



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
SEPTEMBER 13, 2016**

STATE OF TEXAS)(
COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:42 A.M. on **TUESDAY, SEPTEMBER 13, 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 Vacant
County Clerk Nancy E. Rister

Others Present: Hal C. Hawes, General Counsel to Williamson County Commissioners' Court
Carolyn Deibler, Deputy County Clerk

1. Review and approval of minutes.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Minutes of the September 6, 2016 meeting.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

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 \$1,239,645.67 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

4. **Citizen comments.**

Bill Kelberlau of Georgetown and 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 – 21)

5. **Discuss, consider and take appropriate action on a line item transfer for the County Attorney's Office.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0475-004902</i>	<i>Co Atty Leg Supp</i>	<i>\$828.10</i>
<i>To</i>	<i>0100-0475-004999</i>	<i>Miscellaneous</i>	<i>\$828.10</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

6. **Discuss, consider, and take appropriate action on a line item transfer for the County Sheriff.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

From/To	Acct No.	Description	Amount
From	0100-0560-004231	Travel	\$1,000.00
From	0100-0560-003004	Ammunition	\$500.00
From	0100-0560-003003	Radio Equipment	\$3,594.00
From	0100-0560-003006	Office Equipment <5000	\$3,000.00
To	0100-0560-003530	Investigative Supplies and Svc	\$8,094.00

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

7. Discuss, consider and take appropriate action on a line item transfer for the Road and Bridge Division.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

From/To	Acct No.	Description	Amount
From	0200-0210-005711	Heavy Equipment > \$5,000	\$209,000.00
From	0200-0210-005400	Bridges	\$126,000.00
To	0200-0210-003599	Road Constr./Maint.	\$335,000.00

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

8. Discuss, consider and take appropriate action on a line item transfer for EMS.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

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

From/To	Acct No.	Description	Amount
From	0100-0540-003200	Medical Supplies	\$2,000.00
To	0100-0540-003307	Pharmaceuticals	\$2,000.00

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

9. **Discuss, consider and take appropriate action on a line item transfer for the District Attorney Asset Forfeiture Fund.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for the District Attorney Asset Forfeiture Fund:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0408-0698-005740</i>	<i>Computer Equipment >\$5000</i>	<i>\$1,000.00</i>
<i>To</i>	<i>0408-0698-001941</i>	<i>DA On Call Supplement</i>	<i>\$1,000.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

10. **Discuss, consider and take appropriate action on a line item transfer for Justice of the Peace, Precinct #3.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a line item transfer for Justice of the Peace Precinct #3; with a correction of the "From" account number and description from 0100-0409-004998 Non Dept/Contingencies to 0100-0453-003100 JP#3/Office Supplies:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0453-003100</i>	<i>JP#3/Office Supplies</i>	<i>\$2,500.00</i>
<i>To</i>	<i>0100-0453-004192</i>	<i>JP#3/Transport Autopsies</i>	<i>\$2,500.00</i>

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

11. **Discuss, consider, and take appropriate action on authorizing the disposal of a County asset through sale to insurance company; (1) 2012 White Chevy Silverado Ext Cab; pursuant to Texas Local Government Code Section 263.152.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the disposal of a County asset through sale to the insurance company of (1) 2012 White Chevy Silverado Ext Cab; pursuant to Texas Local Government Code Section 263.152.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

12. **Receive and acknowledge Supplemental Work Authorization No. 2 under Williamson County Contract between Walker Texas Surveyors, Inc. and Williamson County dated February 18, 2015 for survey services on CR 225. This supplemental is to extend the expiration date to September 30, 2017 only. The current Work Authorization dollar amount will remain the same.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve receipt and acknowledge Supplemental Work Authorization No. 2 under Williamson County Contract with Walker Texas Surveyors, Inc., dated February 18, 2015, for survey services on County Road (CR) 225 and to extend the expiration date to September 30, 2017; with the current Work Authorization dollar amount to remain the same.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

