



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING  
MAY 1, 2012**

**STATE OF TEXAS )(**  
**COUNTY OF WILLIAMSON )(**

**BE IT REMEMBERED** that at 9:39 A.M. on TUESDAY, MAY 1, 2012, a REGULAR SESSION of the Commissioners' Court of Williamson County, Texas, was held with the following being present, to-wit:

Present: County Judge Dan A. Gattis  
Commissioner Precinct 1 Lisa Birkman  
Commissioner Precinct 2 Cynthia Long  
Commissioner Precinct 3 Valerie Covey  
Commissioner Precinct 4 Ron Morrison  
County Clerk Nancy E. Rister

Others Present: Hal Hawes, Legal Advisor to Commissioner's Court  
Carolyn Deibler, Deputy County Clerk

**1. Review and approval of minutes.**

Motion by: Commissioner Precinct 3 Valerie Covey  
Second by: Commissioner Precinct 4 Ron Morrison  
***Motion: To approve the minutes of the April 24, 2012 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 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.

**Commissioner Birkman** abstained in regards to payment of an invoice 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 \$3,290,285.70 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.**

Kurt Johnson, Sr. of Austin in Travis County addressed the Court.

**CONSENT AGENDA**

The Consent Agenda includes 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 - 11 )

5. **Discuss and consider approving a line item transfer for Facilities.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve a line item transfer for Facilities:***

<b><i>From</i></b>	<b><i>0100-0509-004999</i></b>	<b><i>Miscellaneous</i></b>	<b><i>\$412.39</i></b>
<b><i>From</i></b>	<b><i>0100-0509-003002</i></b>	<b><i>Vehicle Equip &lt;\$5000</i></b>	<b><i>\$ 55.00</i></b>
<b><i>To</i></b>	<b><i>0100-0509-004231</i></b>	<b><i>Travel</i></b>	<b><i>\$467.39</i></b>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

6. **Discuss and consider approving a line item transfer for the 277th District Court.**

Budget Officer Ashlie Blaylock addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 4 Ron Morrison

***Motion: To approve a line item transfer for the 277th District Court:***

<b>To</b>	<b>0100-0437-004010</b>	<b>277th Dist Ct/Visiting Judge</b>	<b>\$3,000.00</b>
<b>From</b>	<b>0100-0409-004998</b>	<b>Non Dept/Contingencies</b>	<b>\$3,000.00</b>

No vote was taken on this motion.

**7. Discuss and consider approving a line item transfer for Facilities.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve a line item transfer for Facilities:***

<b>From</b>	<b>0100-0409-004998</b>	<b>Non Dept/Contingencies</b>	<b>\$168,480.00</b>
<b>To</b>	<b>0100-0509-004510</b>	<b>Facilities/Maint &amp; Repair</b>	<b>\$168,480.00</b>

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. Consider approving the Treasurer's Report on the Williamson County Finances for March 2012.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve the Treasurer's Report on the Williamson County Finances for March 2012.***

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 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 2 Cynthia Long

***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

**10. Discuss and consider approval of License Agreement for the placement of signage in Great Oaks Blvd. by the Brushy Creek Municipal Utility District, Pct. 1.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve the License Agreement for the placement of signage on Great Oaks Boulevard by the Brushy Creek Municipal Utility District, 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

**11. Discuss and take appropriate action concerning setting speed limit of 45 MPH on CR 175 from RM 1431 to CR 176, Pct. 2.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve setting the speed limit of 45 miles per hour (mph) on County Road (CR) 175 from Ranch to Market (RM) 1431 to County Road (CR) 176, 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

## **REGULAR AGENDA**

**12. Recognition of Williamson County EMS new members successful completion of training academy.**

Director of Emergency Medical Services (EMS) Kenny Schnell and Commander of Clinical Practices Terri King addressed the Court. No action was taken on this item.

13. **Discuss and take appropriate action on resolution recognizing May 2012 as Older Americans Month.**

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve the resolution recognizing May 2012 as Older Americans Month.***

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. **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.

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

No action was taken on this item.

16. **Discuss and take appropriate action on Emergency Services Operations Center Change Order 6 from Vaughn Construction in the amount of \$20,846.00.**

Facilities Director Gary Wilson addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve the Emergency Services Operations Center Change Order 6 from Vaughn Construction in the amount of \$20,846.00.***

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

17. **Report on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 7 in the amount of \$12,055.00.**

Facilities Director Gary Wilson addressed the Court. No action was taken on this item.

18. **Report on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 8 in the amount of \$2,955.00.**

Facilities Director Gary Wilson addressed the Court. No action was taken on this item.

