



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING  
FEBRUARY 9, 2016**

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

**BE IT REMEMBERED** that at 9:38 A.M. on **TUESDAY, FEBRUARY 9, 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 4 Ron Morrison  
Second by: Commissioner Precinct 2 Cynthia Long  
***Motion: To approve the Minutes of the February 2, 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 1 Lisa Birkman

***Motion: To authorize the payment of bills totaling \$2,089,181.53 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.**

The following persons addressed the Court:

1. Karen Mattis at 88 Roble Roja Drive in Georgetown, TX 78633
2. Michael Spano at 152 Silverado Drive in Georgetown, TX 78633
3. Donald L. Stone at 100 Mariposa Bonita Cove in Georgetown, TX 78633
4. Sharon Rosencrans at 536 Buena Vista Drive in Georgetown, TX 78633
5. John Fitzgerald at 117 Roble Roja Drive in Georgetown, TX 78633
6. Richard Cane at 105 Roble Roja Drive in Georgetown, TX 78633
7. Karen Cornell at 509 Oak Branch Drive in Georgetown, TX 78633
8. Susan Cane at 105 Roble Roja Drive in Georgetown, TX 78633
9. Christina Spano 152 Silverado Drive in Georgetown, TX 78633
10. Bruce Arnold at 304 Escondido Drive in Georgetown, TX 78633
11. Ronald R. Warley at 508 Oak Branch Drive in Georgetown, TX 78633
12. Stanley Miller at 540 Buena Vista Drive in Georgetown, TX 78633
13. Jude Ann Yehl at 112 Buena Vista Drive in Georgetown, TX 78633
14. Theresa Warley at 508 Oak Branch Drive in Georgetown, TX 78633
15. Anna Krause at 308 Escondido Drive in Georgetown, TX 78633
16. Ross Bowles at 800 Arroyo Drive in Georgetown, TX 78633
17. Steve Knowles at 801 Oak Branch Drive in Georgetown, TX 78633
18. Dale Durham at 717 Oak Branch Drive in Georgetown, TX 78633
19. Everett Hicks at 109 Roble Roja Drive in Georgetown, TX 78633
20. Delton Robinson at 216 Ten Oaks Drive in Georgetown, TX 78633
21. Don Scott at 205 Woodland Park in Georgetown, TX 78633

#### **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 – 16 )

#### **5. Discuss, consider and take appropriate action on a line item transfer for Fleet Services.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

***Motion: To approve a line item transfer for Fleet Services:***

<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>0882-0882-003523</i></b>	<b><i>Fleet/Parts</i></b>	<b><i>\$3,000.00</i></b>
<b><i>To</i></b>	<b><i>0882-0882-004500</i></b>	<b><i>Fleet/Maint Agreements</i></b>	<b><i>\$3,000.00</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

6. **Please discuss, consider and take appropriate action on a line item transfer for the District Attorney's Office.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

**Motion: To approve a line item transfer for the District Attorney's Office:**

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0440-004932</i>	<i>Trial Expenses</i>	<i>\$1,500.00</i>
<i>To</i>	<i>0100-0440-004212</i>	<i>Postage</i>	<i>\$1,500.00</i>

Aye: County Judge Dan A. Gattis

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

7. **Discuss, consider and take appropriate action to approve a line item transfer for Mobile Outreach.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

**Motion: To approve a line item transfer for Mobile Outreach:**

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0341-003003</i>	<i>Radio Equipment &lt; \$5,000</i>	<i>\$1,744.00</i>
<i>To</i>	<i>0100-0341-003005</i>	<i>Office Furniture &lt; \$5,000</i>	<i>\$1,744.00</i>

Aye: County Judge Dan A. Gattis

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

8. **Receive and acknowledge Work Authorization No. 5 under Williamson County Contract for Engineering Services between PaveTex Engineering and Testing, Inc. and Williamson County dated February 10, 2015 for On Call Geotechnical and Lab Testing Services for Williamson County Road and Bridge.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

**Motion: To approve acknowledgment of Work Authorization No. 5 dated February 10, 2015 under Williamson County Contract for Engineering Services with PaveTex Engineering and Testing, Inc. for On Call Geotechnical and Lab Testing 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

9. **Receive and acknowledge Work Authorization No. 1 under Williamson County Contract for Engineering Services between Raba Kistner Consultants, Inc. and Williamson County dated February 18, 2015 for On Call Geotechnical and Lab Testing Services for Williamson County Road and Bridge.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

