



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
JANUARY 15, 2013**

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

BE IT REMEMBERED that at 9:39 A.M. on TUESDAY, JANUARY 15, 2013, 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 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison

Absent: Commissioner Precinct 1 Lisa Birkman
County Clerk Nancy E. Rister

Others Present: Hal Hawes, Legal Advisor to Commissioners' Court
Carolyn Deibler, Deputy County Clerk
Marilyn Cavender, Executive Assistant County Clerk

1. Review and approval of minutes.

Motion by: Commissioner Precinct 2 Cynthia Long
Second by: Commissioner Precinct 3 Valerie Covey
Motion: To approve the Minutes of the Regular Session Meeting on Tuesday, January 8, 2013 and the Special Session Meeting on Thursday, January 10, 2013.

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

Other: Commissioner Precinct 1 Lisa Birkman (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 2 Cynthia Long

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the payment of bills totaling \$3,845,995.49 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 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

4. **Citizen comments.**

Jim Dillon of Liberty Hill addressed the Court.

CONSENT AGENDA

The Consent Agenda includes non-controversial and routine items that the Court may act on with one single vote. The Judge or a Commissioner may pull any item from the consent agenda in order that the court discuss and act upon it individually as part of the Regular Agenda. (Items 5 – 24)

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

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>0100-0402-001101</i>	<i>P/T Salaries 20-30 Hrs/Wk</i>	<i>\$15,664.57</i>
<i>To</i>	<i>0100-0402-001100</i>	<i>F/T Salaries</i>	<i>\$13,964.57</i>
<i>To</i>	<i>0100-0402-001107</i>	<i>Temp Labor - Seasonal Help</i>	<i>\$1,700.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison
Other: Commissioner Precinct 1 Lisa Birkman (Absent)

6. Discuss and consider approving a line item transfer for the Records Mgmt Fund.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the Records Management Fund:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0390-0390-004550</i>	<i>Rec Mgmt/Imaging</i>	<i>\$2,161.07</i>
<i>To</i>	<i>0390-0390-003006</i>	<i>Rec Mgmt/Office Equip</i>	<i>\$2,161.07</i>

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

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Road and Bridge:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0200-0210-003551</i>	<i>Base and Stabilizer</i>	<i>\$80,000.00</i>
<i>To</i>	<i>0200-0210-004991</i>	<i>Landfill</i>	<i>\$80,000.00</i>

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

8. To discuss and take appropriate action on the approval of a Line Item Transfer for Road and Bridge.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Road and Bridge:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0200-0210-003551</i>	<i>Base and Stabilizer</i>	<i>\$55,000.00</i>
<i>To</i>	<i>0200-0210-003558</i>	<i>Culverts & Bridge Lumber</i>	<i>\$55,000.00</i>

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

9. To discuss and take appropriate action on the approval of a Line Item Transfer for Road and Bridge.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Road and Bridge:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0200-0210-003551</i>	<i>Base and Stabilizer</i>	<i>\$20,000.00</i>
<i>To</i>	<i>0200-0210-004549</i>	<i>Signal Light Maintenance</i>	<i>\$20,000.00</i>

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

10. Discuss and consider approving a line item transfer for County Treasurer.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0497-004999</i>	<i>Miscellaneous</i>	<i>\$55.00</i>
<i>To</i>	<i>0100-0497-003900</i>	<i>Membership Dues</i>	<i>\$55.00</i>

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

11. Consider approving Justice of the Peace 4, December 2012 monthly report in compliance with Code of Criminal Procedure 103.005(b).

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve the Justice of the Peace, Precinct #4, December 2012 monthly report in compliance with the Code of Criminal Procedure 103.005(b).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the transfer of various equipment items through inter-office transfer, auction, donation, destruction, or trade-in.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

- 13. Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 1 to acknowledge allowance of \$50,000 in the contract.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 1 to acknowledge allowance of \$50,000.00 in the contract.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

- 14. Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 2 for a credit in the amount of \$273.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 2 for a credit in the amount of \$273.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

15. **Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 3 in the amount of \$14,600.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 3 in the amount of \$14,600.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

16. **Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 4 in the amount of \$1,708.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 4 in the amount of \$1,708.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

17. **Acknowledge the County Engineer's adoption of a multi-way stop sign at the intersection of Dayflower Trace at Old Mill Road, a multi-way stop sign at the intersection of Maritime Way at Great Oaks Drive, and setting a speed limit of 30 MPH on Old Mill Road from the city limits of Cedar Park westward to Little Elm Trail.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the County Engineer's adoption of a multi-way stop sign at the intersection of Dayflower Trace at Old Mill Road, a multi-way stop sign at the intersection of Maritime Way at Great Oaks Drive, and setting a speed limit of 30 miles per hour (MPH) on Old Mill Road from the city limits of Cedar Park westward to Little Elm Trail.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

18. **Acknowledge report on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 25 in the amount of \$9,115.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 25 in the amount of \$9,115.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

