



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
OCTOBER 18, 2011**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:35 A.M. on TUESDAY, OCTOBER 18, 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 4 Ron Morrison

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Minutes of the October 11, 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 one addressed the Court.

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 for San Gabriel Parkway (Conflict of Interest Affidavit attached).

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the payment of bills totaling \$3,720,950.32 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 Executive Director of the Central Texas Regional Mobility Authority Mike Heiligenstein 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 – 15)

5. **Discuss and consider approving a line item transfer for the County Sheriff.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a line item transfer for the County Sheriff:

<i>From</i>	<i>0100-0560-000507</i>	<i>Transfer to RCS</i>	<i>\$420.00</i>	☐	☐
<i>From</i>	<i>0100-0560-003311</i>	<i>Uniforms</i>	<i>\$285.00</i>	☐	☐
<i>From</i>	<i>0100-0560-004232</i>	<i>Training</i>	<i>\$500.00</i>	☐	☐
<i>From</i>	<i>0100-0560-003301</i>	<i>Gasoline</i>	<i>\$1,700.00</i>	☐	☐
<i>From</i>	<i>0100-0560-003100</i>	<i>Office Supplies</i>	<i>\$50.00</i>	☐	☐
<i>From</i>	<i>0100-0560-004210</i>	<i>Internet/email</i>	<i>\$456.00</i>	☐	☐
<i>To</i>	<i>0100-0341-000507</i>	<i>Transfer to RCS</i>	<i>\$420.00</i>	☐	☐

To	0100-0341-003311	Uniforms	\$285.00		
To	0100-0341-004232	Training	\$500.00		
To	0100-0341-003301	Gasoline	\$1,700.00		
To	0100-0341-003100	Office Supplies	\$50.00		
To	0100-0341-004210	Internet/email	\$456.00		

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. Discuss and consider approving a line item transfer for the District Attorneys 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:

From	0100-0440-004932	Trial Expense	\$3,500.00		
To	0100-0440-004414	Vehicle Insurance	\$500.00		
To	0100-0440-004415	Vehicle deductible	\$1,000.00		
To	0100-0440-004541	Vehicle repairs	\$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

7. Discuss and consider approving a line item transfer for EMS.

This item was pulled from the agenda.

8. Discuss and consider approving a line item transfer for the District Attorneys 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:

From	0100-0440-003011	COMPUTER SOFTWARE < \$5,000	\$1,000.00		
To	0100-0440-003006	Office Equipment	\$1,000.00		

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

9. Discuss and take action on Budget Line Item transfer for Juvenile Services.

This item was pulled from the agenda.

10. Consider authorizing the transfer of equipment 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 equipment 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

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

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

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve property tax refunds over \$2,500.00 for the month of September, 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

13. **Discuss and consider closing one lane in each direction on Teravista Club Drive which is the main road in Teravista. The Teravista 5K and Kids Fun Run event will be on Saturday, October 29, 2011 from 8am to 11am. Consider loaning cones and barricades.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the closing of one lane in each direction on Teravista Club Drive in Teravista Subdivision for the Teravista 5K and Kids Fun Run event on Saturday, October 29, 2011 from 8:00 a.m. to 11:00 a.m., 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

14. **Consider closing Woodthorpe, from Moorberry to Lonsdale Drive on Oct. 28, 2011, instead of Oct. 21st, from 5:00 p.m. until 10:00 p.m. for their biannual block party held in the Forest North Area and consider loaning cones and barricades.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve closing Woodthorpe Street, from Moorberry Street to Lonsdale Drive on October 28, 2011, instead of October 21st, from 5:00 p.m. until 10:00 p.m. for their biannual block party held in the Forest North Area 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

15. **Discuss and consider approval of preliminary plat for Alpha Acres Subdivision.**

This item was pulled from the agenda.

REGULAR AGENDA

16. **Discuss and consider extending the burn ban in Williamson County for 90 days.**

Senior Director of Emergency Services John Sneed, Jollyville Fire Chief John Kiracofe and Manager of Emergency Management Jarred Thomas addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To extend the current burn ban in the unincorporated areas of Williamson County for 90 days.

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. Hear update from Capital Area Housing Finance Corporation and appoint a County representative to the board of directors.

