



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
OCTOBER 25, 2011**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:33 A.M. on TUESDAY, OCTOBER 25, 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 3 Valerie Covey

Motion: To approve minutes of the October 18, 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 payments of invoices for San Gabriel Parkway (Conflict of Interest Affidavit attached).

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the payment of bills totaling \$5,027,461.21 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: Leander Mayor John Cowman, General (Retired) Charles Graham of Georgetown, Pete Vera of Georgetown, Jim Dillon of Liberty Hill, Kurt Johnson of Austin and Greg Windham of Georgetown.

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 – 13)

5. **Discuss and consider approving a line item transfer for County Wide Records Management.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for county-wide Records Management:

<i>From</i>	<i>0390-0390-004999</i>	<i>Cty Wide Rec/Misc</i>	<i>\$187.51</i>	<i> </i>
<i>To</i>	<i>0390-0390-004414</i>	<i>Cty Wide Rec/Vehic Ins</i>	<i>\$187.51</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 911 Communications.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for 911 Communications:

<i>From</i>	<i>0100-0409-004998</i>	<i>Non Dept/Contingencies</i>	<i>\$5,600.00</i>	<i> </i>
<i>To</i>	<i>0100-0581-003301</i>	<i>911 Dispatch/Gasoline</i>	<i>\$5,600.00</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

7. Discuss and consider approving a line item transfer for Constable Pct. #3.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

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

<i>From</i>	<i>0100-0553-004541</i>	<i>Const Pct #3/Vehicle Maint</i>	<i>\$1,477.46</i>	<i> </i>
<i>To</i>	<i>0100-0553-004414</i>	<i>Const Pct #3/Veh Ins Prem</i>	<i>\$1,477.46</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

8. Discuss and consider approving a line item transfer for 911 Dispatch.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for 911 Dispatch:

<i>From</i>	<i>0100-0581-004231</i>	<i>911 Dispatch/Travel</i>	<i>\$1,920.06</i>	<i> </i>
<i>To</i>	<i>0100-0581-004414</i>	<i>911 Dispatch/Veh Ins</i>	<i>\$920.06</i>	<i> </i>
<i>To</i>	<i>0100-0581-004541</i>	<i>911 Dispatch/Veh Maint&Repairs</i>	<i>\$1,000.00</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

9. **Discuss and consider approving a line item transfer for the Jail.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

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

<i>From</i>	<i>0100-0570-004116</i>	<i>Jail Doctor</i>	<i>\$117.18</i>	<i> </i>
<i>To</i>	<i>0100-0570-004413</i>	<i>Personal Liability Insurance</i>	<i>\$117.18</i>	<i> </i>
<i>From</i>	<i>0100-0570-004350</i>	<i>Printed Materials</i>	<i>\$157.98</i>	<i> </i>
<i>To</i>	<i>0100-0570-004414</i>	<i>Vehicle Insurance</i>	<i>\$157.98</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. **Consider approving the Treasurers Report on the Williamson County Finances for September 2011.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the Treasurer's Report on the Williamson County Finances for September, 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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve property tax refunds over \$2,500.00 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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

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

13. **Consider closing Tantivy Drive between Hunters Chase and Elkhorn Mountain, on November 5th, 2011, from 4:30 p.m. - 8:30 p.m. for a block party and consider loaning cones.**

This item was pulled from the agenda.

REGULAR AGENDA

14. **Recognize the week of October 17th to 21st as Accounts Payable Recognition Week.**

First Assistant County Auditor Julie Kiley and Accounts Payable/Payroll Manager Donna Baker addressed the Court.

15. **Consider approving a proclamation to recognize October 25, 2011 as Pink Heals Day.**

Assistant to the Commissioner of Precinct #3 Rachel Arnold and Services Director Marjorie Gallence of the Breast Cancer Research Center addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a proclamation recognizing October 25, 2011 as Pink Heals Day.

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. **Hear Facilities Update - Parks and JP 2.**

Director of Facilities Gary Wilson addressed the Court.

COMMISSIONERS' COURT RECESSED TO A PUBLIC HEARING AT 10:09 A.M. ON TUESDAY, OCTOBER 25, 2011.

