



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
DECEMBER 6, 2011**

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:36 A.M. on **TUESDAY, DECEMBER 6, 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
Carolyn Deibler, Deputy County Clerk

1. Review and approval of minutes.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the minutes of the meetings of November 15 and November 28, 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

2. Consider noting in minutes any off right-of-way work on any County road done by Road & Bridge Division.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To note in the minutes off right-of-way work, including:

- debris and vegetation removal from Great Oaks Bridge over Brushy Creek in Precinct #1

- earthwork along right-of-way fence line in Precinct #3

- clearing of trees and brush along County Road 475 right-of-way in Precinct #4.

(details attached)

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

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 regards to payment of invoices for San Gabriel Parkway (Conflict of Interest Affidavit attached).

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the payment of bills totaling \$12,111,297.36 from the computer printout, Addendum, Wire Transfer, and 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.**

Joanne Land of Habitat for Humanity and Jim Dillon of Liberty Hill 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 – 21)

5. Discuss and consider approving a line item transfer for JP 4.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

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

<i>From</i>	<i>0100-0454-001100</i>	<i>Salaries</i>	<i>\$1,164.80</i>	☐	☐
<i>To</i>	<i>0100-0454-001107</i>	<i>Temp Labor</i>	<i>\$1,164.80</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 line item transfer for Records Mngt-Co Wide.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for Records Management - County Wide:

<i>From</i>	<i>0390-0390-004550</i>	<i>Imaging & Microfilming</i>	<i>\$832.00</i>	☐	☐
<i>To</i>	<i>0390-0390-003006</i>	<i>Office Equipment < \$5000</i>	<i>\$832.00</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. To discuss and consider approving a line item transfer for JP 2 to move funds to the Office Furniture < \$5000 line item.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the Justice of the Peace, Precinct #2 to move funds to the Office Furniture < \$5000 line item:

<i>From</i>	<i>0100-0452-004999</i>	<i>Miscellaneous</i>	<i>\$250.00</i>	☐	☐
<i>To</i>	<i>0100-0452-003005</i>	<i>Office Furniture < \$5000</i>	<i>\$250.00</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

8. Discuss and take appropriate action on a line item transfer for the Williamson County & Cities Health District.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve a line item transfer for the Williamson County & Cities Health District:

<i>From</i>	<i>0100-0630-003010</i>	<i>Computer Equipment < \$5,000</i>	<i>\$8,625.00</i>	<i> </i>
<i>To</i>	<i>0100-0630-005752</i>	<i>Communication Equip > \$5,000</i>	<i>\$8,625.00</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. Consider approving property tax refunds over \$2,500.00 for the month of October 2011 for the Williamson County Tax Assessor/Collector.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

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

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

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve property tax collections for the month of October 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

11. **Consider approving donation to Victim Assistance from GRC Wireless, Inc. (cell phone fundraiser) in the amount of \$168.50 and from Union State Bank on behalf of an anonymous donor in the amount of \$100.00.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve donations to Victim Assistance from GRC Wireless, Incorporated (cell phone fundraiser) in the amount of \$168.50 and from Union State Bank on behalf of an anonymous donor in the amount of \$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

12. **Consider accepting a \$150.00 donation from Ferrellgas for sponsorship of a ribbon cutting event regarding the new propane tanks at the J. B. & Hallie Jester Williamson County Annex.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To accept a \$150.00 donation from Ferrellgas for sponsorship of a ribbon cutting event regarding the new propane tanks at the J. B. & Hallie Jester Williamson County Annex.

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. **Considering 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 3 Valerie Covey

Motion: To approve 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

14. **Consider various lane closures in the Brushy Creek area for St. Philips United Methodist Church's annual Resolution Run on January 1, 2012, from 2:00 p.m. to 4 p.m. and consider loaning 100 cones.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve various lane closures in the Brushy Creek area for the St. Philips United Methodist Church's annual Resolution Run on January 1, 2012 from 2:00 p.m. to 4:00 p.m. and to loan 100 traffic cones.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

