



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
DECEMBER 4, 2012**

STATE OF TEXAS)(
COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:42 A.M. on **TUESDAY, DECEMBER 4, 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 Commissioners' Court
Carolyn Deibler, Deputy County Clerk

1. Review and approval of minutes.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Minutes of the November 20, 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.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the payment of bills totaling \$4,396,167.77 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.**

Vice Chairman Tim Jones of the Clean Air Force of Central Texas and Jim Dillon of Liberty Hill 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 - 23)

5. **To discuss and take appropriate action on the approval of a Line Item Transfer for Fleet Division.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the Fleet Division:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0882-0882-003523</i>	<i>Parts</i>	<i>\$306.00</i>
<i>To</i>	<i>0882-0882-004416</i>	<i>Other Liability Insurance</i>	<i>\$306.00</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

6. Discuss and consider approving a line item transfer for the Sheriff's Office.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the Sheriff's Office:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0409-004998</i>	<i>Non Dept/Contingencies</i>	<i>\$1,000.00</i>
<i>To</i>	<i>0100-0560-004415</i>	<i>SO/Veh Ins Deductible</i>	<i>\$1,000.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

7. To discuss and take appropriate action on the approval of a Line Item Transfer for Department of Infrastructure.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a Line Item Transfer for the Department of Infrastructure:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0215-004231</i>	<i>Travel</i>	<i>\$ 1,288.70</i>
<i>To</i>	<i>0100-0215-003301</i>	<i>Fuel</i>	<i>\$ 500.00</i>
<i>To</i>	<i>0100-0215-004540</i>	<i>Maintenance & Repairs</i>	<i>\$ 500.00</i>
<i>To</i>	<i>0100-0215-004414</i>	<i>Insurance</i>	<i>\$ 288.70</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

8. Discuss and consider approving a line item transfer for Human Resources.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Human Resources:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0402-001100</i>	<i>F/T Salaries</i>	<i>\$4,500.00</i>
<i>To</i>	<i>0100-0402-001107</i>	<i>Temp Labor - Seasonal Help</i>	<i>\$4,500.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

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

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

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0454-001100</i>	<i>Salaries</i>	<i>\$386.93</i>
<i>To</i>	<i>0100-0454-001107</i>	<i>Temp Labor</i>	<i>\$386.93</i>

Aye: County Judge Dan A. Gattis

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

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

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Emergency Medical Services (EMS):

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0409-004998</i>	<i>Non Dept/Contingencies</i>	<i>\$1,000.00</i>
<i>To</i>	<i>0100-0540-004415</i>	<i>EMS/Veh Ins Deductible</i>	<i>\$1,000.00</i>

Aye: County Judge Dan A. Gattis

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

11. To discuss and consider approving a line item transfer for CSCD (Adult Probation).

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Community Supervision and Corrections Department (CSCD) Adult Probation:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0572-004999</i>	<i>Miscellaneous</i>	<i>\$ 276.00</i>
<i>To</i>	<i>0100-0572-003005</i>	<i>Furniture</i>	<i>\$ 276.00</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

12. **Acknowledge and enter into the official minutes of the Commissioners Court, that the Williamson County CSCD (Adult Probation) has filed its FY12 Statement of Financial Position with the Court. This is in pursuant to Section 140.004 of the Texas Local Government Code.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To acknowledge that the Williamson County Community Supervision and Corrections Department (CSCD) Adult Probation has filed its Fiscal Year 2012 Statement of Financial Position with the Court, pursuant to Section 140.004 of the Texas Local Government Code.

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

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

This item was pulled from the Agenda.

14. **Consider approving the Treasurer's Report on the Williamson County Finances for October 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 October 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

15. **Consider approving property tax collections for the month of October 2012 for the Williamson County Tax Assessor/Collector.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the property tax collections for the month of October 2012 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

- 16. Consider approving property tax refunds over \$2,500.00 for the month of October 2012 for the Williamson County Tax Assessor/Collector.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the property tax refunds over \$2,500.00 for the month of October 2012 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

- 17. Consider re-appointing Matthew Kirke Phillips to the Emergency Service District #2 Board for another two year term beginning on January 1, 2013.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To re-appoint Matthew Kirke Phillips to the Emergency Services District #2 Board for another two-year term beginning on January 1, 2013 and ending on 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

- 18. Consider re-appointing Thomas Nanninga to the Emergency Service District #2 Board for another two year term beginning on January 1, 2013.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To re-appoint Thomas Nanninga to the Emergency Services District #2 Board for another two-year term beginning on January 1, 2013 and ending on 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

19. Discuss and consider approval of preliminary plat for Teravista Sec 14A subdivision - Pct 3.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the preliminary plat for Teravista Section 14A subdivision - Precinct #3.

