



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
JANUARY 19, 2016**

STATE OF TEXAS)(
COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:41 A.M. on **TUESDAY, JANUARY 19, 2016**, 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 C. Hawes, General Counsel to Williamson County Commissioners' Court
Stan O. Springerley, Assistant General Counsel to Williamson County Commissioners' Court
Carolyn Deibler, Deputy County Clerk

1. Review and approval of minutes.

Motion by: Commissioner Precinct 1 Lisa Birkman
Second by: Commissioner Precinct 3 Valerie Covey
Motion: To approve the Minutes of the January 12, 2016 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 Lead Nathan Zinsmeyer addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To authorize the payment of bills totaling \$2,482,415.31 from the computer printout, Addendum, Wire Transfer, Quick Check Report, and electronic benefit payments 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.

There were no comments.

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 – 26)

5. Acknowledge and enter into the officials minutes of the Commissioner's Court the line item transfers from merit pool monies to various departments approved by the Budget Office from October 2015 - December 2015.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge and enter into the officials minutes of the Commissioner's Court the line item transfers from merit pool monies to various departments approved by the Budget Office from October 2015 - December 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

6. Discuss, consider and take any appropriate action regarding acceptance of 2015 Racial Profiling Report pursuant to Art. 2.133 & 2.134 of the Tex. Code of Crim. Proc. from Constable's Office, Pct. 1.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve Constable Precinct #1 Racial Profiling report for 2015 in compliance with Texas Code of Criminal Procedures Articles 2.133 and 2.134.

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. Consider approving Constable Pct. 3 Racial Profiling Report for 2015.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve Constable Precinct #3 Racial Profiling report for 2015 in compliance with Texas Code of Criminal Procedures Articles 2.133 and 2.134.

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, consider and take appropriate action to approve Justice of the Peace, Pct. 4, December 2015 Monthly Report in compliance with Code of Crim. Proc. § 103.005.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve Justice of the Peace Precinct #4 December 2015 Monthly Report in compliance with code of Criminal Procedure 103.005(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

9. **Discuss, consider and take appropriate action on approving property tax collections for the month of December 2015 for the Williamson County Tax Assessor/Collector.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve property tax collections for the month of December 2015 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

10. **Discuss, consider and take appropriate action on approving property tax refunds over \$2,500.00 for the month of December 2015 for the Williamson County Tax Assessor/Collector.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve property tax refunds over \$2,500.00 for the month of December 2015 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. **Receive and acknowledge Work Authorization No. 1 under Williamson County Contract for Engineering Services between Kimley-Horn and Associates and Williamson County dated September 3, 2015 for On Call Traffic Engineering Services for Williamson County Road and Bridge.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To receive and acknowledge Work Authorization No. 1 under Williamson County Contract for Engineering Services between Kimley-Horn and Associates and Williamson County dated September 3, 2015 for On Call Traffic Engineering Services for Williamson County Road and Bridge.

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 report on Williamson County Expo Center building project P418; Flintco, LLC Change Order 03 for a credit to Buyout Savings in the amount of \$12,513.00.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To acknowledge report on Williamson County Expo Center building project P418; Flintco, LLC Change Order 03 for a credit to Buyout Savings in the amount of \$12,513.00.