15. **Discuss and take action on reappointments of Jerry Allen and Barry Thweatt for ESD 5 Board. They will continue to serve through December of 2011 then their new terms will begin January 2012 to January 2014.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the reappointments of Jerry Allen and Barry Thweatt to the Emergency Services District (ESD) #5 Board through the end of December 2011 and to reappoint Jerry Allen for a new term from January 2012 to January 2014.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

16. **Take appropriate action on Determination Letter for T.S. -S.D III, LTD., to enroll in the Williamson County Habitat Conservation Plan a tract out of the Samuel Damon Survey No. 170, containing 76.52 acres, more or less; Williamson County Appraisal District reference tracts R031875 and R474925; WCCF Application #20111114. This action is for enrollment only.**

Authorize county judge or court's designee to sign Participation Agreement.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Determination Letter for T.S. - S.D. III, LTD., to enroll in the Williamson County Habitat Conservation Plan, a tract out of the Samuel Damon Survey No. 170, containing 76.52 acres, more or less; Williamson County Appraisal District reference tracts R031875 and R474925; Williamson County Conservation Foundation (WCCF) Application #20111114, and to authorize the County Judge or the Court's Designee to sign the Participation

Agreement.

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 confirmation of Rogerio Garcia and Byron Toddy as Pct. 3 Deputy Constables.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To confirm Rogerio Garcia and Byron Toddy as Precinct #3 Deputy Constables.

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

18. Discuss and consider re-approval of final plat for Teravista Section 4 Pct 1 and 4.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To re-approve the final plat for Teravista Section 4, Precincts #1 and #4.

Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

19. Discuss and consider approval of Preliminary Plat for Highland Meadows - Pct 2.

Motion By: Commissioner Precinct 1 Lisa Birkman
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve the preliminary plat for Highland Meadows - 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

20. Discuss and take appropriate action on the drainage easement correction on Lot 10 The Carrington Ranch Ph 1 (Pct 2).

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the drainage easement correction on Lot 10, The Carrington Ranch Phase 1 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

21. Discuss and consider final plat approval for Teravista Section 19 Pct 4.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the final plat approval for Teravista Section 19, 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

REGULAR AGENDA

22. Discuss the 2011 Redistricting and impact to Williamson County from Federal Court actions.

GIS Director Richard Semple and GIS Analyst for Elections Candi Zaccheus addressed the Court.

23. Discuss and consider taking appropriate action on the current Burn Ban.

Senior Director of Emergency Services John Sneed and Legal Advisor to the Commissioners' Court Hal Hawes addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To lift the current Burn Ban for one week and to urge the public to:

- be aware of current weather conditions***
- have a fire attended at all times by a spotter***
- extinguish all fires before dark***
- report their controlled burns to the local fire departments.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

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

24. Discuss and take appropriate action on an Order Prohibiting Restricted Fireworks.

Senior Director of Emergency Operations John Sneed addressed the Court. No action was taken on this item.

25. Discuss and take appropriate action on road bond program.

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

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

Senior Director of Infrastructure Bob Daigh and Mike Weaver of Prime Strategies addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Howard, Needles, Tammen & Bergendoff (HNTB) Corporation Supplemental #6 to their "on-call" Professional Service Agreement (PSA) to allow for the execution of Supplemental #1 to Work Authorization #17 for the I-35 North- bound Frontage Road (NBFR) Road & Ramp (State Highway 29 to Westinghouse Road) Pass-Through 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

27. Consider approving Change Order No. 3 in the amount of \$142,720.32 for O'Connor Drive, a Road Bond Project in Precinct One.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 3 in the amount of \$142,720.32 for O'Connor Drive, a Road Bond Project in Precinct #1.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 28. Consider approving Change Order No. 13 in the amount of -\$157,582.36 for CR 111 (Westinghouse Rd.), a Road Bond Project in Precinct One.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 13 in the amount of -\$157,582.36 for County Road 111 (Westinghouse Rd.), a Road Bond Project in Precinct #1.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 29. Consider approving Change Order No. 4 in the amount of \$41,682.68 for Ronald Reagan Blvd. North Phase III, a Road Bond Project in Precinct Three.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 4 in the amount of \$41,682.68 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