***Motion: To approve acknowledgment of Work Authorization No. 1 under Williamson County Contract for Engineering Services with Raba Kistner Consultants, Inc. for On Call Geotechnical and Lab Testing Services for Williamson County Road and Bridge, dated February 18, 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

10. **Discuss, consider, and take appropriate action on authorizing the disposal of various county assets through auction, including (18) Computers, (8) Monitors, (2) Printers, (4) Flashlights, (2) Keyboards, (1) Hard Drive, (4) Chairs, (1) Docking Station, (complete list attached) pursuant to Texas Local Gov't Code §263.152.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

***Motion: To authorize the disposal of various county assets through auction, including (18) Computers, (8) Monitors, (2) Printers, (4) Flashlights, (2) Keyboards, (1) Hard Drive, (4) Chairs, (1) Docking Station (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

11. **Consider and note in the minutes the completion of the required 20 hours of continuing education for the County Clerk.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

***Motion: To approve noting in the Minutes the completion of the required 20 hours of continuing education for County Clerk Nancy E. Rister 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

12. **To note in minutes and acknowledge receipt of the Five Star Vital Registration Award by the County Clerk's office by the State Health Services Vita Statistics Unit of the Texas Department of Health on December 10th, 2015 in Austin.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

**Motion: To approve noting in the Minutes and acknowledge receipt of the Five Star Vital Registration Award by the County Clerk's office from the State Health Services Vita Statistics Unit of the Texas Department of Health in Austin on December 10, 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

13. **Discuss, consider and take appropriate action on approving the Investment Report for the Quarter ending December 31, 2015 which was approved by the Investment Committee on January 25, 2016.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

**Motion: To approve the Investment Report for the Quarter ending December 31, 2015; which was approved by the Investment Committee on January 25, 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

14. **Rescind Agenda Item #47 from January 19, 2016 and approve a corrected line item transfer for the Debt Service Fund.**

This item was moved to the Regular Agenda.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

**Motion: To rescind Agenda Item #47 from January 19, 2016.**

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 (Absent from the Dais)

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

<b>From/To</b>	<b>Acct No.</b>	<b>Description</b>	<b>Amount</b>
<b>To</b>	<b>0600-0600-004099</b>	<b>Bond Issuance Cost</b>	<b>\$240,779.57</b>
<b>To</b>	<b>0600-0600-004098</b>	<b>Pmt to Refunding Escrow Agent</b>	<b>\$263,826.42</b>
<b>To</b>	<b>0600-0600-006244</b>	<b>15A Limited Tax Refunding-Prin</b>	<b>\$320,000.00</b>
<b>From</b>	<b>0600-0600-006621</b>	<b>06 Unlimited Tax Refunding-Int</b>	<b>\$710,325.00</b>
<b>From</b>	<b>0600-0600-006622</b>	<b>06 Limited Tax Refunding-Int</b>	<b>\$84,825.00</b>
<b>From</b>	<b>0600-0600-006638</b>	<b>14 Limited Park Bonds-Int</b>	<b>\$499,588.21</b>
<b>To</b>	<b>0600-0600-006644</b>	<b>15A Limited Tax Refunding-Int</b>	<b>\$470,132.22</b>

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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  
Other: Commissioner Precinct 4 Ron Morrison (Absent from the Dais)

15. **Discuss, consider and take appropriate action regarding request of Constable Precinct Four, for approval Paul Leal to open deputy constable position pursuant to Tex. Loc. Gov't Code 86.011.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

***Motion: To approve the appointment of Paul Leal to the paid Deputy Constable position for Constable Precinct #4; pursuant to Texas Local Government Code 86.011***

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

16. **Consider acknowledging and accepting of continuing education transcript for Commissioner Cynthia P. Long as required in Section 81.0025 of Local Government Code.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: County Judge Dan A. Gattis

***Motion: To approve accepting the continuing education transcript for Commissioner Cynthia P. Long as required in Section 81.0025 of Local Government Code.***

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

## **REGULAR AGENDA**

17. **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.