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

- 13. Discuss, consider and take appropriate action on appointment of Kirk Lowe to the ESD #4 Board of Directors, Place 5, for the term January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Kirk Lowe to the Emergency Services District (ESD) #4 Board of Directors Place 5 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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, consider and take appropriate action on reappointment of Sandra Taylor to the ESD #4 Board of Directors, Place 4, for the term January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To re-appoint Sandra Taylor to the Emergency Services District (ESD) #4 Board of Directors Place 4 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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. **Discuss, consider and take appropriate action on appointment of Daniel W. Martillotti for a two-year term filling Place #1 of the ESD #12 Board of Directors for a term of January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Daniel W. Martillotti to the Emergency Services District (ESD) #12 Board of Directors Place #1 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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. **Discuss, consider and take appropriate action on appointment of Kurt Michael Prossner for a two-year term filling Place #2 of the ESD #12 Board of Directors for a term of January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Kurt Michael Prossner to the Emergency Services District (ESD) #12 Board of Directors Place #2 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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. **Discuss, consider and take appropriate action on appointment of Anthony Clark for a two-year term filling Place #3 on the ESD #12 Board of Directors for a term of January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Anthony Clark to the Emergency Services District (ESD) #12 Board of Directors Place #3 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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. **Discuss, consider and take appropriate action on appointment of Les Hood for a two-year term filling Place #1 of the ESD #11 Board of Directors for a term of January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Les Hood to the Emergency Services District (ESD) #11 Board of Directors Place #1 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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, consider and take appropriate action on appointment of Denise Ross for a two-year term filling Place #2 of the ESD #11 Board of Directors for a term of January 1, 2016 to December 31, 2017.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Denise Ross to the Emergency Services District (ESD) #11 Board of Directors Place #2 for a two-year term beginning January 1, 2016 and ending December 31, 2017.

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, consider and take appropriate action on appointment of Doris A. Rapp for a two-year term filling Place #5 of the ESD #11 Board of Directors for a term of January 1, 2015 to December 31, 2016.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To appoint Doris A. Rapp to the Emergency Services District (ESD) #11 Board of Directors Place #5 for a two-year term beginning January 1, 2015 and ending December 31, 2016.

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, consider, and take appropriate action regarding revised Schedule 1 for Contract DIR-TSO-2699 with Arrow System Integration for Avaya phone system maintenance for FY2016 under same price and terms as FY2015.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve revised Schedule 1 for Contract DIR-TSO-2699 with Arrow System Integration for Avaya phone system maintenance for Fiscal Year (FY) 2016 under same price and terms as Fiscal Year (FY) 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

22. ***Discuss, consider, and take appropriate action on authorizing the disposal of various county assets through auction, including (1) Misc. Cubicle Walls & Parts, (5) 4- Drawer File Cabinets, (2) Tall Gym Lockers, (1) Astec Self Contained Chemical Fume Hood, (1) Metal Detector, (8) Desks, (17) Staples (Manual and Electric), (10) Keyboards, (11) Mouse, (1) Microwave, (3) Calculators, (7) 2-Draw File Cabinets, (3) Printers, (1) Typewriter, (12) Desktop Towers, (7) Monitors, (9) Scanners, (7) 2-Hole Punches, (1) 3-Hole Punch, (1) Pencil Sharpener, (1) Misc Office Supplies, (4) Boxes Plastic Desk Trays, (3) Foot Rest, (1) Keyboard Rest, (18) Chairs (Rollings & Non-Rolling), (5)***

Bookcases, (1) 8-Foot Table, (1) Refrigerator, (See Attachment) Single Site 2 Channel Analog Equipment, (See Attachment) 4 Site Microwave Equipment, (See Attachment) Misc Communication Equipment, (Complete List Attached) pursuant to Tex. Local Gov't Code §263.152.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To authorize disposal of various county assets through auction, including (1) Misc. Cubicle Walls & Parts, (5) 4- Drawer File Cabinets, (2) Tall Gym Lockers, (1) Astec Self Contained Chemical Fume Hood, (1) Metal Detector, (8) Desks, (17) Staples (Manuel and Electric), (10) Keyboards, (11) Mouse, (1) Microwave, (3) Calculators, (7) 2-Draw File Cabinets, (3) Printers, (1) Typewriter, (12) Desktop Towers, (7) Monitors, (9) Scanners, (7) 2-Hole Punches, (1) 3-Hole Punch, (1) Pencil Sharpener, (1) Misc Office Supplies, (4) Boxes Plastic Desk Trays, (3) Foot Rest, (1) Keyboard Rest, (18) Chairs (Rollings & Non-Rolling), (5) Bookcases, (1) 8-Foot Table, (1) Refrigerator, (See Attachment) Single Site 2 Channel Analog Equipment, (See Attachment) 4 Site Microwave Equipment, (See Attachment) Misc Communication Equipment (Complete List Attached); pursuant to Texas Local Government Code § 263.152.