- 30. Consider approving Change Order No. 26 in the amount of \$83,476.00 for Williams Drive, a Road Bond Project in Precinct Three.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order No. 26 in the amount of \$83,476.00 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

31. **Consider authorizing 2006 road bond transfer request per Mike Weaver, Road Bond Manager in the amount of \$3,949,808.04 to be allocated to the following projects: \$2,280,650.15 to SH 195 (P149), \$56,069.00 to FM 1460 (P195), \$242,350.00 to Ronald Reagan Phase IV (P196), \$41,796.25 to Ronald Reagan III (P211), \$379,791.80 to SH 29 Safety Improvements (P217), and \$949,150.84 to Chandler 3A (P247).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the 2006 road bond transfer request per Mike Weaver, Road Bond Manager in the amount of \$3,949,808.04 to be allocated to the following projects: \$2,280,650.15 to State Highway 195 (Parcel 149), \$56,069.00 to FM 1460 (Parcel 195), \$242,350.00 to Ronald Reagan Phase IV (Parcel 196), \$41,796.25 to Ronald Reagan III (Parcel 211), \$379,791.80 to State Highway 29 Safety Improvements (Parcel 217), and \$949,150.84 to Chandler 3A (Parcel 247).

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 authorizing the County Judge to execute a Closing Agreement with Somerset Hills for additional right of way needed on Ronald Reagan North Phase III.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Closing Agreement with Somerset Hills for additional right-of-way needed on Ronald Reagan North Phase III.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

33. **Consider authorizing the County Judge to execute an Assignment of Drainage Easement for the transfer of easement to the City of Leander for San Gabriel Parkway roadway facilities.**

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 the County Judge to execute an Assignment of Drainage Easement for the transfer of easement to the City of Leander for San Gabriel Parkway roadway facilities.

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)

- 34. Consider authorizing the County Judge to execute a Deed Without Warranty for the transfer of right of way to the City of Leander for San Gabriel Parkway roadway facilities.**

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 the County Judge to execute a Deed Without Warranty for the transfer of right-of-way to the City of Leander for San Gabriel Parkway roadway facilities.

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)

- 35. Consider authorizing the County Judge to execute a Real Estate Contract with Andy G. Wolf for right of way needed on SH 195. (Parcel 201).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Real Estate Contract with Andy G. Wolf for right-of-way needed on State Highway 195 (Parcel 201).

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 authorizing the County Judge to execute a Real Estate Contract with Andy G. Wolf and Johnnie M. Wolf for right of way needed on SH 195 (Parcel 204).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Real Estate Contract with Andy G. Wolf and Johnnie M. Wolf for right-of-way needed on State Highway 195 (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

- 37. Consider authorizing the County Judge to execute a claim for actual moving expenses and negotiated self-move request for Parcel 110/Cahill on SH 195 as part of the Uniform Act.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a claim for actual moving expenses and negotiated self-move request for Parcel 110/Cahill on State Highway 195 as part of the Uniform Act.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 38. Consider authorizing the County Judge to execute a Real Estate Contract with Betty J. Snow for right of way needed on SH 195 (Parcel 214).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Real Estate Contract with Betty J. Snow for right-of-way needed on State Highway 195 (Parcel 214).

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. Consider authorizing the County Judge to execute a Real Estate Contract with Austin White Lime Company for easements and right of way needed on SH 195. (Parcel 101 Part 2 and Drainage Easements).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Real Estate Contract with Austin White Lime Company for easements and right-of-way needed on State Highway 195 (Parcel 101, Part 2 and Drainage Easements).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 40. Consider authorizing the County Judge to execute an Interlocal Agreement between Williamson County and Travis County for Improvements to County Road 138.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute an Interlocal Agreement between Williamson County and Travis County for improvements to County Road 138.

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. Consider authorizing the County Judge to execute a letter agreement with Nelson Homestead Family Partnership, Ltd. for driveway improvements as part of the right of way acquisition for FM 1460.**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Letter Agreement with Nelson Homestead Family Partnership, Ltd. for driveway improvements as part of the right-of-way acquisition for FM 1460.