13. **Receive and acknowledge Supplemental Work Authorization No. 1 under Williamson County Contract between Raba Kistner Consultants, Inc. and Williamson County dated February 18, 2015 for On Call Geotechnical and Lab Testing Services. This supplemental is to extend the expiration date to September 30, 2017 and increase the maximum amount payable to \$40,000.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve receipt and acknowledge Supplemental Work Authorization No. 1 under Williamson County Contract with Raba Kistner Consultants, Inc., dated February 18, 2015, for On Call Geotechnical and Lab Testing Services and to extend the expiration date to September 30, 2017; with an increase in the maximum amount payable to \$40,000.00.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

14. **Receive and acknowledge Supplemental Work Authorization No.2 under Williamson County Contract between Cobb Fendley and Associates, Inc. and Williamson County dated February 10, 2015 for on call utility coordination and relocation services. This supplemental is to extend the expiration date to September 30, 2017 only. The current Work Authorization dollar amount will remain the same.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve receipt and acknowledge Supplemental Work Authorization No.2 under Williamson County Contract with Cobb Fendley and Associates, Inc., dated February 10, 2015, for on call utility coordination and relocation services and to extend the expiration date to September 30, 2017; with the current Work Authorization dollar amount to remain the same.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

15. **Receive and acknowledge Supplemental Work Authorization No.1 under Williamson County Contract between Surveying And Mapping (SAM) LLC. and Williamson County dated February 26, 2015 for survey services at the Williamson County Expo Center. This supplemental is to extend the expiration date to December 30, 2016 only. The current Work Authorization dollar amount will remain the same.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve receipt and acknowledge Supplemental Work Authorization No.1 under Williamson County Contract with Surveying And Mapping (SAM) LLC., dated February 26, 2015, for survey services at the Williamson County Expo Center and to extend the expiration date to December 30, 2016; with the current Work Authorization dollar amount to remain the same.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

16. **Receive and acknowledge Work Authorization No. 6 under Williamson County Contract for Surveying Services between Diamond Surveying, Inc. and Williamson County dated February 18, 2015 for on call survey on various county roads for Williamson County Road and Bridge.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve receipt and acknowledge Work Authorization No. 6 under Williamson County Contract for Surveying Services with Diamond Surveying, Inc., dated February 18, 2015, for on call survey on various county roads 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

17. **Receive and acknowledge Supplemental Work Authorization No.1 under Williamson County Contract between Surveying And Mapping (SAM) LLC. and Williamson County dated February 6, 2015 for on call on call professional survey services. This supplemental is to extend the expiration date to September 30, 2017 only. The current Work Authorization dollar amount will remain the same.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve receipt and acknowledge Supplemental Work Authorization No.1 under Williamson County Contract with Surveying And Mapping (SAM) LLC., dated February 6, 2015, for on call professional survey services and to extend the expiration date to September 30, 2017; with the current Work Authorization dollar amount to remain the same.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

18. **Discuss, consider and take appropriate action on approving compensation changes, position titles changes, position grade changes and any corresponding line item transfers.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve compensation changes, position titles changes, position grade changes, and any corresponding line item transfers.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

19. **Discuss, consider, and take appropriate action on approval of the final plat for the Rancho Sienna Section 11 Phase 1 subdivision - Pct 3.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve final plat for the Rancho Sienna Section 11 Phase 1 subdivision - Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

20. **Discuss, consider, and take appropriate action on approval of the final plat for the Rancho Sienna Section 4 Phase 2 subdivision - Pct 3.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve final plat for the Rancho Sienna Section 4 Phase 2 subdivision - Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 21. Discuss, consider, and take appropriate action on approval of the preliminary plat for the Stonewood Acres subdivision - Pct 3.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve preliminary plat for the Stonewood Acres subdivision - Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

REGULAR AGENDA

- 22. Discuss, consider and take appropriate action to recognize Deborah M. Hunt as the recipient of Marillyn Albert Achievement Award from the Texas Association of Assessing Officers.**

Chief Deputy for Tax Assessor/Collector Larry Gaddes and Tax Assessor/Collector Deborah Hunt addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To recognize Deborah M. Hunt as the recipient of the Marillyn Albert Achievement Award from the Texas Association of Assessing Officers.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 23. Discuss, consider and take appropriate action on proclaiming September 26th through October 2nd as Diaper Need Awareness Week.**

Austin Diaper Bank Founder and President Beverly Hamilton, Ph.D. addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To proclaim September 26 through October 2, 2016 as Diaper Need Awareness Week.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 24. 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.

