



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING
NOVEMBER 1, 2016**

STATE OF TEXAS)(
COUNTY OF WILLIAMSON)(

BE IT REMEMBERED that at 9:34 A.M. on **TUESDAY, NOVEMBER 1, 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 Larry Madsen
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 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve the Minutes of the October 25, 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 Larry Madsen

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.

First Assistant County Auditor Julie Kiley addressed the Court.

Commissioner Birkman abstained in regard to payment of an invoice for Freese and Nichols (Conflict of Interest Affidavit attached).

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize the payment of bills totaling \$5,361,412.06 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 Larry Madsen

4. Citizen comments.

Jim Kelberlau of Georgetown and Elections Administrator Chris Davis 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 – 12)

5. Discuss, consider and take appropriate action on a line item transfer for Constable Precinct 2.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve a line item transfer for Constable Precinct 2:

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0552-003005</i>	<i>Office Equipment</i>	<i>\$871.34</i>
<i>To</i>	<i>0100-0552-001114</i>	<i>Certification</i>	<i>\$720.00</i>
<i>To</i>	<i>0100-0552-002010</i>	<i>FICA</i>	<i>\$55.08</i>
<i>To</i>	<i>0100-0552-002020</i>	<i>Retirement</i>	<i>\$96.26</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 Larry Madsen

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

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 4 Larry Madsen

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0499-004999</i>	<i>Miscellaneous</i>	<i>\$500.00</i>
<i>From</i>	<i>0100-0499-003120</i>	<i>Printer Supplies</i>	<i>\$4,300.00</i>

To	0100-0499-004505	Software maintenance	\$4,800.00
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Aye: County Judge Dan A. Gattis
Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Larry Madsen

7. **Discuss, consider and take appropriate action on approving the Investment Report for the Quarter ending September 30, 2016 which was approved by the Investment Committee on October 24, 2016.**

Motion by: Commissioner Precinct 2 Cynthia Long
Second by: Commissioner Precinct 4 Larry Madsen
Motion: To approve the Investment Report for the Quarter ending September 30, 2016 which was approved by the Investment Committee on October 24, 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 Larry Madsen

8. **Discuss, consider and take appropriate action on authoring the disposal of various county assets through auction including (2) Chairs, (1) Table, (2) Fax machines, (22) Computers, (9) Monitors, (2) Monitors with speakers, (1) Monitor stand, (4) Computer Keyboards, (6) Computer Mice, (2) Docking stations, (5) Computer Battery packs, (5) Laptop bags, (1) Mp3 player, (1) LG Cell phone, (1) Space heater, (3) Calculators, (1) Printer, (3) Phone cords, (2) Boxes of Misc.cords, (11) Switch's, (1) Box of memory sticks, (1) Router, (3) Tape Drive Boxes, (1) KVM, (3) Access points, (1) NAS Storage Unit, (1) Power connect, (1) Web Filter, (6) UPS's, (2) Servers, (1) Dishwasher (see attached lists) pursuant to Tx. Local Gov't code 263.152.**

Motion by: Commissioner Precinct 2 Cynthia Long
Second by: Commissioner Precinct 4 Larry Madsen
Motion: To approve authoring the disposal of various county assets through auction, including (2) Chairs, (1) Table, (2) Fax machines, (22) Computers, (9) Monitors, (2) Monitors with speakers, (1) Monitor stand, (4) Computer Keyboards, (6) Computer Mice, (2) Docking stations, (5) Computer Battery packs, (5) Laptop bags, (1) Mp3 player, (1) LG Cell phone, (1) Space heater, (3) Calculators, (1) Printer, (3) Phone cords, (2) Boxes of miscellaneous cords, (11) Switches, (1) Box of memory sticks, (1) Router, (3) Tape Drive Boxes, (1) KVM, (3) Access points, (1) NAS Storage Unit, (1) Power connect, (1) Web Filter, (6) UPS's, (2) Servers, (1) Dishwasher (see attached lists); 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 Larry Madsen

9. **Discuss, consider and take appropriate action on authorizing the trade-in of various county assets, (2) Washing machines (see attached list) pursuant to Tx. Local Gov't Code 263.152(2).**

Motion by: Commissioner Precinct 2 Cynthia Long
Second by: Commissioner Precinct 4 Larry Madsen
Motion: To approve authorizing the trade-in of various county assets, including (2) Washing machines (see attached list); pursuant to Texas Local Government Code 263.152(2).

