfer request for 2006 GO Park Bonds per recommendation of Randy Bell, Park Director on the following amounts: \$15,000 from Brushy Creek Trail Phase III (P130) to Trail Master Plan (P248); \$100,000 from Southwest Regional Park (P15) to SW Regional Splash Pad (P215); and \$80,000 from Southwest Regional Park (P15) to Park Headquarters (P204).**

Interim Parks Director Randy Bell 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 authorize a transfer request for 2006 GO Park Bonds, per recommendation of Randy Bell, Parks Director, on the following amounts: \$100,000 from Southwest Regional Park (Parcel 15) to SW Regional Splash Pad (Parcel 215); and \$80,000 from Southwest Regional Park (Parcel 15) to Park Headquarters (Parcel 204).

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. **Discuss and take appropriate action on TxDOT Advanced Funding Agreement Amendment # 1 for South Brushy Creek Pedestrian Bridge.**

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Texas Department of Transportation (TxDOT) Advanced Funding Agreement Amendment # 1 for the South Brushy Creek Pedestrian 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

29. **Discuss and take appropriate action on the First Amendment to the Interlocal Agreement with CTRMA on the South Brushy Creek Bridge project.**

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the First Amendment to the Interlocal Agreement with the Central Texas Regional Mobility Authority (CTRMA) on the South Brushy Creek Bridge 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

30. **Consider and take appropriate action on Change Order # 2 in the amount of \$17,170.08 for the Parks Administrative Headquarters in the Southwest Williamson County Regional Park.**

Interim Parks Director Randy Bell addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Change Order # 2 in the amount of \$17,170.08 for the Parks Administrative Headquarters in the Southwest Williamson County Regional Park.

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 approving Occupation and Use Agreement for Southwest Williamson County Regional Park.

Interim Parks Director Randy Bell addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the Occupation and Use Agreement for Southwest Williamson County Regional Park.

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. Discuss and consider approving up to a \$5.00 court cost to establish a case manager fund to assist with truancy cases for the Justice of the Peace Office in Precinct 3.

Justice of the Peace of Precinct #3 Steve Benton, Executive Director of LifeSteps Efrain Davila, First Assistant County Auditor Julie Kiley and Court Administrator for the Justice of the Peace of Precinct #4 Jessica Schmidt addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a court cost increase of up to \$5.00 per case to establish a Case Manager Fund to assist with truancy cases for the Justice of the Peace Office in 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

33. Discuss and take appropriate action on jury pay per Senate Bill 1, Article 40.

District Clerk Lisa David and Budget Analyst Rebecca Clemons addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve jury pay of \$6.00 for day one and \$30.00 for each subsequent day, per Senate Bill 1, Article 40.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

34. **Discuss and take appropriate action on a modification to an Inter-Governmental Services Agreement between Williamson County and ICE for services to set up a mobile x-ray trailer at the T. Don Hutto Residential Center.**

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

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve a modification to an Inter-Governmental Services Agreement between Williamson County and Immigration and Customs Enforcement (ICE) for services to set up a mobile x-ray trailer at the T. Don Hutto Residential Center.

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

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a salary adjustment for the Court Reporter in County Court at Law # 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

36. **Discuss and take appropriate action regarding grade reduction for Department of Infrastructure position.**

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 approve a grade reduction for a Department of Infrastructure Senior Engineer II position.

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 revisions to the Williamson County Employee Policy Manual.**

Senior Director of Human Resources Lisa Zirkle, First Assistant County Auditor Julie Kiley, Legal Advisor to the Commissioners's Court Hal Hawes and Assistant to the Legal Advisor Lucille Delia addressed the Court. No action was taken.

38. **Discuss and take appropriate action concerning renewal of Automobile Liability Coverage as of 10/01/2011.**

Joyce Nemec of Human Resources addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve renewal of Automobile Liability Coverage as of 10/01/2011.

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

39. **Discuss and take appropriate action on a Grants Network Master License and Service Agreement between eCivis and Williamson County.**

Kathy Grimes Pierce, Executive Assistant to the Commissioner of Precinct #2, Legal Advisor to the Commissioners' Court Hal Hawes, First Assistant County Auditor Julie Kiley and Budget Officer Ashlie Blaylock addressed the Court. No action was taken.

40. **Discuss and take appropriate action regarding nominating a candidate for appointment to Tobacco Settlement Permanent Trust Account Administration Advisory Committee.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To appoint Judge Gattis to the Tobacco Settlement Permanent Trust Account Administration Advisory 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

41. **Discuss and take appropriate action regarding nominating a candidate for appointment to the Tobacco Settlement Permanent Trust Account Investment Advisory Committee.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To appoint Judge Gattis to the Tobacco Settlement Permanent Trust Account Investment Advisory 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

42. **Consider awarding bids received for SH 29 Two-Way Left Turn Lane, bid# 11WC915, contingent upon TxDOT concurrence, to the lowest and best bidder- Joe Bland Construction, LP.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To award bids received for State Highway 29 Two-Way Left Turn Lane, bid# 11WC915, contingent upon TxDOT concurrence, to the lowest and best bidder - Joe Bland Construction, LP.