- 25. Discuss and take appropriate action on a Residential Lease Agreement with Ed and Teresa Self for property located on FM 972.**

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 Residential Lease Agreement with Ed and Teresa Self for property located on Farm-to-Market (FM) 972.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

COMMISSIONERS' COURT RECESSED TO A PUBLIC HEARING AT 10:13 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

- 26. 10:00 AM Hold public hearing on the plan for the funding of the preservation and restoration of the County Clerk's Records Archives for 2016-2017.**

County Clerk Nancy Rister, Budget Officer Ashlie Koenig, and First Assistant County Auditor Julie Kiley addressed the Court. No action was taken on this item.

COMMISSIONERS' COURT RECONVENED FROM THE PUBLIC HEARING AT 10:17 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

- 27. Discuss, consider and take appropriate action on the plan for the funding of the preservation and restoration of the County Clerk's Records Archives for 2016-2017.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the plan for the funding of the preservation and restoration of the County Clerk's Records Archives for 2016-2017.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

COMMISSIONERS' COURT RECESSED TO A PUBLIC HEARING AT 10:18 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

- 28. 10:15 AM Hold public hearing on the plan for the funding of the preservation and restoration of the District Clerk's Records Archive Fund for 2016-2017.**

Chief Deputy District Clerk Cathy Mendoza addressed the Court. No action was taken on this item.

COMMISSIONERS' COURT RECONVENED FROM THE PUBLIC HEARING AT 10:24 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

- 29. Discuss, consider and take appropriate action on the plan for the funding of the preservation and restoration of the District Clerk's Records Archives for 2016-2017.**

No action was taken on this item.

- 30. Discuss, consider, and take appropriate action on distribution of funds for the Hutto Education Foundation.**

Hutto Education Foundation Director Kristen Smith and First Assistant County Auditor Julie Kiley addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve distribution of funds in the amount of \$91,500.00 for the Hutto Education Foundation (HEF) Endowment and \$3,500.00 for HEF Operations/Audit.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

- 31. Discuss, consider and take appropriate action regarding the adoption of the 2016 tax rates for Williamson County.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To adopt a tax rate of 0.269029 per \$100.00 of taxable value for the purpose of Maintenance and Operations (M & O) / General Fund.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To adopt a tax rate of 0.167500 per \$100.00 of taxable value for the purpose of Interest and Sinking Service / Debt Service.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To adopt a tax rate of 0.040000 per \$100.00 of taxable value for the purpose of Road and Bridge Fund.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a property tax rate increase by the adoption of a tax rate of 0.476529, which is effectively a 6.70% increase in the tax rate per \$100.00 of taxable value; and authorize the County Judge to execute the Order.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

32. Discuss, consider and take appropriate action on the final approval to accept and use the Building Efficiency: Cite and Release Grant award.

County Attorney Dee Hobbs and County Attorney Chief Investigator Melissa Hightower addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve acceptance and use of the Building Efficiency: Cite and Release Grant Award.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

33. Discuss, consider and take appropriate action regarding LexisNexis Contract Subscription Plan Amendment for the Williamson County Attorney's Office.