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

10. **Discuss, consider and take appropriate action on authorizing the inter-departmental transfer of (1) Currency Counter & Printer (see attached list) pursuant to Tx. Local Gov't code 263.152.**

Motion by: Commissioner Precinct 2 Cynthia Long
Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve authorizing the inter-departmental transfer of (1) Currency Counter & Printer (see attached list) 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 Larry Madsen

11. **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 2 Cynthia Long
Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve compensation changes, position title 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
Commissioner Precinct 4 Larry Madsen

12. **Discuss, consider and take appropriate action on approval of the replat for the Hidden Creek Estates Lots 1A - 6A subdivision - Pct 2.**

Motion by: Commissioner Precinct 2 Cynthia Long
Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve replat for the Hidden Creek Estates Lots 1A - 6A subdivision - Precinct #2.

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

REGULAR AGENDA

13. **Williamson County would like to recognize Kenneth Schnell for his 22 years of outstanding dedication and service.**

Senior Director of Emergency Services John Sneed and Director of Emergency Medical Services (EMS) Kenny Schnell addressed the Court. No action was taken on this item.

14. **Discuss, consider, and take appropriate action on a proclamation to celebrate Small Business Saturday November 26, 2016.**

President of the Downtown Georgetown Association Lisa King addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve a Proclamation to celebrate Small Business Saturday on November 26, 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 Larry Madsen

15. **Discuss, consider and take appropriate action on appointment of Marlene S. McMichael to the Williamson County and Cities Health District Board of Directors.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To appoint Marlene S. McMichael to the Williamson County and Cities Health District Board of Directors.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

16. **Discuss, consider and take any necessary action related to health and safety of county residents, including but not limited to: 1) receiving update and recommendations from the Williamson County and Cities Health District pertaining to the presence of West Nile Virus (WNV) in mosquitoes or any other health matter; 2) entering orders such as any affected disaster area declarations or making reasonable orders to impose additional disease control measures in any affected areas that are considers necessary and most appropriate to arrest, control, and eradicate a public health threat; 3) issuing any necessary notices to the public; and 4) making any budget transfers or ordering the use of any county property as needed under the commissioners court public health and safety authority.**

General Counsel to Commissioners' Court Hal Hawes and Williamson County and Cities Health District (WCCHD) Executive Director John H. Teel addressed the Court. No action was taken on this item.

17. **Hear a report from Julie Kiley, of the Auditor's Office, regarding the Landfill Funds.**

First Assistant County Auditor Julie Kiley addressed the Court. No action was taken on this item.

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

Senior Director of Infrastructure Bob Daigh invited everyone to the Ground Breaking Ceremony for the North Campus Facility on Monday, November 14, 2016 at 2:00 p.m. at the Road and Bridge Facility and the Ground Breaking Ceremony for Pearson Ranch Road on Wednesday, November 16, 2016 at 2:00 p.m. at a location to be determined. No action was taken on this item.