19. **Acknowledge report on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 26 in the amount of \$3,597.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 26 in the amount of \$3,597.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

20. **Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 5 in the amount of \$1,987.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 5 in the amount of \$1,987.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

21. **Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 6 in the amount of \$940.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 6 in the amount of \$940.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

22. Acknowledge report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 7 in the amount of \$319.00.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge the report on Tax Office Remodel building project P141; Bartlett Cocke General Contractors Change Order 7 in the amount of \$319.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

23. Discuss and consider approval of amended plat for Vineyard at Florence Sec 1 Lots 147 & 148 - Pct 3.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve the amended plat for the Vineyard at Florence, Section 1, Lots 147 and 148 - Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

24. Discuss and consider approval of Replat of Lots 47 & 48 Block C Woods of Brushy Creek Sec 6 Ph1 - Pct 1.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve the Replat of Lots 47 and 48, Block C in the Woods of Brushy Creek, Section 6, Phase 1 - Precinct #1.

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

REGULAR AGENDA

25. **Hear presentation on Williamson County Habitat Conservation Plan tax benefit financing.**

Director of Environmental Programs for Parks Department Gary Boyd and Chief Deputy for Tax Assessor/Collector Larry Gaddes addressed the Court. No action was taken on this item.

26. **Hear the 2012 Construction Summary Report for Road Bond and Pass Through Financing Projects.**

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

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

No action was taken on this item.

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

No action was taken on this item.

29. **Discuss and take appropriate action on the approval of an Interlocal Agreement between Williamson County and City of Granger to remove debris and large vegetation that is reducing the channel flow capacity of a storm water channel.**

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 an Interlocal Agreement between Williamson County and the City of Granger to remove debris and large vegetation that is reducing the channel flow capacity of a storm water channel.

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

30. **Discuss and take appropriate action on Emergency Services Operations Center building project P136; Vaughn Construction Change Order 27 in the amount of \$15,487.00 for an additional operator to the South Gate.**

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 Emergency Services Operations Center building project P136; Vaughn Construction Change Order 27 in the amount of \$15,487.00 for an additional operator to the South Gate.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

31. **Discuss and consider approving Surveying And Mapping, Inc. (SAM) Professional Service Agreement (PSA) for "As-Needed" surveying and SUE work.**

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 Surveying And Mapping, Inc. (SAM) Professional Service Agreement (PSA) for "as-needed" surveying and Subsurface Utility Engineering (SUE) work.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

32. **Discuss and consider approving Kimley-Horn & Associates, Inc. Professional Service Agreement (PSA) for the CR 110 (Limmer Loop-CR 107) project.**

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 Kimley-Horn & Associates, Inc. Professional Service Agreement (PSA) for the County Road 110 (Limmer Loop - County Road 107) project.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

33. **Discuss and consider approving RW Armstrong & Associates, Inc. Professional Service Agreement (PSA) for the CR 110 (US 79-Limmer Loop) project.**

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 RW Armstrong & Associates, Inc. Professional Service Agreement (PSA) for the County Road 110 (U.S. Highway 79 - Limmer Loop) project.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

34. **Discuss and consider approving HNTB Corporation Supplemental #7 to their On-Call Engineering & Environmental Professional Service Agreement (PSA).**

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 Howard, Needles, Tammen & Bergendoff (HNTB) Corporation Supplemental #7 to their On-Call Engineering & Environmental Professional Service Agreement (PSA).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

35. **Consider approving the "Notice of Intent (NOI) for Stormwater Discharges Associated with Construction Activity" for RM 620 Safety Improvements, a Road Bond Project in Precinct One.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the "Notice of Intent (NOI) for Stormwater Discharges Associated with Construction Activity" for Ranch-to-Market (RM) 620 Safety Improvements, a Road Bond Project in Precinct #1.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

36. Consider authorizing County Judge to execute a Letter Agreement with John Wakefield for a PEC Easement needed on SH 195. (Wakefield Tract)

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the County Judge to execute a Letter Agreement with John Wakefield for a Pedernales Electric Cooperative (PEC) Easement needed on State Highway 195. (Wakefield Tract)

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

37. Discuss and consider approving a contract renewal for the Law Library.

This item was pulled from the Agenda.

38. Discuss and take action in designating a Title VI Coordinator.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To designate Lucille D'Elia as Title VI Coordinator.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

39. Discuss and take appropriate action regarding an Intergovernmental Agreement with Williamson County to specify that the Williamson County Treasurer as the Certified Investment Officer for Williamson County will invest designated Williamson County District Attorney funds.

County Treasurer Vivian Wood 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 an Intergovernmental Agreement with Williamson County to specify that the Williamson County Treasurer as the Certified Investment Officer for Williamson County will invest designated Williamson County District Attorney funds.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

40. Discuss and consider approving Rental Agreement with Applied Concepts for Stalker Radar units for the Sheriff's Office as per HGAC contract # EF04-11.