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. Discuss, consider and take appropriate action on a line item transfer for the Tax Assessor Collector's Office.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for the Tax Assessor/Collector:

From/To	Acct No.	Description	Amount
From	0100-0499-004505	Software maintenance	\$1,535.00
To	0100-0499-004500	Hardware maintenance	\$1,535.00

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

24. Discuss, consider and take appropriate action on a line item transfer for Commissioner Precinct #2.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Ron Morrison

Motion: To approve a line item transfer for Commissioner Precinct #2:

From/To	Acct No.	Description	Amount
From	0100-0212-004231	Comm Pct2/Travel	\$4,185.72
From	0100-0212-003100	Comm Pct2/Office Supplies	\$200.00
From	0100-0212-003120	Comm Pct2/Printer Supplies	\$220.00
From	0100-0212-003901	Comm Pct2/Publications	\$200.00
From	0100-0212-004212	Comm Pct2/Postage	\$150.00
From	0100-0212-004350	Comm Pct2/Printed Mtls	\$200.00
From	0100-0212-004999	Comm Pct2/Misc	\$300.00

To	0100-0212-001100	Comm Pct2/Salaries	\$5,455.72
----	------------------	--------------------	------------

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. Consider approving a line item transfer for the Mobile Outreach Team.

This item was pulled from the Agenda.

26. Discuss, consider, and take appropriate action on approval of the final plat for the Woodland Acres subdivision - Pct 4.

Motion by: Commissioner Precinct 1 Lisa Birkman
 Second by: Commissioner Precinct 4 Ron Morrison
Motion: To approve final plat for the Woodland Acres 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

REGULAR AGENDA

27. Acknowledge and enter into the official minutes of the Commissioners Court that Williamson County Justice of the Peace Pct. #4, Judge Judy Schier Hobbs and staff, are the recipients of the 2015 Five Star Award for Excellence in Vital Registration in the State of Texas.

Court Clerk Kim Reid for Justice of the Peace Precinct #4 addressed the Court.

Motion by: Commissioner Precinct 4 Ron Morrison
 Second by: Commissioner Precinct 3 Valerie Covey
Motion: To acknowledge and enter into the official minutes of the Commissioners Court that Williamson County Justice of the Peace Precinct #4, Judge Judy Schier Hobbs and staff are the recipients of the 2015 Five Star Award for Excellence in Vital Registration in the State of 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

28. Receive and acknowledge the January 2016 Construction Summary Report for the Road Bond and Pass Through Financing Programs.

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

29. Discuss, consider and take appropriate action on the Department of Infrastructure projects and issues update.

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

30. **Discuss, consider and take appropriate action on approving a variance request to Paragraph 5.23 of the 2013 Williamson County Subdivision Regulations for the Replat of Highland Horizon Phase IV Block N Lots 6 and 7 - Pct 1.**

Senior Director of Infrastructure Bob Daigh and County Engineer Joe England addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a variance request to Paragraph 5.23 of the 2013 Williamson County Subdivision Regulations for the Replat of Highland Horizon Phase IV Block N Lots 6 and 7 - 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

31. **Discuss, consider and take appropriate action on approval of the Replat of Highland Horizon Phase IV Block N Lots 6 and 7 - Pct 1.**

Senior Director of Infrastructure Bob Daigh and County Engineer Joe England addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve Replat of Highland Horizon Phase IV Block N Lots 6 and 7 - 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. **Discuss, consider and take appropriate action to authorize County judge to execute an Interlocal Agreement with Round Rock regarding partial funding for the construction of Kenney Fort Blvd.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute an Interlocal Agreement with Round Rock regarding partial funding for the construction of Kenney Fort Boulevard.

