



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING  
JANUARY 29, 2013**

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

**BE IT REMEMBERED** that at 9:33 A.M. on **TUESDAY, JANUARY 29, 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 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 2 Cynthia Long  
Second by: Commissioner Precinct 1 Lisa Birkman  
***Motion: To approve the Minutes of the January 22, 2013 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 \$2,618,291.07 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.**

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 – 14 )

5. **Discuss and take appropriate action regarding line item transfer for County Attorneys office.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for the County Attorney's office:***

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
<b><i>From</i></b>	<b><i>0100-0475-004902</i></b>	<b><i>Legislative Money</i></b>	<b><i>\$450.00</i></b>
<b><i>To</i></b>	<b><i>0100-0475-004705</i></b>	<b><i>Pre-employment screening</i></b>	<b><i>\$450.00</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 Williamson County Regional Animal Shelter.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for the Williamson County Regional Animal Shelter:***

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
<b><i>From</i></b>	<b><i>0545-0545-003670</i></b>	<b><i>Use of Donations</i></b>	<b><i>\$1,000.00</i></b>
<b><i>To</i></b>	<b><i>0545-0545-003510</i></b>	<b><i>Purchases for Resale</i></b>	<b><i>\$1,000.00</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

7. To discuss and consider approving a line item transfer for JP2 to move funds to the Temp Labor-Seasonal Help line item.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a line item transfer for the Justice of the Peace, Precinct #2:***

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
<b><i>From</i></b>	<b><i>0100-0452-001101</i></b>	<b><i>P/T Salaries 20-30 Hrs/Wk</i></b>	<b><i>\$653.50</i></b>
<b><i>To</i></b>	<b><i>0100-0452-001107</i></b>	<b><i>Temp-Labor-Seasonal Help</i></b>	<b><i>\$653.50</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

8. To note in minutes Certificate of Completion of Continuing Education hours for 2012 for County Clerk Nancy E. Rister.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To acknowledge that County Clerk Nancy E. Rister has achieved the requisite 20 hours of training for 2012, as prescribed in Section 51.605 of the Texas 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

9. **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 1 Lisa Birkman

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve property tax collections for the month of December 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

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

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

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve the Treasurer's Report on the Williamson County Finances for December 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

- 13. Acknowledge and enter into the official minutes of the Commissioner's Court the line item transfers from merit pool monies to various departments approved by the Budget Office from October 2012 through December 2012.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To acknowledge the line item transfers from Merit Pool monies to various departments approved by the Budget Office from October 2012 through December 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

- 14. Discuss and consider approval of replat of Lot 5 Glen Oak - Pct 2.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve the replat of Lot 5 Glen Oaks - 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**

- 15. Presentation of audit of Williamson County Official Public Records for potentially fraudulent documents.**

County Clerk Nancy E. Rister, Paralegal and Legal Research Analyst Dave Krieger of Dallas, and Lawyer David Rogers of Pflugerville addressed the Court. No action was taken on this item.

- 16. To discuss and take appropriate action on the Department of Infrastructures project's and issues update.**

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

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

Senior Director of Infrastructure Bob Daigh addressed the Court and invited everyone to the groundbreaking ceremony for Interstate Highway 35 Northbound Frontage Road at Blue Springs and the access road on January 31, 2013 at 10:00 a.m.

**18. Discuss and take appropriate action on TxDOT Advance Funding Agreement (AFA) for Williamson County IH 35 at RM 2243 asphalt concrete overlay (ACP). TxDOT CSJ 0015-09-170**

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 a Texas Department of Transportation (TxDOT) Advance Funding Agreement (AFA) Control Section Job (CSJ) 0015-09-170 for Williamson County Interstate Highway 35 at Ranch-to-Market 2243 Asphalt Concrete Overlay Project (ACP).***

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 take appropriate action on Resolution for TxDOT Advance Funding Agreement for Williamson County IH 35 at RM 2243 asphalt concrete overlay (ACP). TxDOT CSJ 0015-09-170.**

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 Resolution for a Texas Department of Transportation (TxDOT) Advance Funding Agreement Control Section Job (CSJ) 0015-09-170 for Williamson County Interstate Highway 35 at Ranch-to-Market 2243 Asphalt Concrete Overlay Project (ACP).***

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 granting a variance to the 25' building setback line according to the Williamson County Subdivision Regulations, Section 8, Building Setbacks, for Sendero Springs, Section 7, Block R Lots 1, 18-29, and Block S Lots 3,4, 16-21, and 45, a total of 22 lots - Pct 1.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To grant a variance to the 25' building setback line according to the Williamson County Subdivision Regulations, Section 8, Building Setbacks, for Sendero Springs, Section 7, Block R Lots 1, 18-29, and Block S Lots 3,4, 16-21, and 45, a total of 22 lots - 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

21. **Discuss and consider approval of final plat for Sendero Springs Sec 7 subdivision - Pct 1.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve the final plat for Sendero Springs Section 7 subdivision - 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

22. **To discuss and approve Granger Tower Lease with tenant Skybeam, INC.**

Wireless Communications Manager Catherine Roberts addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve the Granger Radio Tower Lease Agreement with Skybeam, 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

23. **I would like to submit the following 2012 Racial Profiling report for approval as required by the Criminal Code of Procedure Articles 2.133 and 2.134.**

This item was pulled from the Agenda.