General Counsel to Commissioners' Court Hal Hawes addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a LexisNexis Contract Subscription Plan Amendment for the Williamson County Attorney's Office.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

34. Discuss, consider, and take appropriate action on the FY16/17 Budget Order.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To add the Non-Reimbursable Expenses Policy that was inadvertently left off as an Addendum to the Fiscal Year 2016/2017 Budget Order.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

35. Discuss, consider and take appropriate action on the contract for services with the Williamson County Museum for FY17.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve the Contract for services with the Williamson County Museum for Fiscal Year (FY) 2017.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey

36. **Discuss, consider and take appropriate action on a Business Associate Agreement between Williamson County, Texas and Commission on Accreditation of Ambulance Services to ensure access to and use of Williamson County EMS patient information is in compliance with the requirements of HIPPA.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve a Business Associate Agreement with the Commission on Accreditation of Ambulance Services to ensure access to and use of Williamson County Emergency Medical Services (EMS) patient information is in compliance with the requirements of Health Insurance Portability and Accountability Act (HIPPA).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

37. **Discuss, consider, and take appropriate action on the acceptance of FEMA DR-4223 disaster recovery grant funding. Project Title - WIL025C Damaged Roads.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve acceptance of Federal Emergency Management Agency (FEMA) DR-4223 disaster recovery grant funding for Project Title - WIL025C Damaged Roads.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

38. **Discuss, consider, and take appropriate action on the acceptance of FEMA DR-4223 disaster recovery grant funding. Project Title - WIL034C Driveways**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve acceptance of Federal Emergency Management Agency (FEMA) DR-4223 disaster recovery grant funding for Project Title - WIL034C Driveways.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

39. **Discuss, consider, and take appropriate action on the acceptance of FEMA DR-4223 disaster recovery grant funding. Project Title - WIL037C Driveways**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve acceptance of Federal Emergency Management Agency (FEMA) DR-4223 disaster recovery grant funding for Project Title - WIL037C Driveways.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

40. **Discuss, consider and take appropriate action on approving Fiscal Year 2017 Motorola Maintenance Services Contracts S00001018218; S00001025308; S00001018224; S000010118227 as per HGAC contract #RA05-15.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve Fiscal Year 2017 Motorola Maintenance Services Contracts S00001018218, S00001025308, S00001018224, and S000010118227; as per Houston-Galveston Area Council (H-GAC) contract #RA05-15.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

41. **Discuss, consider and take appropriate action on authorizing the Purchasing Department to have any county-approved auction company hold on-line auctions for the sale of surplus county property on the following dates: November 9th-23rd in 2016, January 11th-25th in 2017, March 15th-29th in 2017, April 5th-19th in 2017, May 17th-31st in 2017, July 12th-26th in 2017 and September 13th-27th in 2017. All auctions closing by 5pm CST on these dates.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To authorize the Purchasing Department to have any county-approved auction company hold on-line auctions for the sale of surplus county property on the following dates: November 9-23, 2016, January 11-25, 2017, March 15-29, 2017, April 5-19, 2017, May 17-31, 2017, July 12-26, 2017, and September 13-27, 2017; with all auctions closing by 5:00 p.m. Central Standard Time (CST) on these dates.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

42. **Discuss, consider, and take appropriate action regarding annual request to exempt from competitive bidding/proposal requirements pursuant to Tex. Loc. Gov't Code §262.024(11) ("vehicle and equipment repairs") (i.e., those not covered by insurance coverage and that are paid for from county funds) for FY2016 / 2017 based on criteria and definitions provided by the Williamson County Purchasing Agent.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To exempt from competitive bidding/proposal requirements pursuant to Texas Local Government Code Section 262.024(11) ("vehicle and equipment repairs") (i.e., those not covered by insurance coverage and that are paid for from county funds) for Fiscal Year (FY) 2016/2017 based on criteria and definitions provided by the Williamson County Purchasing Agent.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

43. **Discuss, consider, and take appropriate action on awarding RFP#1606-096, Risk Policies, to the highest scoring proposer, Texas Association of Counties (TAC) for the following coverage lines: Property, Auto Liability, Auto Physical Damage, Law Enforcement Liability, and Public Officials Liability and rejecting General Liability and uninsured motorist coverage.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To award Request for Proposal (RFP) #1606-096, Risk Policies to the highest scoring proposer - Texas Association of Counties (TAC) for the following coverage lines: Property, Auto Liability, Auto Physical Damage, Law Enforcement Liability, and Public Officials Liability and to reject General Liability and uninsured motorist coverage.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

44. **Discuss, consider and take appropriate action on an order declaring an emergency a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the Sheriff's Office.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To declare an emergency a grave necessity due to unforeseeable circumstances and approve a budget amendment to acknowledge additional revenues for the Sheriff's Office:

From/To	Acct No.	Description	Amount
	0100-0000-370513	TDC Transport Reimbursement	\$5,392.73

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

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 expenditures for the Sheriff's Office.