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. **Discuss and take appropriate action on a Real Estate Contract with JENNINGS B. DOTY for ROW needed on CR 258. (PARCEL 12)**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a Real Estate Contract with Jennings B. Doty for Right-of-Way (ROW) needed on County Road (CR) 258. (PARCEL 12)

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. Discuss, consider and take appropriate action to authorize the County Judge to execute a Memorandum of Understanding with the City of Georgetown regarding the future acceptance of Westinghouse Road from IH 35 to FM 1460, and the waiver of certain fees as consideration for the conveyance of 1.314 acres of County-owned property.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the County Judge to execute a Memorandum of Understanding with the City of Georgetown regarding the future acceptance of Westinghouse Road from Interstate Highway (IH) 35 to Farm-to-Market (FM) 1460, and the waiver of certain fees as consideration for the conveyance of 1.314 acres of County-owned property.

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 approving request to issue a call for projects that will utilized Community Development Block Grant funds for the FY16 funding cycle.**

Communications Development Coordinator Sally Bardwell addressed the Court.

Motion by: Commissioner Precinct 4 Ron Morrison

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve request to issue a call for projects that will utilized Community Development Block Grant funds for the Fiscal Year (FY) 2016 funding cycle.

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, consider and take any appropriate action regarding approval of standard Agreements to facilitate obtaining on-line patient satisfaction survey information to be used for Williamson County EMS accrediting purposes. Action includes, but is not limited to, authorizing department head to sign agreement on behalf of county through on-line submission to survey website.**

Director of Emergency Medical Services (EMS) Kenny Schnell addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a Master Services Agreement and a Business Associate Agreement to facilitate obtaining on-line patient satisfaction survey information to be used for Williamson County Emergency Medical Services (EMS) accrediting purposes; and authorize the department head to sign agreements on behalf of Williamson County through on-line submission to survey website.

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, consider, and take appropriate action on adopting regulations for the time, place and manner of posting political signs at Williamson County owned polling places pursuant to Texas Election Code §61.003(a-1).**

General Counsel to Commissioners' Court Hal Hawes and Elections Administrator Chris Davis addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To adopt regulations for the time, place, and manner of posting political signs at Williamson County owned polling places pursuant to Texas Election Code § 61.003(a-1); as revised by Counsel and to take out wording regarding the number of signs.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 4 Ron Morrison

Other: Commissioner Precinct 3 Valerie Covey (Abstain)

- 38. Discuss, consider, and take appropriate action on the acceptance of Public Assistance Grant funding for the repair and mitigation of the San Gabriel Ranch Road/Dam.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To accept Public Assistance Grant funding for the repair and mitigation of the San Gabriel Ranch Road/Dam.

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, consider, and take appropriate action on the approval and submission of the FY16 Emergency Management Performance Grant (EMPG) application.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approval submission of the Fiscal Year (FY) 2016 Emergency Management Performance Grant (EMPG) application.

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

40. **Discuss, consider, and take appropriate action on awarding bid received for Bid# 1510-20, Law Enforcement Motorcycles to Horney Toad Harley Davidson Fort Hood.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To award bid received for Bid #1510-20 Law Enforcement Motorcycles to Horney Toad Harley Davidson Fort Hood.

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

41. **Discuss, consider, and take appropriate action on authorizing Purchasing Agent to advertise and receive bids for Roof and Stucco Improvements for Round Rock Annex, Bid #1601-044.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize Purchasing Agent to advertise and receive bids for Roof and Stucco Improvements for Round Rock Annex, Bid #1601-044.

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, consider, and take appropriate action on exempting Tyler Technologies, Inc. from the competitive bidding or proposal requirements established by Section 262.024 (a) (7) of the Texas Local Government Code, and designating Tyler Technologies, Inc. as the sole source provider of Tyler Orion Software products.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To exempt Tyler Technologies, Inc. from the competitive bidding or proposal requirements established by Section 262.024 (a) (7) of the Texas Local Government Code; and designating Tyler Technologies, Inc. as the sole source provider of Tyler Orion Software products.