Purchasing Director Bob Space, Legal Advisor to Commissioners' Court Hal Hawes, and Financial Analyst at the Sheriff's Office Kurt Showalter addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve the Rental Agreement with Applied Concepts for Stalker Radar units for the Sheriff's Office as per the Houston-Galveston Area Council (H-GAC) Contract #EF04-11.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

41. Consider approving Change Order 01 with Ford Audio-Video in the amount of \$2,961 for the new Emergency Services Operations Center building.

Purchasing Director Bob Space and Facilities Director Gary Wilson addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve Change Order 01 with Ford Audio-Video in the amount of \$2,961.00 for the new Emergency Services Operations Center building.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

42. **Discuss and consider approval of the Sole Source Agreement for Construction Services with Willo Products Company Inc. for EM-1 locking devices in Williamson County Jail.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Sole Source Agreement for Construction Services with Willo Products Company, Inc. for EM-1 locking devices in the Williamson County Jail.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

43. **Consider awarding bids received for IFB#13IFB00117 Limestone Rock Asphalt to the low bid meeting specifications, JAE Construction Inc.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To award bid for IFB #13IFB00117 Limestone Rock Asphalt to the low bid meeting specifications - JAE Construction, Inc., beginning January 15, 2013 and ending January 14, 2014.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

44. **Consider approving the purchasing cooperative interlocal agreement between Williamson County and the Brazos Valley Council of Governments for the purpose of participation in the cooperative purchasing program referred to as the Purchasing Solutions Alliance or PSA.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve the Interlocal Purchasing Agreement between Williamson County and the Brazos Valley Council of Governments (BVCOG) for the purpose of participation in the cooperative purchasing program referred to as the Purchasing Solutions Alliance (PSA).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

45. **Consider awarding bid received for IFB #13IFB00115 Aggregate Item # 1&2 to the low bid meeting specifications, Superior Crushed Stone, LC., and rejecting item# 3 due to no responsive bid received.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To award bid received for IFC #13IFB00115 Aggregate Item #1 and 2 to the low bid meeting specifications - Superior Crushed Stone, LC., beginning January 15, 2013 and ending January 14, 2014; and rejecting Item #3 due to no responsive bid received.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

46. **Consider awarding bids received for IFB# 13IFB00109 Signs and Delineators to the lowest and best bids meeting specifications, Garden State Highway Products and Safelane Traffic Supply (detailed list attached)**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To award bids received for IFB #13IFB00109 Signs and Delineators to the lowest and best bids meeting specifications as follows: Garden State Highway Products - Items #2, 4, 5, 6, 8, and 10 and Safelane Traffic Supply - Items #1, 3, 7, 8, 9, 11, and 12; beginning January 15, 2013 and ending January 14, 2014.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

47. **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 EMS department.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for unspent 2012 donation dollars for the Emergency Medical Services (EMS) department:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0540-003670</i>	<i>Use of Donations</i>	<i>\$131.67</i>

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

48. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for EMS Donations.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Emergency Medical Services (EMS) Donations:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0000-367401</i>	<i>EMS Donations</i>	<i>\$100.00</i>

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

49. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of EMS Donations.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Emergency Medical Services (EMS) Donations:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0540-003670</i>	<i>Use of Donations</i>	<i>\$100.00</i>

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

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

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for Park Donations:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0000-367403</i>	<i>Park Donations</i>	<i>\$862.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

51. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Park Donations.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of Park Donations:

<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>\$862.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 1 Lisa Birkman (Absent)

52. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for the Sheriff's Office.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for the Sheriff's Office:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0000-370515</i>	<i>TDH Monitoring Fees</i>	<i>\$36,000.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Ron Morrison
Other: Commissioner Precinct 1 Lisa Birkman (Absent)

53. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of funds for the Sheriff's Office.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge use of funds for the Sheriff's Office:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	<i>0100-0560-001110</i>	<i>Overtime</i>	<i>\$27,273.60</i>
	<i>0100-0560-002010</i>	<i>FICA</i>	<i>\$ 2,754.00</i>
	<i>0100-0560-002020</i>	<i>Retirement</i>	<i>\$ 4,172.40</i>
	<i>0100-0560-002050</i>	<i>Worker's Comp</i>	<i>\$ 1,800.00</i>

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

54. 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 10:26 A.M. ON TUESDAY, JANUARY 15, 2013.

55. 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.

No action was taken in Executive Session.

- 56. 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 11:18 A.M. ON TUESDAY, JANUARY 15, 2013.

57. Discuss and take appropriate action on real estate.

No action was taken on this item.

58. 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.

59. Comments from Commissioners.

Judge Gattis reminded everyone that the Burn Ban was lifted on Tuesday, January 8, 2013.

COMMISSIONERS' COURT ADJOURNED AT 11:18 A.M. ON TUESDAY, JANUARY 15, 2013.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 22nd day of January 2013.



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

By: Carolyn Deibler, Deputy