Former Commissioner of Precinct 2 Greg Boatright and Executive Director of Capitol Area Housing Finance Corporation Jim Shaw addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To re-appoint Greg Boatright for a four-year term to represent the County on the Board of Directors of the Capital Area Housing Finance Corporation.

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. Hear the October 2011 Monthly Construction Summary Report.

Senior Director of Infrastructure Bob Daigh addressed the Court.

19. Consider approving Change Order No. 10 in the amount of \$13,816.60 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 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve Change Order No. 10 in the amount of \$13,816.60 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

20. **Consider approving Change Order No. 11 in the amount of \$2,758.00 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 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve Change Order No. 11 in the amount of \$2,758.00 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

21. **Consider approving Change Order No. 2 in the amount of \$8,220.00 for San Gabriel Parkway Phase II, a Road Bond Project in Precinct Two.**

Senior Director of Infrastructure Bob Daigh addressed the Court. **Commissioner Birkman** abstained from voting on this item (Conflict of Interest Affidavit attached.)

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Change Order No. 2 in the amount of \$8,220.00 for San Gabriel Parkway, Phase II, a Road Bond Project in Precinct #2.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Abstain)

22. **Consider approving Change Order No. 6 in the amount of \$11,790.00 for Hero Way, a Road Bond Project in Precinct Two.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve Change Order No. 6 in the amount of \$11,790.00 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

23. **Consider approving Change Order No. 5 in the amount of -\$22,143.60 for Chandler Road Phase 3B, a Road Bond Project in Precinct Four.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve Change Order No. 5 in the amount of -\$22,143.60 for Chandler Road, Phase 3B, a Road Bond 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

24. **Consider approving Change Order No. 7 in the amount of -\$35,923.15 for CR 175 Phase 2A, a Road Bond Project in Precinct Two.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve Change Order No. 7 in the amount of -\$35,923.15 for County Road 175, Phase 2A, 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

25. **Consider authorizing 2006 road bond transfer per recommendation of Mike Weaver, Road Bond Manager for the following projects: \$800,000.00 from unallocated road bond funds (P156) to San Gabriel Parkway West (P230).**

Senior Director of Infrastructure Bob Daigh addressed the Court. **Commissioner Birkman** abstained from voting on this item (Conflict of Interest Affidavit attached).

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize 2006 Road Bond transfer per recommendation of Mike Weaver, Road Bond Manager, for the following projects: \$800,000.00 from unallocated road bond funds (Parcel 156) to San Gabriel Parkway West (Parcel 230).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Abstain)

- 26. Consider authorizing County Judge to execute a Real Estate Contract with Donham P. Frazier for ROW needed on Chandler IIIA. (PARCEL 11)**

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the County Judge to execute a Real Estate Contract with Donham P. Frazier for right-of-way needed on Chandler IIIA (Parcel 11).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Other: Commissioner Precinct 4 Ron Morrison (Abstain)

- 27. Consider authorizing the County Judge to execute a Land Lease with JOHN AND DIANA BABICKI for property located on CR 237 in Granger, TX.**

Attorney Charles Crossfield of Sheets and Crossfield addressed the Court. The item was pulled from the agenda.

- 28. Consider authorizing the County Judge to execute a Land Lease with JERRY AND CAROLYN HAWES for property located on Tower Road.**

Attorney Charles Crossfield of Sheets and Crossfield addressed the Court. The item was pulled from the agenda.

- 29. Consideration and action with respect to "Fourth Supplemental Order to the Master Order Establishing the Williamson County, Texas Pass-Through Toll Revenue Financing Program and the issuance of Pass-Through Toll Revenue and Limited Tax Bonds, Series 2011.**

Dan Wegmiller of Specialized Public Finance Services and Attorney Carol Polumbo of McCall Parkhurst and Horton addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the "Fourth Supplemental Order to the Master Order Establishing the Williamson County, Texas Pass-Through Toll Revenue Financing Program" and the issuance of Pass-Through Toll Revenue and Limited Tax Bonds, Series 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

30. **Discuss and take appropriate action regarding Interlocal Agreement between Williamson County and Vista Oaks Municipal Utility District for Law Enforcement Services.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve an Interlocal Agreement between Williamson County and Vista Oaks Municipal Utility District for Law Enforcement 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

31. **Consider authorizing advertising and setting date for Public Hearing on the Resolution to Tax Goods in Transit for October 25th, 2011 at 10:00 a.m.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize advertising and set the date of October 25th, 2011 at 10:00 a.m. for a Public Hearing on the Resolution to Tax Goods in Transit.