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. **Discuss, consider and take appropriate action on an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge the revenues for the NACo Prescription Discount Card Program.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge the revenues for the National Association of Counties (NACo) Prescription Discount Card Program:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	0100-0000-370500	Miscellaneous Revenue	\$1,332.00

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

44. **Discuss, consider and take appropriate action on an order declaring an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge the expenditures for the NACo Prescription Discount Card Program.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge the expenditures for the National Association of Counties (NACo) Prescription Discount Card Program:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	0100-0630-004921	Co Wide RX Disc Card Program	\$1,332.00

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

45. **Discuss, consider and take appropriate action on 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.**

First Assistant County Auditor Julie Kiley addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
	0600-0000-370400	Proceeds fm Bond/CO Issuances	\$16,175,000.00
	0600-0000-370401	Premium fm Bond/CO Issuances	\$2,147,981.25

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. Discuss, consider and take appropriate action on 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.

First Assistant County Auditor Julie Kiley addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To declare 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	\$17,803,748.58

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

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

First Assistant County Auditor Julie Kiley addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

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

From/To	Acct No.	Description	Amount
To	0600-0600-004098	Pmt to Refunding Escrow Agent	\$263,826.42
To	0600-0600-006244	15A Limited Tax Refunding-Prin	\$320,000.00
From	0600-0600-006621	06 Unlimited Tax Refunding-Int	\$710,325.00
From	0600-0600-006622	06 Limited Tax Refunding-Int	\$84,825.00
From	0600-0600-006638	14 Limited Park Bonds-Int	\$499,588.21
To	0600-0600-006644	15A Limited Tax Refunding-Int	\$470,132.22

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 THE ROAD DISTRICT MEETING AT 10:19 A.M. ON TUESDAY, JANUARY 19, 2016.

COMMISSIONERS' COURT RECONVENED FROM THE ROAD DISTRICT MEETING AT 10:21 A.M. ON TUESDAY, JANUARY 19, 2016.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:21 A.M. ON TUESDAY, JANUARY 19, 2016.

48. Discussion regarding economic development negotiations pursuant to Texas Government Code, Section 551.087:
- a) Business prospect(s) that may locate or expand within Williamson County.
 - b) Discuss Pearson Road District.
 - c) Discuss North Woods Road District.
 - d) Discuss Kaufman Loop.
 - e) Discuss Project Deliver

No action was taken in Executive Session.

49. 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.)
- A. Real Estate Owned by Third Parties**
- 1. Preliminary discussions relating to proposed or potential purchase or lease of property owned by third parties
 - a) Discuss proposed acquisition of property for right-of-way for SH 195
 - b) Discuss proposed acquisition of property for proposed SH 29 project.
 - c) Discuss proposed acquisition of property for SW 183 and SH 29 Loop.
 - d) Discuss possible acquisition of property with endangered species for mitigation purposes.
 - e) Discuss the acquisition of real property: Sneed Loop
 - f) Discuss the acquisition of real property: Neenah Blvd.
 - g) Discuss the acquisition of real property: CR 119
 - h) Discuss the acquisition of real property: Tradesman Park.
 - i) Discuss the acquisition of real property for proposed CR 110 project. (All sections)
 - j) Discuss the acquisition of real property: CR 258
 - k) Discuss the acquisition of real property: Kruger property exchange (3901 CR 130 Hutto, TX)
 - l) Discuss the acquisition of real property: Arterial H.
 - m) Discuss the acquisition of real property for County Facilities.
 - n) Discuss the acquisition of real property for the Williamson County Expo Center.
 - o) Discuss the acquisition of Easement interests on CR 240.
 - p) Discuss the acquisition of Easement interests for the Brushy Creek Trail Project.
 - q) Discuss the acquisition of real property from Taylor ISD and WILCO Park Foundation for the East Wilco Park Access Road.
 - r) Discuss the acquisition of real property from the Andice Cemetery.
 - s) Discuss accepting the donation of a Water Quality/Detention Pond on Avery Ranch Blvd.
 - t) Discuss accepting donations of ROW for Busby Lane.
 - u) Discuss an Interlocal Agreement with the City of Round Rock in regards to Kenney Fort Blvd.
- B. Property or Real Estate owned by Williamson County**
- 1). Preliminary discussions relating to proposed or potential sale or lease of property owned by the County
 - a) Discuss County owned real estate containing underground water rights and interests.
 - b) Discuss proposed sale of real estate on Inner Loop
 - c) Discuss proposed trade of real estate adjacent to Chandler Rd. and CR 130
 - d) Discuss proposed exchange of property with Mr. Kruger
 - e) Discuss real estate at 355 Texas Ave.
 - f) Discuss the proposed sale of portion of county property on Inner Loop opposite Maintenance Building.
 - g) Discuss the proposed sale of portion of county property by Jester Annex
 - h) Discuss the proposed sale of excess right-of-way on Hwy 79 abutting 79 Business Park
 - i) Discuss abandoning row on CR 359
 - j) Discuss possible sale of 183 A excess right of way
 - k) Discuss proposed sale of real estate of Blue Springs Blvd
 - l) Discuss transfer of ROW on a portion of Williams Drive to the City of Georgetown
 - m) Discuss abandonment of CR359.
 - n) Discuss proposed land swap on East Old Settlers Blvd.
 - o) Discuss proposed sale of an easement to Enterprise Crude Pipeline LLC.