Aye: County Judge Dan A. Gattis

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

20. Discuss and consider approval of preliminary plat for McNutt subdivision - Pct 4.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the preliminary plat for the McNutt subdivision - Precinct #4.

Aye: County Judge Dan A. Gattis

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

21. Discuss and consider approval of final plat for the RJS Subdivision - Pct 3.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

Aye: County Judge Dan A. Gattis

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

22. Consider and take appropriate action on authorizing the release of funds for training registration from the Asset Forfeiture fund.

This item was pulled from the Agenda.

- 23. Consider and take appropriate action on authorizing the release of funds from the Asset Forfeiture budget line item for training purposes.**

This item was pulled from the Agenda.

REGULAR AGENDA

- 24. 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.

- 25. To discuss and consider establishing a burn ban for 30 days in Williamson County.**

Emergency Management Coordinator Jarred Thomas and Legal Advisor to Commissioners' Court Hal Hawes addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to sign a Burn Ban Order that prohibits outdoor burning for thirty (30) days and, if the County Judge determines that the circumstances present in the unincorporated areas of Williamson County no longer create a public safety hazard that would be exacerbated by outdoor burning, the County Judge is further authorized to terminate the Burn Ban prior to the expiration of said thirty (30) days.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 26. Discuss and take appropriate action on road bond program.**

Senior Director of Infrastructure Bob Daigh addressed the Court and invited everyone to the tremendous celebration for the Ribbon Cutting Ceremony for Chandler Road on December 30, 2012 at 1:30 p.m. at the western end of the existing section of Chandler Road that is open. No action was taken on this item.

- 27. 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.

28. **Consider and approve authorizing the County Judge to sign the CR 387 Rail Road crossing arm plan cover sheet. TxDOT job number 8300-00-014.**

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 authorize the County Judge to sign the County Road 387 Rail Road crossing arm plan cover sheet acknowledging the Texas Department of Transportation (TxDOT) Job Number 8300-00-014.

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. **Discuss and take appropriate action on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 23 in the amount of \$22,170.00 for providing electrical external disconnects as required.**

Facilities Director Gary Wilson addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: County Judge Dan A. Gattis

Motion: To approve the Emergency Services Operations Center building project P136; Vaughn Construction Change Order 23 in the amount of \$22,170.00 for providing electrical external disconnects as required.

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. 8 in the amount of \$30,000.00 for O'Connor Drive Extension, a Road Bond Project in Precinct One.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Change Order No. 8 in the amount of \$30,000.00 for O'Connor Drive Extension, a Road Bond Project in Precinct #4.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

31. **Consider approving Change Order No. 3 in the amount of \$2,219.14 for King of Kings Crossing, a Road Bond Project in Precinct One.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Change Order No. 3 in the amount of \$2,219.14 for King of Kings Crossing, 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

32. **Consider authorizing 2006 Road Bond transfer request per Mike Weaver, Road Bond Manager: transfer un-allocated funds (P-156) of \$8,350,000.00 to CR 110 (US 79-Limmer Loop P-260) \$500,000.00, CR 110 (Limmer Loop-CR 107 P-261) \$500,000.00, FM 1460 Phase 2 (P-262) \$2,000,000.00, Tradesman Dr UPRR Crossing (P-263) \$500,000.00, RM 620/Rail Road Bridge (P-264) \$100,000.00, CR 108 (US 79-Limmer Loop P-240) \$3,800,000.00, US 183/FM 1869 Intersection Imprv (P250) \$700,000.00, and US 183/Lakeline Blvd Int Imprv (P-252) \$250,000.00. Also, close and transfer \$1,150,000.00 from RM 1431 (P-186) to RM 1431/Parmer Lane Intersection (P-265).**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the 2006 Road Bond transfer of Unallocated Interest (P-156) of \$8,350,000.00 to County Road 110 (U.S. Highway 79-Limmer Loop P-260) \$500,000.00, County Road 110 (Limmer Loop-County Road 107 P-261) \$500,000.00, Farm-to-Market 1460 Phase 2 (P-262) \$2,000,000.00, Tradesman Drive Union Pacific Railroad (UPRR) Crossing (P-263) \$500,000.00, Ranch-to-Market 620/Rail Road Bridge (P-264) \$100,000.00, County Road 108 (US 79-Limmer Loop P-240) \$3,800,000.00, U.S. Highway 183/Farm-to-Market 1869 Intersection Improvement (P250) \$700,000.00, and U.S. Highway 183/Lakeline Boulevard Intersection Improvement (P-252) \$250,000.00; transfer \$1,150,000.00 from Ranch-to-Market 1431 (P-186) to Ranch-to-Market 1431/Parmer Lane Intersection (P-265) and close Ranch-to-Market 1431 (P-186).