Motion by: Commissioner Precinct 2 Cynthia Long

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 Sheriff's Office:

From/To	Acct No.	Description	Amount
	0100-0570-004231	Travel	\$5,392.73

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

COMMISSIONERS' COURT RECESSED TO THE ROAD DISTRICT MEETING AT 11:07 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

COMMISSIONERS' COURT RECONVENED FROM THE ROAD DISTRICT MEETING AT 11:10 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 11:11 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

46. 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) Project Fiji
 - e) Leander Medical Center
 - f) Project Monkey

No action was taken in Executive Session.

47. 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: SW Bypass
 - f) Discuss the acquisition of real property: Neenah Blvd.
 - g) Discuss the acquisition of real property: CR 111
 - h) Discuss the acquisition of real property for proposed CR 110 project. (All sections)
 - i) Discuss the acquisition of real property: CR 258
 - j) Discuss the acquisition of real property: Inner Loop.
 - k) Discuss the acquisition of real property for County Facilities.
 - l) Discuss the acquisition of real property for DB Wood Rd. (Sneed Loop)
 - m) Discuss the acquisition of Easement interests on CR 240.
 - n) Discuss the acquisition of Easement interests for the Brushy Creek Trail Project.
 - o) Discuss the acquisition of real property: Arterial H
 - p) Discuss the acquisition of easements on the Forest North project.
 - q) Discuss potential acquisition of property located at NEC of Toll 130 and Gattis School Rd.
 - r) Discuss utilities for CR 305 at IH 35 and Reagan at IH35 projects.
 - s) Discuss easement acquisitions from San Gabriel River Ranch Subdivision.
 - t) Discuss options for ingress and egress regarding access to Cedar Hollow Subdivision.
 - u) Discuss residential lease agreement with Ed & Teresa Self for property on FM 972.
- 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 the proposed sale of portion of county property on Inner Loop opposite Maintenance Building.
 - c) Discuss possible sale of 183 A excess right of way
 - d) Discuss proposed sale of real estate of Blue Springs Blvd
 - e) Discuss abandonment of CR359.
 - f) 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.

48. 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.
 - e) Cause No. 15-0064-C277, Gordon v. Dollahite et al., In The District Court of Williamson County, Texas, 277th District
 - f) County Road 241 utility and Right-of-Way Issues and matters;
 - g) Civil Action No. 1:15-cv-431; *Herman Crisp v. Williamson County, et al.*; In the USDC-WD-Austin Division
 - h) 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
 - i) Appeal of IRS Proposed Worker Classification Changes and Proposed Tax Adjustments 2011-2013; and Payment of Disputed Employment Taxes Pending Appeal
 - j) 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
 - k) Discuss proposed acquisition of property for SW 183 and SH 29 Loop
 - l) Claims of Texas Association for Children and Families
 - m) Civil Action; American Stewards of Liberty, *et al.* v. Sally Jewell, *et al.*, In the Western District Court, Western District of Texas, Austin Division
 - n) Legislative changes to firearms laws and possession of firearms on county property
 - o) Civil Action No. A-14-CV-986-DAE, Walter Chad Troutman v. Williamson County and its Sheriff's Department, In The United States District Court For The Western District Of Texas, Austin Division
 - p) LCRA's proposed Leander to Round Rock 138k-V Transmission Line Project including but not limited to filing as an intervenor.
 - q) Notice of claim and demand of Morgan Lee Roach.
 - r) Labor and employment law review of Employee Policy Manual provisions and amendments.
 - s) Berry Springs Park and Preserve pipeline
 - t) Discuss subrogation claims related to medical claims incurred during the County's contract with Allegiance Benefit Plan Management (TPA).
 - u) Discuss requirements related to health benefit plan.
 - v) Case No. 1:16-cv-00505-LY, Saturn v. Barnett et al., In The United States District Court For The Western District of Texas-Austin Division
 - w) Cause No. 3SC-15-0150, Saturn v. Estate of Billy Maddox et al., In The Justice Court, Precinct 3, Williamson County, Texas
 - x) Discuss damage claim from Southwest Milam Water Supply Corporation.
 - y) Suit for declaratory judgment by the County Attorney's Office on behalf of

