



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

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:39 A.M. on **TUESDAY, DECEMBER 20, 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
Valerie Covey, Commissioner Precinct 3
Ron Morrison, Commissioner Precinct 4
Nancy E. Rister, County Clerk
Absent: Lisa Birkman, Commissioner Precinct 1
Cynthia Long, Commissioner Precinct 2
Others Present: Hal Hawes, Legal Advisor to Commissioner's Court
Carolyn Deibler, 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 the minutes of the December 13, 2011 meeting.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

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

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.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the payment of bills totaling \$4,473,669.70 from the computer printout (including two adjustments: a line item transfer and one item was pulled from the check run), 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 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

4. **Citizen comments.**

The following people addressed the Court:

Dean Higginbotham (a.k.a. Santa)

Brandon Dorsett

Bradley Sternberg

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 – 10)

5. **To discuss and consider approving a line item transfer for the Elections Department.**

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the Elections Department:

<i>From</i>	<i>0100-0492-003006</i>	<i>Office Equipment < \$5000</i>	<i>\$25.00</i>	<i> </i>
<i>To</i>	<i>0100-0492-004544</i>	<i>Repairs for Office Equipment</i>	<i>\$25.00</i>	<i> </i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

6. Discuss and consider approving a line item transfer for Non Departmental.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Non-Departmental:

<i>From</i>	<i>0100-0409-004998</i>	<i>Non Dept/Contingencies</i>	<i>\$23,626.11</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0409-004999</i>	<i>Non Dept/Misc.</i>	<i>\$23,626.11</i>		

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

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

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

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>\$1,607.20</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>To</i>	<i>0100-0454-001107</i>	<i>Temp Labor</i>	<i>\$1,607.20</i>		

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

8. Discuss and take action on the 5th annual Austin Autism Society Bike Ride. The ride is Sunday, April 1, 2012 starting at Berry Spring Park in Georgetown.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the 5th annual Austin Autism Society Bike Ride on Sunday, April 1, 2012 starting at Berry Springs Park in Georgetown.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

9. Discuss and consider approval of final plat for Green Haven Subdivision Phase 1 - Pct 4.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the final plat for Green Haven Subdivision Phase 1 - Precinct #4.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

10. Discuss and consider approval of final plat for Alpha Acres Subdivision - Pct 3.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the final plat for Alpha Acres Subdivision - Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

REGULAR AGENDA

11. Hear the December 2011 Monthly Construction Summary Report.

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

12. To discuss and take appropriate action on the Department of Infrastructure's projects and issues update.

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

13. Discuss and consider approving Inland Geodetics, L.P. Professional Service Agreement (PSA) to provide "On-Call" Professional Land Surveying Services.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the Inland Geodetics, L.P. Professional Service Agreement (PSA) to provide "On-Call" Professional Land Surveying Services.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

14. Discuss and consider approving Blanton & Associates, Inc. Professional Service Agreement (PSA) for on-call Environmental Services.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the Blanton & Associates, Inc. Professional Service Agreement (PSA) for on-call Environmental Services and exemption of these services from the competitive bid/proposal requirements of the County Purchasing Act pursuant to the discretionary exemption for personal or professional services, as set forth under Section 262.024(a)(4) of the Texas Local Government Code.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

15. Consider approving Change Order No. 4 in the amount of \$827.55 for San Gabriel Parkway Phase II, a Road Bond Project in Precinct Two.

Senior Director of Infrastructure Bob Daigh address the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order #4 in the amount of \$827.55 for San Gabriel Parkway Phase II, a Road Bond Project in Precinct #2.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

16. Consider approving Change Order No. 7 in the amount of \$85,174.23 for BUS 79 Drainage, a Road Bond Project in Precinct Four.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order #7 in the amount of \$85,174.23 for Highway 79 (Business) Drainage, a Road Bond Project in Precinct #4.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

- 17. Consider approving Change Order No. 1 in the amount of -\$8,147.46 for FM 1660 @ Landfill Rd., a Road Bond Project in Precinct Four.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order #1 in the amount of -\$8,147.46 for Farm to Market 1660 at Landfill Road, a Road Bond Project in Precinct #4.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