**19. Discuss and take appropriate action on the Williamson County Analysis of Impediments to Fair Housing.**

Grants Coordinator Sally Bardwell and Marjorie Williams of Mullin & Lonergan Associates addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 4 Ron Morrison

***Motion: To acknowledge receipt of the Williamson County Analysis of Impediments to Fair Housing report.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

**20. Consider awarding proposals received for Self-Insured Medical, Dental and Vision Claims Administration, Disease Management, Precertification Management, Large Case Management, Prescription Drug Card/Mail Order, Preferred Provider Network, Employee Assistance Program and Section 125 Claims Administration for the Williamson County Benefit Administration to best proposal meeting specifications, Allegiance Benefit Plan for Self-Insured Medical, Dental & Vision Claims Administration, Disease Management/Precertification Management/Large Case Management, Prescription Drug Card/Mail Order, Preferred Provider Network (PPO) and Section 125 Claims Administrator; Alliance Work Partners for Employee Assistance Program.**

Human Resource Health Plan Specialist Suzanne Hays and Senior Director of Emergency Services John Sneed addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To award proposals to the best proposal meeting specifications for the Williamson County Benefit Administration for Self-Insured Medical, Dental and Vision Claims Administration, Disease Management/Precertification Management/Large Case Management, Prescription Drug Card/Mail Order, Preferred Provider Network (PPO), and Section 125 Claims Administration, to Allegiance Benefit Plan; and for the Employee Assistance Program, to Alliance Work Partners.***

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 awarding proposals received for Health Risk Assessment/Biometric Screenings for Williamson County Employment Benefit Administration to the best proposal meeting specifications, US Preventative Medicine.**

Human Resource Health Plan Specialist Suzanne Hays addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To award proposals for Health Risk Assessment/Biometric Screenings for Williamson County Employment Benefit Administration to the best proposal meeting specifications, US Preventative Medicine.***

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 11:20 A.M. ON TUESDAY, MAY 1, 2012.**

22. **Discuss real estate matters (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.072 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 projects.**
    - d) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase II project from FM 3405 to Reagan Blvd.**
    - e) Discuss proposed acquisition of property for right-of-way for Ronald Reagan Blvd. Phase III and Phase IV.**
    - f) Discuss proposed acquisition of property for proposed SH 29 project.**
    - g) Discuss proposed acquisition of property for right-of-way along Lakeline extension.**
    - h) Discuss proposed acquisition of property for right-of-way along CR 170.**
    - i) Discuss proposed acquisition and/or sale of property for Arterial H.**

No action was taken in Executive Session.

23. 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) 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
  - d) 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
  - e) 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
  - f) 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;
  - g) 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
  - h) Employment related matters.
  - i) Other confidential attorney-client matters, including contracts and certain matters related to county defense issues in which the duty of the attorney to the governmental body within the attorney/client relationship clearly conflicts with Chapter 551 of the Texas Government Code.
  - j) 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
  - k) Mortgage Electronic Recording Systems (MERS) litigation.
  - l) Legal matters regarding the Williamson County Justice Center Parking Garage
  - m) Civil Action No. A12CV0062LY; Kevin Jones v. Williamson County Sheriff's Office; In the United States District Court for the Western District of Texas, Austin Division.
  - n) Civil Action No. 1:12-CV-190-LY; Steven Hester v. Williamson County; In the United States District Court for the Western District of Texas, Austin Division.

No action was taken in Executive Session.

24. Deliberate the employment, evaluation and/or duties of the Williamson County Human Resources Director, Lisa Zirkle (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.074 – Personnel Matters).

No action was taken in Executive Session.

**COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:09 P.M. ON TUESDAY, MAY 1, 2012.**

25. Discuss and take appropriate action on real estate.

No action was taken on this item.



- 26. 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) 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**
  - d) 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**
  - e) 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**
  - f) 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;**
  - g) 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**
  - h) Employment related matters.**
  - i) Other confidential attorney-client matters, including contracts and certain matters related to county defense issues in which the duty of the attorney to the governmental body within the attorney/client relationship clearly conflicts with Chapter 551 of the Texas Government Code.**
  - j) 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**
  - k) Mortgage Electronic Recording Systems (MERS) litigation.**
  - l) Legal matters regarding the Williamson County Justice Center Parking Garage**
  - m ) Civil Action No. A12CV0062LY; Kevin Jones v. Williamson County Sheriff's Office; In the United States District Court for the Western District of Texas, Austin Division.**
  - n) Civil Action No. 1:12-CV-190-LY; Steven Hester v. Williamson County; In the United States District Court for the Western District of Texas, Austin Division.**

No action was taken on this item.

**27. Comments from Commissioners.**

There were no comments.

**COMMISSIONERS' COURT ADJOURNED AT 12:10 P.M. ON TUESDAY, MAY 1, 2012.**

**THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 8th day of May 2012.**



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

**By: Carolyn Deibler, Deputy**