Emergency Services to challenge the Attorney General's ruling in AG Letter Ruling No. OR2016-14927.

No action was taken in Executive Session.

- 49. 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.

- 50. 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 11:47 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

- 51. Discuss and take appropriate action concerning economic development.**

No action was taken on this item.

- 52. Discuss and take appropriate action concerning real estate.**

No action was taken on this item.

- 53. 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) Cause No. 15-0064-C277, Gordon v. Dollahite et al., In The District Court of Williamson County, Texas, 277th District**
 - g) County Road 241 utility and Right-of-Way Issues and matters;**
 - h) Civil Action No. 1:15-cv-431; Herman Crisp v. Williamson County, et al.; In the**

USDC-WD-Austin Division

- i) Carolyn Barnes, et al. v. Texas Attorney General, et al.; Cause # D-1-GN-5-000877, in the 419th Judicial District Court of Travis County**
- j) 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**
- k) 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**
- l) Discuss proposed acquisition of property for SW 183 and SH 29 Loop**
- m) Claims of Texas Association for Children and Families**
- n) Civil Action; American Stewards of Liberty, et al. v. Sally Jewell, et al., In the Western District Court, Western District of Texas, Austin Division**
- o) 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.**
- p) Civil Action No. A-14-CV-986-DAE, Walter Chad Troutman v. Williamson County and its Sheriff's Department, In The United States District Court For The Western District Of Texas, Austin Division**
- q) LCRA's proposed Leander to Round Rock 138k-V Transmission Line Project including but not limited to filing as an intervenor.**
- r) Notice of claim and demand of Morgan Lee Roach.**
- s) Berry Springs Park and Preserve pipeline**
- t) Discuss, consider, and take appropriate action regarding the handling, including but not limited to, the negotiating and approval of settlement offers, of subrogation claims related to medical claims incurred during the County's contract with Allegiance Benefit Plan Management (TPA).**
- u) Discuss requirements related to health benefit plan.**
- v) Case No. 1:16-cv-00505-LY, Saturn v. Barnett et al., In The United States District Court For The Western District of Texas-Austin Division**
- w) Cause No. 3SC-15-0150, Saturn v. Estate of Billy Maddox et al., In The Justice Court, Precinct 3, Williamson County, Texas**
- x) Discuss, consider, and take appropriate action regarding damage claim from Southwest Milam Water Supply Corporation.**
- y) Suit for declaratory judgment by the County Attorney's Office on behalf of Emergency Services to challenge the Attorney General's ruling in AG Letter Ruling No. OR2016-14927.**

No action was taken on this item.

- 54. 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.

55. Comments from Commissioners.

Commissioners Covey reminded everyone of the funeral arrangements for **Commissioner Ron Morrison** as follows:

Visitation

04:00 p.m. - 08:00 p.m., Wednesday, September 14, 2016
Beck Funeral Home, Pflugerville, Texas
4765 Priem Lane Pflugerville, TX, Travis 78660

Funeral Service

10:00 a.m., Saturday, September 17, 2016
Round Rock Church of Christ
1200 Nn Georgetown Round Rock, Tx, Williamson 78664

Reception to Follow Service

Saturday, September 17, 2016
United Heritage Center at Dell Diamond
3400 E Palm Valley Blvd Round Rock , Tx, Williamson 78664

COMMISSIONERS' COURT ADJOURNED AT 11:47 A.M. ON TUESDAY, SEPTEMBER 13, 2016.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 20th day of September 2016.



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

By: Carolyn Deibler, Deputy