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 regarding Budget Order for 2011 2012.**

Senior Director of Human Resources Lisa Zirkle and First Assistant County Auditor Julie Kiley addressed the Court. No action was taken.

44. **Discuss and consider waiving the Williamson County portion of the Landfill fees for a period of thirty (30) days for Williamson County residents who were victims of the recent Leander fire.**

Leander Mayor John Cowman, Troy Clawson of Clawson Disposal and Senior Director of Emergency Services John Sneed addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve waiving the 20% Williamson County portion of the Landfill fees for a period of thirty (30) days and Waste Management will match that reduction by another 20% for those Williamson County residents who were victims of the recent Leander fire.

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. **Discuss and consider granting Gary Wilson signature authority for change orders not to exceed \$15,000 on the Emergency Services Operations Center building project provided that Gary Wilson reports his signing of each change order to Judge Dan Gattis by providing a copy of same for inclusion on the following week's court agenda under a standing item "Report on Emergency Services Operations Center building project." (Per Section 262.031 of the Texas Local Government Code)**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To grant signature authority to Gary Wilson for change orders not to exceed \$15,000.00 on the Emergency Services Operations Center building project, provided that Gary Wilson reports his signing of each change order to Judge Dan Gattis by providing a copy of same for inclusion on the following week's court agenda under a standing item "Report on Emergency Services Operations Center building project" (per Section 262.031 of the Texas Local Government Code).

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. **Discuss and take appropriate action on redistricting of voting precincts.**

Elections GIS Analyst Candi Zaccheus, Chairman of the Williamson County Democratic Party Brian Hamon and Director of GIS/Addressing Richard Semple addressed the Court. No action was taken on this item.

COMMISSIONERS' COURT RECESSED TO A ROAD DISTRICT MEETING AT 12:50 P.M. ON TUESDAY, SEPTEMBER 20, 2011.

COMMISSIONERS' COURT RECONVENED FROM THE ROAD DISTRICT MEETING AND RECESSED TO EXECUTIVE SESSION AT 12:54 P.M. ON TUESDAY, SEPTEMBER 20, 2011.

47. **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.

48. 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.)

- a) Fronek Claim – possible settlement

No action was taken in Executive Session.

49. Deliberate the evaluation and duties of the following named Williamson County Department Heads, Officials and/or Employees in accordance with Section 551.074 of the Texas Government Code (Personnel Matters):

John Sneed - Senior Director of Emergency Services
 Bob Daigh - Senior Director of Infrastructure Services
 Jay Schade - Senior Director of Technology Services
 Randy Bell - Interim Senior Director of Parks & Recreation
 Lisa Zirkle - Senior Director of Human Resources
 Bob Space - Purchasing Director
 Ashlie Blaylock - Budget Officer

No action was taken in Executive Session.

50. 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 2:58 P.M. ON TUESDAY, SEPTEMBER 20, 2011.

51. Discuss and take appropriate action on real estate.

No action was taken.

52. Discuss and take appropriate action on pending or contemplated litigation.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the amount of \$11,000.00 in settlement of the Fronek Claim and to authorize the County Judge to execute the settlement documents.

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

53. **Discuss and take appropriate action regarding the evaluation and duties of the following named Williamson County Department Heads, Officials and/or Employees in accordance with Section 551.074 of the Texas Government Code (Personnel Matters):**

John Sneed - Senior Director of Emergency Services
Bob Daigh - Senior Director of Infrastructure Services
Jay Schade - Senior Director of Technology Services
Randy Bell - Interim Senior Director of Parks & Recreation
Lisa Zirkle - Senior Director of Human Resources
Bob Space - Purchasing Director
Ashlie Blaylock - Budget Officer

No action was taken.

54. **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.

55. **Comments from Commissioners.**

Commissioner Birkman noted the death of Navy corpsman Brian Keith Lundy, Jr. in Afghanistan. Funeral services will be held in Round Rock on September 21, 2011.

Commissioner Covey displayed an American flag which was presented to the County by the Combat Aviation Brigade at Fort Hood in appreciation of the County's support in the Adopt-a-Unit program.

COMMISSIONERS' COURT ADJOURNED AT 2:59 P.M. ON TUESDAY, SEPTEMBER 20, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 27th day of September, 2011.



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

By: Black Wehling, Deputy