17. **Public Hearing - 10:00 A.M.**
Discuss and consider approving Public hearing on Resolution to Tax Goods in Transit.

No one addressed the Court.

COMMISSIONERS' COURT RECONVENED FROM THE PUBLIC HEARING AT 10:10 A.M. TUESDAY, OCTOBER 25, 2011.

18. **Discuss and consider resolution regarding "goods in transit" as requested by the Williamson County Tax Assessor/Collector.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the resolution to retain the current "goods in transit" tax as requested by the Williamson County Tax Assessor/Collector, and to authorize the County Judge 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

COMMISSIONERS' COURT RECESSED TO ROAD DISTRICT MEETING AT 10:11 A.M. ON TUESDAY, OCTOBER 25, 2011.

COMMISSIONERS' COURT RECONVENED FROM THE ROAD DISTRICT MEETING AT 10:13 A.M. ON TUESDAY, OCTOBER 25, 2011.

19. **Discuss and take appropriate action on road bond program.**

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

20. **Consider approving Change Order No. 1 in the amount of \$3,609.85 for the Water Quality Ponds Project on RM 2338 Phase II, a Pass Through Financing Project in Precinct Three.**

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 the Change Order No. 1 in the amount of \$3,609.85 for the Water Quality Ponds Project on Ranch to Market 2338, Phase II, a Pass-Through Financing 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

21. **Consider approving Change Order No. 25 in the amount of \$53,780.25 for Williams Drive, a Road Bond Project in Precinct Three.**

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. 25 in the amount of \$53,780.25 for Williams Drive, 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

22. **Consider approving Change Order No. 3 in the amount of \$75,804.00 for Ronald Reagan Boulevard North Phase III, a Road Bond Project in Precinct Three.**

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. 3 in the amount of \$75,804.00 for Ronald Reagan Boulevard North, Phase III, 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

23. **Consider approving Change Order No. 34 in the amount of \$2,613.54 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. 34 in the amount of \$2,613.54 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

24. **Consider approving Reimbursement Certificate expressing official intent to reimburse construction and improvement related costs to the Pass Through Toll Agreement projects for future bond issuance in the amount of \$36,188.97.**

Senior Director of Infrastructure Bob Daigh addressed the Court. This item was pulled from the agenda.

25. **Discuss and consider approving finishout of shell space at the Hutto Annex for use by Elections to store equipment at an approximate cost of \$75,000.**

Director of Facilities Gary Wilson and First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve finish-out of shell space at the Hutto Annex for use by Elections to store equipment, at cost not to exceed \$75,000.00.

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

26. **Discuss and consider approving the Tax Collection Agreement between East Williamson County Higher Education Center and the Williamson County Tax Assessor Collector.**

Tax Assessor/Collector Deborah Hunt addressed the Court.

Motion By: County Judge Dan A. Gattis
Second By: Commissioner Precinct 2 Cynthia Long
Motion: To approve the Tax Collection Agreement between the East Williamson County Higher Education Center and 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

27. **Consider setting a date for a public hearing to change the name of Lone Oaks Trail to Lone Oak Trail in the Great Oaks Subdivision (Pct 3).**

GIS Analyst Teresa Baker addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To set the date of November 8, 2011, at 10 a.m. for a public hearing to change the name of Lone Oaks Trail to Lone Oak Trail in the Great Oaks Subdivision (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

28. **Discuss and take appropriate action on an Agreement for Professional Services between Beirne, Maynard & Parsons, LLP and Williamson County for legal representation of Williamson County in relation to the Voting Rights Act.**

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Agreement for Professional Services between Beirne, Maynard & Parsons, LLP and Williamson County for legal representation of Williamson County in relation to the Voting Rights Act and to exempt those attorney services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personal or professional 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. **Consider acknowledging advertising and setting date of November 16, 2011 at 3:30pm in the Purchasing Department for the Sheriff to receive proposals of Commissary Services for the Williamson County Jail, Proposal # 12RFP00002.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve advertising and set the date of November 16, 2011, at 3:30 p.m. in the Purchasing Department for the Sheriff to receive proposals of Commissary Services for the Williamson County Jail; Proposal #12RFP00002.