24. **Discuss and take action on appointing Erich Wallschlaeger to a three year term as a Citizen's Member to the Williamson County Audit Committee.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To appoint Erich Wallschlaeger as a Citizen's Member to the Williamson County Audit Committee for a three-year term from January 29, 2013 to June 30, 2015.***

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

25. **Discuss and take action on reappointing Kellie Bolin to a three year term as a Citizen's Member to the Williamson County Audit Committee.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To re-appoint Kellie Bolin as a Citizen Member of the Williamson County Audit Committee for a three-year term from January 29, 2013 to June 30, 2015.***

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 action on the implementation of a burn ban for Williamson County for a period not to exceed 90 days and to authorize the County Judge to lift the ban when drought conditions improve or the threat of uncontrolled wildfire has decreased.**

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

27. **Consider authorizing the County Judge to sign the FY13 Emergency Management Performance Grant Application documents; TDEM-17 (Fiscal Year 2013 Emergency Management Performance Grant Application), TDEM-66 (Fiscal Year 2013 EMPG Staffing Pattern), TDEM-67 (Fiscal Year 2013 Application for Federal Assistance), and FEMA 20-16 (Summary Sheet for Assurances and Certifications).**

Motion by: Commissioner Precinct 2 Cynthia Long



Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To authorize the County Judge to sign the Fiscal Year 2013 Emergency Management Performance Grant (EMPG) Application documents: Texas Division of Emergency Management-17 (TDEM) - Fiscal Year 2013 EMPG Application, TDEM-66 - Fiscal Year 2013 EMPG Staffing Pattern, TDEM-67 - Fiscal Year 2013 Application for Federal Assistance, and Federal Emergency Management Agency 20-16 (FEMA) - Summary Sheet for Assurances and Certifications.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

- 28. Discuss and take appropriate action on the submittal of the completed FY13 Emergency Management Performance Grant Application packet to the Texas Division of Emergency Management.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve the submittal of the completed Fiscal Year 2013 Emergency Management Performance Grant Application packet to the Texas Division of Emergency Management.***

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 funding for administrative functions of the Low Income Repair, Rehabilitation, and Replacement Assistance Program (LIRAP) for the period 2/1/13 through 9/1/13.**

Director of Environmental Programs for Parks Department Gary Boyd and First Assistant County Auditor Julie Kiley addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 4 Ron Morrison

***Motion: To approve funding for administrative functions of the Low Income Repair, Rehabilitation, and Replacement Assistance Program (LIRAP) for the period February 1, 2013 through September 1, 2013; with the stipulation that it be reviewed in the next 60 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

30. **Discuss and consider approving a Consulting Services Agreement with CedarCrestone, Inc. for Application Management Services for the Williamson County I.T. Department, not to exceed \$56,000.**

Senior Director of Technology Services Jay Schade addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: County Judge Dan A. Gattis

***Motion: To approve a Consulting Services Agreement with CedarCrestone, Inc. for Application Management Services for the Williamson County Information Technology Department, not to exceed \$56,000.00.***

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

31. **Discuss and take appropriate action on extending Williamson County Bid#12IFB00012 for Flex Base for Williamson County with Industrial Asphalt & Aggregate (formerly RTI Hot Mix) for the same pricing, terms and conditions as the existing contract.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 4 Ron Morrison

***Motion: To approve extending Williamson County Bid#12IFB00012 for Flex Base with Industrial Asphalt & Aggregate (formerly RTI Hot Mix) for the same pricing, terms, and conditions as the existing contract, for a period beginning February 1, 2013 through January 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

32. **Discuss and consider approving a line item transfer for the Debt Service Fund.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve a line item transfer for the Debt Service Fund:***

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
<b><i>From</i></b>	<b><i>0600-0600-006615</i></b>	<b><i>Series 2004-Interest Payment</i></b>	<b><i>\$1,304,200.00</i></b>
<b><i>From</i></b>	<b><i>0600-0600-006616</i></b>	<b><i>Series 2004A-Interest Payment</i></b>	<b><i>\$ 158,250.00</i></b>
<b><i>To</i></b>	<b><i>0600-0600-004099</i></b>	<b><i>Bond Issuance Costs</i></b>	<b><i>\$ 168,333.22</i></b>
<b><i>To</i></b>	<b><i>0600-0600-006234</i></b>	<b><i>'12 Taxable Ref - Princ</i></b>	<b><i>\$ 840,000.00</i></b>