18. **Discuss, consider and take appropriate action regarding contract for Bagdad Road at CR 278 project between Williamson County and Lockwood, Andrews & Newnam, Inc. relating to the 2013 Road Bond Program.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

**Commissioner Birkman** abstained from voting on this item (Conflict of Interest Affidavit attached).

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 4 Ron Morrison

***Motion: To approve a Contract for Engineering Services for Bagdad Road at County Road (CR) 278 project between Williamson County and Lockwood, Andrews & Newnam, Inc. relating to the 2013 Road Bond Program.***

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 (Abstain)

19. **Discuss, consider and take appropriate action on approving the transfer of 2006 GO Park Bond funds in the amount of \$280.00 from 2006 GO Non Departmental (P164) to Twin Lakes Overnight Camp (P207).**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve transfer of 2006 General Obligation (GO) Park Bond funds in the amount of \$280.00 from 2006 GO Non Departmental (P164) to Twin Lakes Overnight Camp (P207).***

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 take appropriate action on an Assignment of Wastewater Easement to the City of Cedar Park.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve an Assignment of Wastewater Easement to the City of Cedar Park.***

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

21. **Discuss, consider and take appropriate action on an Interlocal Cooperation Agreement with the City of Austin regarding Neenah Ave Utilities.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve an Interlocal Cooperation Agreement with the City of Austin regarding Neenah Avenue Utilities.***

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 an Interlocal Cooperation Agreement with the City of Austin regarding Neenah Avenue.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

***Motion: To approve an Interlocal Cooperation Agreement with the City of Austin regarding Neenah Avenue.***

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 an Interlocal Agreement with the City of Georgetown regarding the SW Bypass.**

This item was pulled from the Agenda.

24. **Discuss and take appropriate action on a Real Estate Contract with KB Home for property on Old Settlers Blvd.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve a Real Estate Contract with KB Home for property on Old Settlers 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

25. **Discuss, consider and take any necessary action regarding a request for partial closure, vacation and/or abandonment of a portion of Oak Branch Drive in Shady Oaks Estates, Georgetown, Texas pursuant to Tex. Transp. Code § 251.051 and construction of a requested cul-de-sac.**

County Engineer Joe England and General Counsel to Commissioners' Court Hal Hawes addressed the Court. This item was pulled from the Agenda.

26. **Discuss, consider, and take appropriate action on Volunteer Stewardship Agreement with Austin Ridge Riders.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve a Volunteer Stewardship Agreement with Austin Ridge Riders.***

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

27. **Discuss, consider, and take appropriate action on accepting a \$6,600 grant from PetSmart Charities to enhance the off-site adoption program of the Williamson County Regional Animal Shelter.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To accept a \$6,600.00 grant from PetSmart Charities to enhance the off-site adoption program of the Williamson County Regional Animal Shelter.***



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, consider and take any necessary action regarding a request for partial closure, vacation and/or abandonment of a portion of Robles Roja Drive in Shady Oaks Estates, Georgetown, Texas pursuant to Tex. Transp. Code § 251.051 and construction of a requested cul-de-sac.**

County Engineer Joe England and General Counsel to Commissioners' Court Hal Hawes addressed the Court. This item was pulled from the Agenda.

29. **Discuss, consider and take any appropriate action regarding approval and receipt of Agreement regarding off-duty contracting of County Sheriff Deputies with Sugar Film Productions for filming in Williamson County for an HEB commercial.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To approve and acknowledge receipt of Agreement regarding off-duty contracting of County Sheriff Deputies with Sugar Film Productions for filming in Williamson County for an HEB commercial.***

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, consider and take appropriate action on approving the addition of the Court Reporters Compensation policy to the Employee Policy Manual.**

This item was moved to Executive Session where no action was taken. After reconvening from Executive Session, the Court took action on this item.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: County Judge Dan A. Gattis

***Motion: To approve the addition of the Court Reporters Compensation Policy to the Employee Policy Manual.***

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 approving service contract between SHI International and Williamson County Information Technology Services Department for General Security Consulting Services per DIR contract DIR-SDD-2188.**

This item was pulled from the Agenda.