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 take appropriate action on cancelling the Agreement between Bio-Key International Inc. and Williamson County, dated September 16, 2008 due to a lack of appropriation.**

Captain Mike Gleason of the Sheriff's Office addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To cancel the Agreement between Bio-Key International, Incorporated and Williamson County dated September 16, 2008 due to a lack of appropriation.

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 Authorization to maintain TCDRS Plan Provisions for Plan Year 2012.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To authorize maintaining the Texas County and District Retirement System (TCDRS) plan provisions for Plan Year 2012 and give the County Judge authority to sign the resolution.

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 advertising and setting date of November 8, 2011 at 3:00pm in the Purchasing Department to receive proposals for the Lease of Belford Square Property at 310 W. 7th Street, Suite 102, Georgetown, Texas 78626, proposal # 12RFP00001.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize advertising and set the date of November 8, 2011 at 3:00 p.m. in the Purchasing Department to receive proposals for the lease of Belford Square Property at 310 West 7th Street, Suite 102, Georgetown, Texas 78626; proposal # 12RFP00001.

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 declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the County Attorney's Office to pay state legislative supplements.

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 additional revenues for the County Attorney's Office to pay state legislative supplements:

0100-0000-335601	Co. Atty. Salary Supp.	\$62,500.00
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Aye: County Judge Dan A. Gattis
 Commissioner Precinct 1 Lisa Birkman
 Commissioner Precinct 2 Cynthia Long
 Commissioner Precinct 3 Valerie Covey
 Commissioner Precinct 4 Ron Morrison

36. **Consider declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for the County Attorney. This expenditure is paid by State Legislative Supplement dollars.**

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 additional expenditures for the County Attorney:

0100-0475-001100	Salaries	\$43,890.00
0100-0475-002010	FICA	\$3,357.59
0100-0475-002020	Retirement	\$5,249.24
0100-0475-004902	Co. Atty. Legislative Supp.	\$10,003.17

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

COMMISSIONERS' COURT RECESSED TO THE ROAD DISTRICT MEETING AT 10:24 A.M. ON TUESDAY, OCTOBER 18, 2011.

COMMISSIONERS' COURT RECONVENED FROM THE ROAD DISTRICT MEETING AT 10:28 A.M. ON TUESDAY, OCTOBER 18, 2011.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:28 A.M. ON TUESDAY, OCTOBER 18, 2011.

37. **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 on Chandler IIIA.
- i) Discuss proposed acquisition of property for right-of-way along Lakeline extension.
- j) Discuss proposed acquisition of drainage easements along CR 138.
- k) Discuss proposed acquisition of property for right-of-way along CR 170.
- l) Discuss proposed acquisition and/or sale of property for Arterial H.
- m) Discuss potential sale of real property on Williams Drive.

No action was taken in Executive Session.

38. 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 and certain matters related to county defense issues in which the duty of the attorney to the governmental body within the attorney/client relationship clearly conflicts with

Chapter 551 of the Texas Government Code.

No action was taken in Executive Session.

- 39. Discuss economic development issues(EXECUTIVE SESSION as per VTCA Govt. Code Section 551.076 Deliberation regarding economic development project, concerning a project in in Taylor, Texas.)**

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:14 P.M. ON TUESDAY, OCTOBER 18, 2011.

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

No action was taken on this item.

- 41. 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.

I) Other confidential attorney-client matters, including contracts and certain matters related to county defense issues in which the duty of the attorney to the governmental body within the attorney/client relationship clearly conflicts with Chapter 551 of the Texas Government Code.

No action was taken on this item.

42. Comments from Commissioners.

There were no comments.

COMMISSIONERS' COURT ADJOURNED AT 12:16 P.M. ON TUESDAY, OCTOBER 18, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 25th day of October, 2011.



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

By: Black Wehling, Deputy