- 18. Consider approving Change Order No. 5 in the amount of \$40,000.00 for Ronald Reagan Blvd. North Phase 3, a Road Bond Project in Precinct Three.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order #5 in the amount of \$40,000.00 for Ronald Reagan Boulevard North Phase 3, a Road Bond Project in Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

- 19. Consider approving Change Order No. 2 in the amount of \$2,438.00 for RM 2338 Water Quality Ponds, a Road Bond Project in Precinct Three.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve Change Order #2 in the amount of \$2,438.00 for Ranch to Market 2338 Water Quality Ponds, a Road Bond Project in Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

20. To discuss and take appropriate action on the temporary closure of County Road 272 for major maintenance.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the temporary closure of County Road 272 for major maintenance.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

21. Consider authorizing the County Judge to execute a Partial Assignment of Easement from Brushy Creek MUD for right of way needed on Smyers Lane.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the County Judge to execute a Partial Assignment of Easement from Brushy Creek Municipal Utility District (MUD) for right-of-way needed on Smyers Lane.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

22. Discuss and take appropriate action on an Interlocal Agreement with TxDOT for material inspection and testing services.

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve an Interlocal Agreement with the Texas Department of Transportation (TxDOT) for material inspection and testing services.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

- 23. Discuss and take appropriate action on Resolution for the approval of an Interlocal Agreement with TxDOT for material inspection and testing services as requested by local government (WMCO).**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize a Resolution for the approval of an Interlocal Agreement with TxDOT for material inspection and testing services as requested by local government (Williamson County).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

- 24. Discuss and take appropriate action on the propose Williamson County Community Development Block Grant Program Income Policy.**

Grants Coordinator for the Community Development Block Grant Program Sally Bardwell addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the proposed Williamson County Community Development Block Grant Program Income Policy.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

- 25. Discuss and take appropriate action on the proposed CDBG Habitat for Humanity Land Acquisition Contract.**

Grants Coordinator for the Community Development Block Grant Program Sally Bardwell addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve the proposed Community Development Block Grant (CDBG) Habitat for Humanity Land Acquisition Contract.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

26. Discuss and consider approving the building of a new WCRCS radio tower on Tower Road.

Senior Director of Emergency Services John Sneed addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To approve the building of a new Williamson County Radio Communications System (WCRCS) radio tower on Tower Road.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

27. Discuss and take appropriate action on a request to allocate the property between the back of the Animal Shelter and the Parking Lot of the Emergency Communications Center for the construction and installment of the Williamson County Animal Shelter Dog Run, Trail and Memorial Park.

Director of Williamson County Animal Shelter Cheryl Schneider, Senior Director of Infrastructure Bob Daigh and First Assistant County Auditor Julie Kiley addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 3 Valerie Covey

Motion: To allocate the property between the back of the Animal Shelter and the parking lot of the Emergency Communications Center for the construction and installment of the Williamson County Animal Shelter Dog Run, Trail and Memorial Park.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

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

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

Motion By: Commissioner Precinct 4 Ron Morrison

Second By: Commissioner Precinct 3 Valerie Covey

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

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

29. **Discuss and take appropriate action to enroll the properties participating in the Williamson County Regional Habitat Conservation Plan (RHCP) into the tax benefit financing plan for the tax year 2011 and to set tax year 2009 as the base period for calculations for this year's class of enrollments.**

Gary Boyd, Director of Environmental Programs for the Parks Department, addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To enroll the properties participating in the Williamson County Regional Habitat Conservation Plan (RHCP) into the tax benefit financing plan for the tax year 2011 and to set tax year 2009 as the base period for calculations for this year's class of enrollments.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

30. **Take appropriate action to authorize completion and acceptance of the US Fish and Wildlife Service Section 6 grant for a conservation easement covering the remainder of Cobb Cavern.**

Gary Boyd, Director of Environmental Programs for the Parks Department, addressed the Court.