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 County Judge to execute a Real Estate Contract with Michael D. Shell for ROW needed on SH 195. (PARCEL 220B)**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a Real Estate Contract with Michael D. Shell for Right-of-Way (ROW) needed on State Highway 195. (Parcel 220B)

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

34. Consider authorizing County Judge to execute a Letter Agreement with John and Debra Cahill for CTSUD and PEC Easements needed on SH195. (PARCEL 110)

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a Letter Agreement with John and Debra Cahill for Chisholm Trail Special Utility District (CTSUD) and Pedernales Electric Cooperative (PEC) Easements needed on State Highway 195. (Parcel 110)

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

35. Discuss and take appropriate action on the Community Development Block Grant program's Consolidated Annual Performance and Evaluation Report (CAPER).

Grants Coordinator Sally Bardwell addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the Community Development Block Grant program's 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

36. Discuss and take appropriate action on Water and Wastewater Service Contract Service by and between City of Round Rock and Williamson County, Texas for service to Southwest Williamson County Regional Park.

Director of Parks and Recreation Randy Bell addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the County Judge to execute the Water and Wastewater Service Contract Service by and between City of Round Rock and Williamson County, Texas for service to Southwest Williamson County Regional Park.

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. Discuss and take appropriate action on Agreement for Pass-Through Water and Wastewater Service [Williamson County Regional Park] by and between Vista Oaks Municipal Utility District and Williamson County, Texas.**

Director of Parks and Recreation Randy Bell addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the County Judge to execute the Agreement for Pass-Through Water and Wastewater Service [Williamson County Regional Park] by and between Vista Oaks Municipal Utility District and Williamson County, Texas.

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. Discuss and take appropriate action on JP 2 Juvenile Case Manager.**

Justice of the Peace Precinct #2 Edna Staudt addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Juvenile Case Manager program at the Justice of the Peace, 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

39. Discuss and take appropriate action regarding moving the position of Environmental Program Coordinator from under the Parks Department and costed to the Conservation Fund to the Department of Infrastructure in the General Fund and make any and all necessary changes to the county budget to do so.

This item was pulled from the Agenda.

40. Discuss and take appropriate action regarding moving the position of Air Grant Project Admin. from under the Parks Department to the Department of Infrastructure in the General Fund and make any and all necessary changes to the county budget to do so.

This item was pulled from the Agenda.

41. Discuss and take appropriate action on the status of the Central Texas Deferred Compensation Committee and the current contract with Nationwide, the County's deferred compensation plan provider.

Senior Director of Human Resources Lisa Zirkle, Nationwide Representative Miguel Figueroa, Legal Advisor to Commissioners' Court Hal Hawes, First Assistant County Auditor Julie Kiley, and Captain Mike Gleason of the Sheriff's Office addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To cancel the Agreement with the other cities but leave our committee in place to come back with recommendations on how we move forward with Nationwide.

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. Discuss and consider approval of Service Agreement with Arrow S3 to install phone system for Williamson County Justice Center and new Emergency Service Operations Center; State DIR contract # DIR-SDD-1510, not to exceed \$158,165.20.

Senior Director of Technology Services Jay Schade addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Service Agreement with Arrow S3 Shared Solutions and Services, Inc. to install phone system for the Williamson County Justice Center and the new Emergency Service Operations Center; State DIR contract # DIR-SDD-1510, not to exceed \$158,165.20.

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. **Consider awarding bids received for RM 620 Safety Improvements, bid #12IFB00036, contingent upon TxDOT concurrence, to the lowest and best bidder – CF Jordan Construction, LLC.**

Motion by: Commissioner Precinct 1 Lisa Birkman
Second by: Commissioner Precinct 3 Valerie Covey
Motion: To award bids received for Ranch-to-Market 620 Safety Improvements, Bid #12IFB00036, contingent upon Texas Department of Transportation (TxDOT) concurrence, to the lowest and best bidder – CF Jordan Construction, LLC.