32. **Discuss, consider, and take appropriate action on authorizing Purchasing Agent to advertise and receive bids for Farm and Grazing Lease 343 Acres Agricultural Land near CR 131-Hutto, Bid # 1601-052.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To authorize Purchasing Agent to advertise and receive bids for Farm and Grazing Lease 343 Acres Agricultural Land near County Road (CR) 131-Hutto, Bid #1601-052.***

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, consider, and take appropriate action on exempting Daily-Wells Communications from the competitive bidding or proposal requirements established by Section 262.024 (a) (7) of the Texas Local Government Code, and designating same as the sole distributor of the MINI Z Backscatter X-Ray Imaging System, manufactured by American Science and Engineering, Inc.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To exempt Daily-Wells Communications from the competitive bidding or proposal requirements established by Section 262.024 (a) (7) of the Texas Local Government Code, and designating same as the sole distributor of the MINI Z Backscatter X-Ray Imaging System, manufactured by American Science and Engineering, 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

34. **Discuss, consider and take appropriate action on the declaration of an emergency budget amendment to acknowledge additional expenditures for the Justice of the Peace Court Security Fund.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To declare an emergency and a grave necessity due to unforeseeable circumstances and approve a budget amendment for additional expenditures for the Justice of the Peace Court Security 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>0361-0451-003006</i></b>	<b><i>JP1 Security/Off Equip</i></b>	<b><i>\$1,500.00</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

**COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:55 A.M. ON TUESDAY, FEBRUARY 9, 2016.**

35. 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.

36. 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 Georgetown in regards to SW Bypass.
    - v) Discuss an Interlocal Agreement with the City of Austin regarding Neenah Ave.
    - w) Discuss an Assignment of Wastewater Easement to the City of Cedar Park.
- 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.

- 37. 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) Civil Action No. 1:15-cv-431; Herman Crisp v. Williamson County, et al; In the USDC-WD-Austin Division**
  - j) Floodplain Regulation Issue**
  - k) 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**
  - l) 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**
  - m) Notice of Claim – In Re Ray Steven Rose**
  - n) Appeal of IRS Proposed Worker Classification Changes and Proposed Tax Adjustments 2011-2013; and Payment of Disputed Employment Taxes Pending Appeal**
  - o) Utility damage claim that occurred on or about 02/19/2014 on CR 488 (Claim # TXPR141360)**
  - p) Claim for overpayment – Timothy Wright**
  - q) 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**
  - r) Discuss proposed acquisition of property for SW 183 and SH 29 Loop**
  - s) Employment law and regulations relating to court reporters.**
  - t) Jessica Smith claim**
  - u) Claims of Texas Association for Children and Families**
  - v) Civil Action; American Stewards of Liberty, et al. v. Sally Jewell, et al., In the Western District Court, Western District of Texas, Austin Division**
  - w) Legislative changes to firearms laws and possession of firearms on county property**
  - x) RQ-0061-KP – Request for Opinion Relating to Duty of County to Maintain Sidewalks and legal obligations relating to Sidewalks**
  - y) Law relating requests for the closure, abandonment or vacation of Robles Roja and Oak Branch Roads in the Shady Oaks Subdivision.**

No action was taken in Executive Session.

- 38. 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.

39. Discuss the deployment or specific occasions for implementation of security personnel or devices in relation to the Williamson County Justice Center (Executive Session as per Texas Gov't. Code § 551.076).

No action was taken in Executive Session.

**COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 12:58 P.M. ON TUESDAY, FEBRUARY 9, 2016.**

40. Discuss and take appropriate action regarding economic development.

No action was taken on this item.

41. Discuss and take appropriate action regarding 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) 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) Civil Action No. 1:15-cv-431; *Herman Crisp v. Williamson County, et al.*; In the USDC-WD-Austin Division
- j) Floodplain Regulation Issue
- k) Carolyn Barnes, et al. v. Texas Attorney General, et al.; Cause # D-1-GN-15-000877, in the 419<sup>th</sup> Judicial District Court of Travis County
- l) 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
- m) Notice of Claim – In Re Ray Steven Rose
- n) 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
- o) Utility damage claim that occurred on or about 02/19/2014 on CR 488 (Claim # TXPR141360)
- p) Claim for overpayment – Timothy Wright
- q) 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
- r) Discuss proposed acquisition of property for SW 183 and SH 29 Loop
- s) Employment law and regulations relating to court reporters.
- t) Jessica Smith claim
- u) Claims of Texas Association for Children and Families
- v) Civil Action; American Stewards of Liberty, et al. v. Sally Jewell, et al., In the Western District Court, Western District of Texas, Austin Division
- w) 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.
- x) 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.

43. 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.

44. Comments from Commissioners.

Commissioner Birkman noted that the Round Rock Chamber Leadership Class was in court.

**COMMISSIONERS' COURT ADJOURNED AT 1:00 P.M. ON TUESDAY, FEBRUARY 9, 2016.**

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 16th day of February 2016.



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

**By: Carolyn Deibler, Deputy**