To	0600-0600-006634	'12 Taxable Ref - Int	\$ 454,116.78
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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 an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the Debt Service Fund.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the Debt Service Fund:***

From/To	Acct No.	Description	Amount
	0600-0000-370400	Proceeds fm Bond/CO Issuances	\$32,895,000.00
	0600-0000-370401	Premium fm Bond/CO Issuances	\$163,591.20

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

34. **Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for the Debt Service Fund.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for the Debt Service Fund:***

From/To	Acct No.	Description	Amount
	0600-0600-004098	Pymt to Refunding Escrow Agent	\$32,711,142.12
	0600-0600-004099	Bond Issuance Costs	\$ 188,615.86

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. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for January 2013 Extra Duty and Voluntary Duty.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for January 2013 Extra Duty and Voluntary Duty:***

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
	0100-0000-341220	Vol Duty Revenue, SO	\$17,186.34
	0100-0000-341240	Ex Duty Revenue, SO	\$26,699.43
	0100-0000-341221	Revenue, Const 1	\$ 3,349.84
	0100-0000-341222	Revenue, Const 2	\$ 697.37
	0100-0000-341223	Revenue, Const 3	\$ 2,179.78
	0100-0000-341224	Revenue, Const 4	\$ 2,379.73
	0100-0000-341226	Revenue, Juv	\$ 506.93

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Ron Morrison

36. Consider an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for January 2013 Extra Duty and Voluntary Duty pay.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional expenditures for January 2013 Extra Duty and Voluntary Duty pay:***

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
	0100-0551-001117	Payroll, Const 1	\$ 1,900.00
	0100-0551-001118	Payroll, Const 1	\$ 975.00
	0100-0551-002010	FICA, Const 1	\$ 219.94
	0100-0551-002020	Retirement, Const 1	\$ 111.15
	0100-0551-002050	Worker's Comp, Const 1	\$ 143.75
	0100-0552-001118	Payroll, Const 2	\$ 562.17
	0100-0552-002010	FICA, Const 2	\$ 43.01
	0100-0552-002020	Retirement, Const 2	\$ 64.09

	0100-0552-002050	Worker's Comp, Const 2	\$ 28.11
	0100-0553-001117	Payroll, Const 3	\$ 1,935.00
	0100-0553-002010	FICA, Const 3	\$ 148.03
	0100-0553-002050	Worker's Comp, Const 3	\$ 96.75
	0100-0554-001117	Payroll, Const 4	\$ 2,112.50
	0100-0554-002010	FICA, Const 4	\$ 161.61
	0100-0554-002050	Worker's Comp, Const 4	\$ 105.63
	0100-0560-001117	Vol Duty, SO	\$12,748.26
	0100-0560-001118	Extra Duty, SO	\$21,523.10
	0100-0560-002010	FICA, SO	\$ 2,621.76
	0100-0560-002020	Retirement, SO	\$ 2,453.63
	0100-0560-002050	Worker's Comp, SO	\$ 1,713.57
	0100-0570-001117	Payroll, Jail	\$ 2,508.15
	0100-0570-002010	FICA, Jail	\$ 191.87
	0100-0570-002050	Worker's Comp, Jail	\$ 125.41
	0100-0576-001117	Payroll, Juv	\$ 450.00
	0100-0576-002010	FICA, Juv	\$ 34.43
	0100-0576-002050	Worker's Comp, Juv	\$ 22.50

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 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.

38. **Discuss and take appropriate action on letter of legislative priorities for the 83rd Texas Legislature.**

Kathy Pierce, Executive Assistant to Commissioner of Precinct #2 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 the Legislative Priority Letter.**

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 10:54 A.M. ON  
TUESDAY, JANUARY 29, 2013.**

- 39. 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 county owned real estate adjacent to Williams Drive, Georgetown, Texas.**

No action was taken in Executive Session.

- 40. 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 11:26 A.M. ON TUESDAY, JANUARY 29, 2013.**

**41. Discuss and take appropriate action on real estate.**

No action was taken on this item.

- 42. 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.

**43. Comments from Commissioners.**

**Commissioner Covey** introduced her new staff member Debra Babcock.

**COMMISSIONERS' COURT ADJOURNED AT 11:26 A.M. ON TUESDAY, JANUARY 29, 2013.**



**THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 5th day of February 2013.**



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

**By: Carolyn Deibler, Deputy**