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 consider approval of Supplemental Work Authorization No. 1 for the Berry Springs Park Dam – Phase II with Freese and Nichols, Inc.**

Motion by: Commissioner Precinct 1 Lisa Birkman
Second by: Commissioner Precinct 3 Valerie Covey
Motion: To approve the Supplemental Work Authorization No. 1 for the Berry Springs Park Dam – Phase II with Freese and Nichols, 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

45. **Discuss and take appropriate action on a modification to Exhibit E of Vaughn Construction's GMP Proposal.**

Facilities Director Gary Wilson addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey
Second by: Commissioner Precinct 1 Lisa Birkman
Motion: To approve a modification to Exhibit E of Vaughn Construction's Guaranteed Maximum Price (GMP) Proposal.

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. **Consider authorizing advertising and setting date of December 26, 2012 at 2:00pm in the Purchasing Department to receive bids for Signs and Delineators for Williamson County Road and Bridge Division, 13IFB00109.**

Purchasing Director Bob Space and Assistant to the Legal Advisor Lucille D'Elia addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To authorize advertising and set the date of December 26, 2012 at 2:00 p.m. in the Purchasing Department to receive proposals for Signs and Delineators for Williamson County Road and Bridge Division, Bid #13IFB00109.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

47. **Consider authorizing advertising and setting date of December 26, 2012 at 10:00am in the Purchasing Department to receive bids for Limestone Rock Asphalt for Williamson County Road and Bridge Division, 13IFB00117.**

Purchasing Director Bob Space and Assistant to the Legal Advisor Lucille D'Elia addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To authorize advertising and set the date of December 26, 2012 at 10:00 a.m. in the Purchasing Department to receive proposals for Limestone Rock Asphalt for Williamson County Road and Bridge Division, Bid #13IFB00117.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

48. **Consider authorizing advertising and setting date of December 26, 2012 at 10:00am in the Purchasing Department to receive bids for Aggregate for Williamson County Road and Bridge Division, 13IFB00115.**

Purchasing Director Bob Space and Assistant to the Legal Advisor Lucille D'Elia addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To authorize advertising and set the date of December 26, 2012 at 10:00 a.m. in the Purchasing Department to receive proposals for Aggregate for Williamson County Road and Bridge Division, Bid #13IFB00115.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 2 Cynthia Long (Absent from the Dais)

- 49. Consider declaring an emergency and approving a budget amendment from cash ending to acknowledge additional expenditures approved in the "Cash Reserve Drawdown Plan".**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a budget amendment from cash ending to acknowledge additional expenditures approved in the "Cash Reserve Drawdown Plan":

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0409-000777</i>	<i>Transfer To Capital Projects</i>	<i>\$7,328,668</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

- 50. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Juvenile Services.**

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 a budget amendment for Juvenile Services:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0576-004103</i>	<i>GISD Residential Services</i>	<i>\$32,346.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

51. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for unspent 2012 donation dollars for the Parks Department.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a budget amendment for unspent 2012 donation dollars for the Parks Department:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0510-003670</i>	<i>Use of Donations</i>	<i>\$10,486.47</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

52. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for various departments.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a budget amendment for various departments:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0475-004229</i>	<i>County Attorney/State Law Enforcement Training</i>	<i>\$1,277.61</i>
	<i>0100-0551-004229</i>	<i>Constable 1/State Law Enforcement Training</i>	<i>\$ 5,941.70</i>
	<i>0100-0552-004229</i>	<i>Constable 2/State Law Enforcement Training</i>	<i>\$ 1,466.61</i>
	<i>0100-0553-004229</i>	<i>Constable 3/State Law Enforcement Training</i>	<i>\$ 2,100.71</i>
	<i>0100-0554-004229</i>	<i>Constable 4/State Law Enforcement Training</i>	<i>\$ 2,124.28</i>
	<i>0100-0560-004229</i>	<i>Sheriff's Office/State Law Enforcement Training</i>	<i>\$19,795.67</i>
	<i>0100-0570-004229</i>	<i>County Jail/State Law Enforcement Training</i>	<i>\$20,939.43</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

53. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for unspent 2012 donation dollars for the Animal Shelter.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a budget amendment for unspent 2012 donation dollars for the Animal Shelter:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	0545-0545-003670	Use of Donations	\$123,278.26

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. 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 2012 Extra Duty and Voluntary Duty.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a budget amendment to acknowledge additional revenues for November 2012 Extra Duty and Voluntary Duty:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	0100-0000-341220	Vol Duty Revenue, Sheriff's Office	\$29,829.64
	0100-0000-341240	Ex Duty Revenue, Sheriff's Office	\$49,668.23
	0100-0000-341221	Revenue, Constable 1	\$ 4,090.81
	0100-0000-341222	Revenue, Constable 2	\$ 1,443.91
	0100-0000-341223	Revenue, Constable 3	\$ 7,363.09
	0100-0000-341224	Revenue, Constable 4	\$ 5,956.37
	0100-0000-341226	Revenue, Juvenile	\$ 2,188.23