Motion By: Commissioner Precinct 3 Valerie Covey

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the completion and acceptance of the United States Fish and Wildlife Service Section 6 Grant for a conservation easement covering the remainder of Cobb Cavern.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

31. **Consider and take appropriate action on Contract 582-12-20269 which is for the 2012 contract allocation for the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) also known as the AirCheck Texas and Drive a Clean Machine Program.**

Gary Boyd, Director of Environmental Programs for the Parks Department, addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve Contract 582-12-20269, for the 2012 contract allocation for the Low Income Vehicle Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP) also known as the AirCheck Texas and Drive a Clean Machine Program.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

Commissioner Precinct 2 Cynthia Long (Absent)

32. **Discuss and consider approving Vaughn's Guaranteed Maximum Price Proposal for the Williamson County Emergency Services Operations Center.**

Senior Director of Emergency Services John Sneed, Doug Boram of J.T. Vaughn Construction and Project Manager Bill Spence of Parsons Commercial Technology Group addressed the Court.

Motion By: County Judge Dan A. Gattis

Second By: Commissioner Precinct 4 Ron Morrison

Motion: To approve J. T. Vaughn Construction, LLC's Guaranteed Maximum Price Proposal for the Williamson County Emergency Services Operations Center.

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

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

No one addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison
Second By: Commissioner Precinct 3 Valerie Covey
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 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison
Other: Commissioner Precinct 1 Lisa Birkman (Absent)
Commissioner Precinct 2 Cynthia Long (Absent)

34. **Discuss and consider approving Amendment #1 to the Professional Service Agreement (PSA) with Baker Aicklen for landscape architectural services at the Williamson County Byers Tract, now known as the Blackland Heritage County Park.**

Parks and Recreation Director Randy Bell addressed the Court.

Motion By: Commissioner Precinct 4 Ron Morrison
Second By: Commissioner Precinct 3 Valerie Covey
Motion: To approve Amendment #1 to the Professional Service Agreement (PSA) with Baker Aicklen & Associates for landscape architectural services at the Williamson County Byers Tract, now known as the Blackland Heritage County Park.

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

COMMISSIONERS' COURT RECESSED TO THE ROAD DISTRICT MEETING AT 10:39 A.M. ON TUESDAY, DECEMBER 20, 2011.

COMMISSIONERS' COURT RECONVENED FROM THE ROAD DISTRICT MEETING AT 10:41 A.M. ON TUESDAY, DECEMBER 20, 2011.

**COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:41 A.M.
ON TUESDAY, DECEMBER 20, 2011.**

- 35. 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 SH 195 0.805 South of Bell County Line to IH 35.**
 - b) 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.**
 - c) Discuss proposed acquisition of property for right-of-way for O'Connor Boulevard and 620 project.**
 - d) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase III and Phase IV.**
 - e) Discuss proposed acquisition of property for proposed SH 29 project.**
 - f) Discuss proposed acquisition of property for right-of-way along Lakeline extension.**
 - g) Discuss proposed acquisition of property for right-of-way along CR 170.**
 - h) Discuss proposed acquisition and/or sale of property for Arterial H.**
 - i) Discuss proposed acquisition of property and easements for Smyers Lane.**

No action was taken in Executive Session.

- 36. 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) 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**
 - e) 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**
 - f) 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**
 - g) 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;**
 - h) 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**

- i) Employment related matters.
- j) 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.
- k) 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
- l) Mortgage Electronic Recording Systems (MERS) litigation.
- m) Simmons Claim

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:33 P.M. ON TUESDAY, DECEMBER 20, 2011.

38. Discuss and take appropriate action on real estate.

No action was taken on this item.

39. 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) 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
- e) 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
- f) 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
- g) 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;
- h) 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
- i) Employment related matters.
- j) 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.

k) 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
l) Mortgage Electronic Recording Systems (MERS) litigation.
m) Simmons Claim

No action was taken on this item.

40. Comments from Commissioners.

Judge Gattis wished all a Merry Christmas and reminded everyone that Commissioners' Court will not meet again until January 10, 2012, unless there is an emergency.

Judge Gattis mentioned that **Commissioner Birkman** was attending a funeral and later joined the Court during Executive Session.

COMMISSIONERS' COURT ADJOURNED AT 12:33 P.M. ON TUESDAY, DECEMBER 20, 2011.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 10th day of January 2012.



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

By: Black Wehling, Deputy