19. **Discuss, consider, and take appropriate action regarding a Utility Reimbursement Agreement with PEC utility adjustments on Seward Junction Southwest, a Road Bond Project in Commissioner Pct. 2.**

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 Utility Reimbursement Agreement with PEC utility adjustments on Seward Junction Southwest, a Road Bond Project in Precinct #2.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

20. **Discuss, consider, and take appropriate action regarding a Standard Reimbursement and Utility Joint Use Agreement with Oncor Electric for utility adjustments on CR 305 at IH 35 Bridge Replacement, a Road Bond Project in Commissioner Pct. 3.**

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 Standard Reimbursement and Utility Joint Use Agreement with Oncor Electric for utility adjustments on County Road (CR) 305 at Interstate Highway (IH) 35 Bridge Replacement, a Road Bond Project in Precinct #3.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

21. **Discuss, consider, and take appropriate action regarding an Antiquities Permit Application to the Texas Historical Commission, required as part of the Due Diligence Environmental Investigations on North Mays Extension, a Road Bond Project in Commissioner Pct. 1.**

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 an Antiquities Permit Application to the Texas Historical Commission, required as part of the Due Diligence Environmental Investigations on North Mays Extension, a Road Bond Project in 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 Larry Madsen

22. **Discuss, consider and take appropriate action on development agreement with Oldcastle Materials Texas Production Assets Company, LLC for the engineering, design and construction of the Seward Junction Southwest roadway connecting SH 29 to US 183.**

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 Development Agreement with Oldcastle Materials Texas Production Assets Company, LLC for the engineering, design, and construction of the Seward Junction Southwest roadway connecting State Highway (SH) 29 to US Highway (US) 183.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

23. **Discuss and take appropriate action on participation by Williamson County Road Bond Program under the county's habitat conservation plan for the project area for improvements to RM 620 Phase 2, a project area from just east of Wyoming Springs Drive to Deep Wood Drive.**

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 participation by Williamson County Road Bond Program under the county's habitat conservation plan for the project area for improvements to Ranch-to-Market (RM) 620 Phase 2, a project area from just east of Wyoming Springs Drive to Deep Wood Drive; and authorize County Judge or designee to sign Determination Letter and, when presented, to execute Participation Agreement for this project and sign any related documents, as needed.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

24. **Discuss and take appropriate action on participation by Williamson County Road Bond Program under the county's habitat conservation plan for the project area for improvements to Pearson Ranch Road.**

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 participation by Williamson County Road Bond Program under the county's habitat conservation plan for the project area for improvements to Pearson Ranch Road; and authorize County Judge or designee to sign Determination Letter and to execute Participation Agreement, when presented, for this project and sign any related documents, as needed.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

25. **Discuss, consider, and take appropriate action on a Resolution for the Advance Funding Agreement with TxDOT regarding Brushy Creek Regional Trail Phase V.**

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 Resolution for the Advance Funding Agreement with Texas Department of Transportation (TxDOT) regarding Brushy Creek Regional Trail Phase V.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 26. Discuss, consider, and take appropriate action on an Advance Funding Agreement with TxDOT regarding Brushy Creek Regional Trail Phase V.**

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 an Advance Funding Agreement with Texas Department of Transportation (TxDOT) regarding Brushy Creek Regional Trail Phase V.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 27. Discuss, consider and take appropriate action regarding approval and receipt of agreement for vehicle reimbursements during off-duty work conducted by Constable Pcts. 3 & 2, with Austin Materials Inc. DBA: Ramming Paving.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve and acknowledge receipt of Vehicle Reimbursement Agreement for off-duty work conducted by Constable Precincts #3 and #2 with Austin Materials Inc. DBA: Ramming Paving.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 28. Discuss, consider, and take appropriate action on a resolution for Williamson Burnet County Opportunities.**

This item was pulled from the Agenda.

- 29. Discuss, consider and take appropriate action on grant application for Texas Veterans Commission's Veterans Treatment Court Grant 2017-2018.**

Kathy Pierce, Executive Assistant to Commissioner of Precinct #2 addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To approve submission of a grant application to the Texas Veterans Commission.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

30. **Discuss, consider, and take appropriate action on the approval and acceptance of FY16 Homeland Security Grant funds in the amount of \$12,750. The project is for the purchase of an Annual HazMat Monitor Maintenance Service for the Hazardous Materials Response Team.**

Deputy Director Emergency Management Gregory Williams addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

Motion: To accept the Fiscal Year 2016 Homeland Security Grant funds in the amount of \$12,750.00 for the purchase of an Annual HazMat Monitor Maintenance Service for the Hazardous Materials Response Team.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