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

55. 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 2012 Extra Duty and Voluntary Duty pay.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a budget amendment to acknowledge additional expenditures for November 2012 Extra Duty and Voluntary Duty pay:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	0100-0551-001117	Payroll, Const 1	\$1,520.00
	0100-0551-001118	Payroll, Const 1	\$1,917.40
	0100-0551-002010	FICA, Const 1	\$262.96
	0100-0551-002020	Retirement, Const 1	\$218.58
	0100-0551-002050	Worker's Comp, Const 1	\$171.87
	0100-0552-001117	Payroll, Const 2	\$70.00
	0100-0552-001118	Payroll, Const 2	\$1,100.43
	0100-0552-002010	FICA, Const 2	\$89.54
	0100-0552-002020	Retirement, Const 2	\$125.45
	0100-0552-002050	Worker's Comp, Const 2	\$58.52
	0100-0553-001117	Payroll, Const 3	\$6,536.25
	0100-0553-002010	FICA, Const 3	\$500.02
	0100-0553-002050	Worker's Comp, Const 3	\$326.81
	0100-0554-001117	Payroll, Const 4	\$5,287.50
	0100-0554-002010	FICA, Const 4	\$404.49
	0100-0554-002050	Worker's Comp, Const 4	\$264.38
	0100-0560-001117	Vol Duty, SO	\$21,346.58
	0100-0560-001118	Extra Duty, SO	\$40,038.89
	0100-0560-002010	FICA, SO	\$ 4,695.99
	0100-0560-002020	Retirement, SO	\$ 4,564.43
	0100-0560-002050	Worker's Comp, SO	\$ 3,069.27
	0100-0570-001117	Payroll, Jail	\$ 5,133.35
	0100-0570-002010	FICA, Jail	\$ 392.70
	0100-0570-002050	Worker's Comp, Jail	\$ 256.67
	0100-0576-001117	Payroll, Juv	\$ 1,942.50
	0100-0576-002010	FICA, Juv	\$ 148.60
	0100-0576-002050	Worker's Comp, Juv	\$ 97.13

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. Discuss and take appropriate action on Medicaid 1115 Waiver, including but not limited to Uncompensated Care (UC) and Delivery System Reform Incentive Payment (DSRIP) projects and related agreements.

No action was taken on this item.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:45 A.M. ON TUESDAY, DECEMBER 4, 2012.

57. 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.
 - j) Discuss proposed acquisition of property for right-of-way for the Pond Springs Rd. project.
 - k) Discuss proposed acquisition of property for right-of-way for future parkland in Precinct 2.
 - l) Discuss proposed acquisition of property for right-of-way for Neenah Dr.
 - m) Discuss proposed acquisition of property for right-of-way for Pearson Blvd.
 - n) Discuss proposed acquisition of property for right-of-way for FM 1460.
 - o) Discuss County owned real estate adjacent to and near Inner Loop, Georgetown, Texas
 - p) Discuss proposed acquisition/exchange of property along CR 417 and CR 414

No action was taken in Executive Session.

58. 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.
- o) Cause No. 12-0721-C277; W. Paul Reed et al. v. Williamson County et al.; In the District Court of Williamson County, Texas; 277th District Court
- p) Civil Action No. A12CV00543; Kevin Jones v. Williamson County and Williamson County Sheriff's Office; In the United States District Court for the Western District of Texas, Austin Division.
- q) Hot-Mix overlay contract and performance issues
- r) Complaints regarding the November 6, 2012 elections

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:56 A.M. ON TUESDAY, DECEMBER 4, 2012.

59. Discuss and take appropriate action on real estate.

No action was taken on this item.

- 60. 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.
- o) Cause No. 12-0721-C277; W. Paul Reed et al. v. Williamson County et al.; In the District Court of Williamson County, Texas; 277th District Court
- p) Civil Action No. A12CV00543; Kevin Jones v. Williamson County and Williamson County Sheriff's Office; In the United States District Court for the Western District of Texas, Austin Division.
- q) Hot-Mix overlay contract and performance issues
- r) Complaints regarding the November 6, 2012 elections

No action was taken on this item.

61. Comments from Commissioners.

Commissioner Covey expressed thanks to those that were involved in the Christmas celebrations at the Courthouse, on the Square, the live Nativity scene, the Parade, and the lights.

COMMISSIONERS' COURT ADJOURNED AT 11:59 A.M. ON TUESDAY, DECEMBER 4, 2012.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 11th day of December 2012.



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

By: Carolyn Deibler, Deputy