C. Consider intervention in lawsuit regarding de-listing of Bone Cave harvestman.

No action was taken in Executive Session.

- 50. 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) Civil Action No.1:13-CV- 505, Robert Lloyd v. Lisa Birkman, et al., In The United States District Court for the Western District of Texas, Austin Division**
 - d) Employee/personnel related matters**
 - e) 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.**
 - f) 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**
 - g) Cause No. 15-0064-C277, Gordon v. Dollahite et al., In The District Court of Williamson County, Texas, 277th District**
 - h) County Road 241 utility and Right-of-Way Issues and matters;**
 - i) Cause No. D-1-GN-15-000875, Houston v. Bank of America et al., In The District Court of Travis County, Texas, 345th Judicial District**
 - j) Civil Action No. 1:15-cv-431; *Herman Crisp v. Williamson County, et al.*; In the USDC-WD-Austin Division**
 - k) Floodplain Regulation Issue**
 - l) Carolyn Barnes v. Austin American Statesman, et al.; Cause # D-1-GN-15-002626, in the 353rd Judicial District Court of Travis County, Texas**
 - m) Carolyn Barnes, et al. v. Texas Attorney General, et al.; Cause # D-1-GN-15-000877, in the 419th Judicial District Court of Travis County**
 - n) Civil Action No. 1:15-cv-00679-RP, OCA-Great Houston and Mallika Das v. State of Texas, et al., In the United States District Court for the Western District**
 - o) Notice of Claim – In Re Ray Steven Rose**
 - p) Appeal of IRS Proposed Worker Classification Changes and Proposed Tax Adjustments 2011-2013; and Payment of Disputed Employment Taxes Pending Appeal**
 - q) Utility damage claim that occurred on or about 02/19/2014 on CR 488 (Claim # TXPR141360)**
 - r) Claim for overpayment – Timothy Wright**
 - s) Medical subrogation lien settlement offer related to covered person in County's health benefits plan.**
 - t) Potential claims and litigation against Volkswagen and Audi related to Volkswagen and Audi emission control systems on diesel engine vehicles in the period 2009 – 2015**
 - u) Discuss proposed acquisition of property for SW 183 and SH 29 Loop**
 - v) Royger Harris Claim**
 - w) Employment law and regulations relating to court reporters.**
 - x) Jessica Smith claim**
 - y) Claims of Texas Association for Children and Families**
 - z) Civil Action; American Stewards of Liberty, et al. v. Sally Jewell, et al., In the Western District Court, Western District of Texas, Austin Division**
 - aa) Legislative changes to firearms laws and possession of firearms on county property**
 - bb) RQ-0061-KP – Request for Opinion Relating to Duty of County to Maintain Sidewalks and legal obligations relating to Sidewalks**

No action was taken in Executive Session.