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 authorizing the County Judge to execute a Real Estate Contract with Highland 620 Land Investment for right of way needed on RM 620 (Parcels 3A-3K).**

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To authorize the County Judge to execute a Real Estate Contract with Highland 620 Land Investment for right-of-way needed on RM 620 (Parcels 3A-3K).

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 consider approval of the Williamson County 2010 CDBG Consolidated Annual Performance and Evaluation Report (CAPER).

Grants Coordinator Sally Bardwell addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Williamson County 2010 Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

44. Discuss and take appropriate action regarding Tobacco-free Premium Discount.

Human Resources Health Plan Specialist Suzanne Hays addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: County Judge Dan A. Gattis

Motion: To approve the amended affidavits for the Tobacco-free Premium Discount, to be submitted on a quarterly basis for those trying to quit using tobacco and on an annual basis for those who declare themselves to be tobacco-free.

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. To discuss and take appropriate action on the approval of Memorandum of Understanding between ITS Williamson County and Texas AgriLife Extension Service.

Director of Information Technology Jay Schade addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Memorandum of Understanding between Williamson County Information Technology Services (ITS) and Texas AgriLife Extension Service from December 1, 2011 to November 30, 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

- 46. Discuss and take appropriate action regarding the reappointment of Mary Faith Sterk to serve as Williamson County's representative on the Williamson County & Cities Health District Board of Health.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the reappointment of Mary Faith Sterk to serve as Williamson County's representative on the Williamson County & Cities Health District Board of Health for a three year term from January 1, 2012 to December 31, 2014.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 47. Discuss and take appropriate action on a Use Agreement with St. Helen Catholic Church of Georgetown.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: County Judge Dan A. Gattis

Motion: To approve a Use Agreement with St. Helen Catholic Church of Georgetown.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 48. Discuss and take appropriate action on Interlocal Agreement with the City of Leander and Leander Independent School District for funding of improvements to County Road 179 from Ronald Reagan Boulevard to County Road 175.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Interlocal Agreement with the City of Leander and Leander Independent School District for funding of improvements to County Road 179 from Ronald Reagan Boulevard to County Road 175.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

49. Discuss and consider approving the FY 2012 Williamson County Resolution for the Indigent Defense Grant Program.

First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: Commissioner Precinct 1 Lisa Birkman

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the FY 2012 Williamson County Resolution for the Indigent Defense Grant Program.

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

50. Discuss and take appropriate action in accordance with Section 6.03 of the Texas Property Code to determine the vote for Williamson County Appraisal District Board of Directors candidates by resolution and submit to the Chief Appraiser before December 15, 2011.

Tax Assessor/Collector Deborah Hunt addressed the Court.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the vote for the Williamson County representatives on the Williamson Central Appraisal District Board of Directors as follows: 563 votes for Harry Gibbs and 562 votes for Deborah Hunt.

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

51. **Discuss and take appropriate action on a Professional Service Agreement between Williamson County and Dr. Margaret MacDonald, D.V.M. for veterinarian services to be performed at the Williamson County Regional Animal Control Shelter; and exemption of those services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personal or professional services.**

Williamson County Animal Shelter Director Cheryl Schneider addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Professional Service Agreement between Williamson County and Dr. Margaret MacDonald, D.V.M. for veterinarian services to be performed at the Williamson County Regional Animal Control Shelter and exemption of those 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

52. **Discuss and take appropriate action on SWCA Environmental Consultants Work Authorization Number 7 covering work activities for the Williamson County Conservation Foundation (WCCF).**

Senior Director of Infrastructure Bob Daigh and Mike Weaver of Prime Strategies addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 1 Lisa Birkman

Motion: To approve SWCA Environmental Consultants' Work Authorization Number 7 covering work activities for the Williamson County Conservation Foundation (WCCF).

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. **Consider awarding proposals received for Food and Drink Concessions for Williamson County Regional Park, Proposal #11WCP1010, to the overall best proposer meeting specifications - Total Rewards Partners, Inc.**

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To award proposal received for Food and Drink Concessions for Williamson County Regional Park, Proposal #11WCP1010, to the overall best proposer meeting specifications - Total Rewards Partners, Inc.