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 consider appointing the following Williamson County Officials and/or Staff to the janitorial services proposal review and recommendation committee - per attached list.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To appoint Gary Wilson, Facilities; Ingelise Ezell, Children's Advocacy Center; Mary Clark, Assistant to Commissioner Precinct #1; Scott Matthew, Juvenile Services; Steve Morrison, Adult Probation; Kathleen Pokluda, Sheriff's Office/Jail; Michelle Broddrick, Health District; Nancy Rister, County Clerk to the Janitorial Services Proposal Review and Recommendation 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

31. **Consider rejecting bids received for Uniforms for Juvenile Services 12WCA054 and Clothing for Juvenile Services 12WCA055.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To reject bids received for Uniforms for Juvenile Services (12WCA054) and Clothing for Juvenile Services (12WCA055).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

32. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for October 2011 Extra Duty and Voluntary Duty.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for October, 2011 Extra Duty and Voluntary Duty:

0100-0000-341220	Vol Duty Revenue, SO	\$21,026.54
------------------	----------------------	-------------

0100-0000-341240	ExDuty Revenue, SO	\$37,514.00
0100-0000-341221	Revenue, Const 1	\$6,918.31
0100-0000-341222	Revenue, Const 2	\$2,367.75
0100-0000-341224	Revenue, Const 4	\$29,553.73
0100-0000-341226	Revenue, Juv	\$775.60

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for October, 2011 Extra Duty and Voluntary Duty pay:

0100-0551-001117	Payroll, Const 1	\$4,095.00
0100-0551-001118	Payroll, Const 1	\$1,850.00
0100-0551-002010	FICA, Const 1	\$454.80
0100-0551-002020	Retirement, Const 1	\$221.26
0100-0551-002050	Worker's Comp, Const 1	\$297.25
0100-0552-001117	Payroll, Const 2	\$517.50
0100-0552-001118	Payroll, Const 2	\$1,432.30
0100-0552-002010	FICA, Const 2	\$149.16
0100-0552-002020	Retirement, Const 2	\$171.30
0100-0552-002050	Worker's Comp, Const 2	\$97.50
0100-0554-001117	Payroll, Const 4	\$26,235.00
0100-0554-002010	FICA, Const 4	\$2,006.98
0100-0554-002050	Worker's Comp, Const 4	\$1,311.75
0100-0560-001117	Vol Duty, SO	\$16,663.00
0100-0560-001118	Extra Duty, SO	\$30,105.12
0100-0560-002010	FICA, SO	\$3,577.76
0100-0560-002020	Retirement, SO	\$3,600.57
0100-0560-002050	Worker's Comp, SO	\$2,338.41
0100-0570-001117	Payroll, Jail	\$2,002.37
0100-0570-002010	FICA, Jail	\$153.18

0100-0570-002050	Worker's Comp, Jail	\$100.12
0100-0576-001117	Payroll, Juv	\$688.50
0100-0576-002010	FICA, Juv	\$52.67
0100-0576-002050	Worker's Comp, Juv	\$34.43

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 10:24 A.M.
ON TUESDAY, OCTOBER 25, 2011.**

34. 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.
 - n) Discuss potential acquisition of Tower Leases.

No action was taken in Executive Session.

35. 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.
- m) Civil Action No. 1:11-cv-907, Sarah Doe et al. v. Jerald Neveleff et al., In the United States District Court for the Western District of Texas Austin Division.

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:13 P.M. ON TUESDAY, OCTOBER 25, 2011.

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

No action was taken on this item.

- 37. 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 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.

m) Civil Action No. 1:11-cv-907, Sarah Doe et al. v. Jerald Neveleff et al., In the United States District Court for the Western District of Texas Austin Division

No action was taken on this item.

38. Workshop regarding long term financial planning.

Senior Director of Infrastructure Bob Daigh and Facilities Director Gary Wilson addressed the Court.

39. Comments from Commissioners.

There were no comments.

COMMISSIONERS' COURT ADJOURNED AT 1:06 P.M. ON TUESDAY, OCTOBER 25, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 1st day of November, 2011.



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

By: Black Wehling, Deputy