- 51. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline and/or dismissal of Williamson County officers, directors, employees and/or positions, including but not limited to conducting deliberation and discussion pertaining to annual reviews of department heads and appointed officials (Executive Session as per Tex. Gov. Code Section 551.074 – Personnel Matters).**

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 11:53 A.M. ON TUESDAY, JANUARY 19, 2016.

52. Discuss and take appropriate action regarding economic development.

No action was taken on this item.

53. Discuss and take appropriate action regarding real estate.

No action was taken on this item.

54. 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) Civil Action No.1:13-CV- 505, Robert Lloyd v. Lisa Birkman, et al., In The United States District Court for the Western District of Texas, Austin Division
- d) Employee/personnel related matters
- e) 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.
- f) 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
- g) Cause No. 15-0064-C277, Gordon v. Dollahite et al., In The District Court of Williamson County, Texas, 277th District
- h) County Road 241 utility and Right-of-Way Issues and matters;
- i) Cause No. D-1-GN-15-000875, Houston v. Bank of America et al., In The District Court of Travis County, Texas, 345th Judicial District
- j) Civil Action No. 1:15-cv-431; *Herman Crisp v. Williamson County, et al.*; In the USDC-WD-Austin Division
- k) Floodplain Regulation Issue
- l) Carolyn Barnes v. Austin American Statesman, et al.; Cause # D-1-GN-15-002626, in the 353rd Judicial District Court of Travis County, Texas
- m) Carolyn Barnes, et al. v. Texas Attorney General, et al.; Cause # D-1-GN-15-000877, in the 419th Judicial District Court of Travis County
- n) Civil Action No. 1:15-cv-00679-RP, OCA-Great Houston and Mallika Das v. State of Texas, et al., In the United States District Court for the Western District
- o) Notice of Claim – In Re Ray Steven Rose
- p) Discuss, consider and take appropriate action regarding possible appeal of IRS Proposed Worker Classification Changes and Proposed Tax Adjustments 2011-2013; and approval of payment of disputed employment taxes pending appeal
- q) Utility damage claim that occurred on or about 02/19/2014 on CR 488 (Claim # TXPR141360)
- r) Claim for overpayment – Timothy Wright
- s) Medical subrogation lien settlement offer related to covered person in County's health benefits plan.
- t) Potential claims and litigation against Volkswagen and Audi related to Volkswagen and Audi emission control systems on diesel engine vehicles in the period 2009 – 2015
- u) Discuss proposed acquisition of property for SW 183 and SH 29 Loop
- v) Royger Harris Claim
- w) Employment law and regulations relating to court reporters.
- x) Jessica Smith claim
- y) Claims of Texas Association for Children and Families
- z) Civil Action; American Stewards of Liberty, et al. v. Sally Jewell, et al., In the Western District Court, Western District of Texas, Austin Division
- aa) Action regarding legislative changes to firearms laws, to include but not be limited to the adoption and implementation of regulations and policies relating to the possession of firearms on

and within Williamson County property and facilities.

bb) RQ-0061-KP – Request for Opinion Relating to Duty of County to Maintain Sidewalks and legal obligations relating to Sidewalks

No action was taken on this item.

55. Discuss, consider and take appropriate action regarding the appointment, employment, evaluation, reassignment, duties, discipline and/or dismissal of Williamson County officers, directors or employees, including but not limited to any necessary action pertaining to conducting annual reviews of department heads and appointed officials.

No action was taken on this item.

56. Comments from Commissioners.

There were no comments.

COMMISSIONERS' COURT ADJOURNED AT 11:53 A.M. ON TUESDAY, JANUARY 19, 2016.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 26th day of January 2016.



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

By: Carolyn Deibler, Deputy