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

54. There was no Item #54 on the Agenda.

55. Consider awarding proposals received for Pharmaceutical and Pharmaceutical Service and Supplies for Williamson County Jail, Proposal #12WCAP120 to the overall best proposer meeting specifications - Westwood Pharmacy.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To award proposals received for Pharmaceutical and Pharmaceutical Service and Supplies for Williamson County Jail, Proposal #12WCAP120, to the overall best proposer meeting specifications - Westwood Pharmacy.

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

56. Consider awarding proposals received for lease of Belford Square property at 310 W. 7th Street, Suite 102, Georgetown proposal #12RFP00001 to the overall best proposer meeting specifications - True Blue Bail Bond.

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To award proposals received for lease of Belford Square property at 310 W. 7th Street, Suite 102, Georgetown Proposal #12RFP00001, to the overall best proposer meeting specifications - True Blue Bail Bond - and to authorize the County Judge to sign the lease.

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

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

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

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

0100-0000-341220	Vol Duty Revenue, SO	\$21,324.39
0100-0000-341220	Ex Duty Revenue, SO	\$28,311.76
0100-0000-341221	Revenue, Const 1	\$6,193.19
0100-0000-341222	Revenue, Const 2	\$2,771.87
0100-0000-341224	Revenue, Const 4	\$17,666.34
0100-0000-341226	Revenue, Juv	\$1,149.03

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

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

Motion By: Commissioner Precinct 2 Cynthia Long

Second By: Commissioner Precinct 3 Valerie Covey

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

0100-0551-001117	Payroll, Const 1	\$2,992.50
0100-0551-001118	Payroll, Const 1	\$2,275.00
0100-0551-002010	FICA, Const 1	\$402.97
0100-0551-002020	Retirement, Const 1	\$259.35
0100-0551-002050	Worker's Comp, Const 1	\$263.38
0100-0552-001117	Payroll, Const 2	\$1,519.60
0100-0552-001118	Payroll, Const 2	\$854.53
0100-0552-002010	FICA, Const 2	\$181.62
0100-0552-002020	Retirement, Const 2	\$97.42
0100-0552-002050	Worker's Comp, Const 2	\$118.68
0100-0554-001117	Payroll, Const 4	\$15,682.50
0100-0554-002010	FICA, Const 4	\$1,199.71
0100-0554-002050	Worker's Comp, Const 4	\$784.13

0100-0560-001117	Vol Duty, SO	\$16,401.68
0100-0560-001118	Extra Duty, SO	\$22,822.86
0100-0560-002010	FICA, SO	\$3,000.68
0100-0560-002020	Retirement, SO	\$2,601.81
0100-0560-002050	Worker's Comp, SO	\$1,961.22
0100-0570-001117	Payroll, Jail	\$2,528.10
0100-0570-002010	FICA, Jail	\$193.40
0100-0570-002050	Worker's Comp, Jail	\$126.41
0100-0576-001117	Payroll, Juv	\$1,020.00
0100-0576-002010	FICA, Juv	\$78.03
0100-0576-002050	Worker's Comp, Juv	\$51.00

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

**COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 11:10 A.M.
ON TUESDAY, DECEMBER 6, 2011.**

59. 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 or lease of property by the County:
 - a) Discuss proposed acquisition of property for right-of-way for RM 1460.
 - 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 proposed acquisition of property for right-of-way for San Gabriel Parkway.

No action was taken in Executive Session.

- 60. 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) 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**
 - g) 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**
 - h) 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;**
 - i) 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**
 - j) Employment related matters.**
 - k) 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.**
 - l) 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**
 - m) Mortgage Electronic Recording Systems (MERS) litigation.**

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:27 P.M. ON TUESDAY, DECEMBER 6, 2011.

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

No action was taken on this item.

- 62. 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) 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
 - g) 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
 - h) 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;
 - i) 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
 - j) Employment related matters.
 - k) 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.
 - l) 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
 - m) Mortgage Electronic Recording Systems (MERS) litigation.

No action was taken on this item.

63. Comments from Commissioners.

There were no comments.

COMMISSIONERS' COURT ADJOURNED AT 12:27 P.M. ON TUESDAY, DECEMBER 6, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 13th day of December 2011.



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

By: Black Wehling, Deputy