31. **Discuss, consider and take appropriate action on approving a Resolution Authorizing County Grant in relation to the Texas Department of Agriculture Texans Feeding Texans: Home Delivered Meal Grant Program.**

General Counsel to Commissioners' Court Hal Hawes and Director of Development for Opportunities in Williamson and Burnet Counties Lauren McAndrews addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a grant in the amount of \$30,000.00 from the Texas Department of Agriculture.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

After reconvening from Executive Session, the Court took action on this item.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To approve a Resolution Authorizing a County Grant in relation to the Texas Department of Agriculture Texans Feeding Texans: Home Delivered Meal Grant Program.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Larry Madsen

32. **Discuss, consider and take appropriate action on a Request for Authorization of Additional Classification and Rate in relation to a Laundry Supervisor for the T. Don Hutto Residential Facility.**

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

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: County Judge Dan A. Gattis

Motion: To approve a Request for Authorization of Additional Classification and Rate in relation to a Laundry Supervisor for the T. Don Hutto Residential Facility.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Larry Madsen

33. **Discuss, consider and take appropriate action on approving a part-time Case Manager position in JP4, funded by the JP4 Truancy Fund - Entity - 0369-0369.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve a part-time Case Manager position in Justice of the Peace (JP) Precinct #4 to be funded by the JP #4 Truancy Fund - Entity - 0369-0369.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Larry Madsen

34. **Discuss, consider, and take appropriate action to approve a service agreement with Suddenlink for additional broadband to support county IT operations pursuant to Tex. Loc. Gov't Code § 262.024(a)(7)(C).**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve a Commercial Service Order & Agreement with Suddenlink for additional broadband to support county Information Technology (IT) operations; pursuant to Texas Local Government Code § 262.024(a)(7)(C).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman
Commissioner Precinct 2 Cynthia Long
Commissioner Precinct 3 Valerie Covey
Commissioner Precinct 4 Larry Madsen

35. **Discuss, consider, and take appropriate action to approve Addendum 1-A to the current agreement Suddenlink for additional broadband to support county IT operations pursuant to Tex. Loc. Gov't Code § 262.024(a)(7)(C).**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve Addendum 1-A to the current agreement Suddenlink for additional broadband to support county Information Technology (IT) operations pursuant to Texas Local Government Code Section (§) 262.024(a)(7)(C).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

36. **Discuss, consider and take appropriate action on approving agreement for Decomposed Granite Gravel between Williamson County Parks Department and Klepzig, Inc. per City of Austin ILA contract IFB GLB0019 for an estimated total purchase amount of \$58,800 (\$2400 tons @\$24.50 per ton City of Austin ILA contract pricing).**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve agreement for Decomposed Granite Gravel between Williamson County Parks Department and Klepzig, Inc. per City of Austin Interlocal Agreement (ILA) contract IFB GLB0019 for an estimated total purchase amount of \$58,800 (\$2400 tons @\$24.50 per ton City of Austin ILA contract pricing).

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

37. **Discuss, consider and take appropriate action on approving purchase of 2 utility tractors for the Williamson County Road and Bridge Department per Buyboard Contract 447-14, for the total purchase amount of \$94,977.08.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve purchase of 2 utility tractors for the Williamson County Road and Bridge Department per Buyboard Contract 447-14, for the total purchase amount of \$94,977.08.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

38. **Discuss, consider and take appropriate action on approving elevator service between Williamson County Facilities and ThyssenKrupp Elevator for FY2017 per TCPN Contract R150801 for a total purchase amount of \$56,483.23.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve elevator service between Williamson County Facilities and ThyssenKrupp Elevator for Fiscal Year (FY) 2017 per The Cooperative Purchasing Network (TCPN) Contract R150801 for a total purchase amount of \$56,483.23.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

39. **Discuss, consider and take appropriate action on approving purchase of one freightliner for Williamson County Road and Bridge per Buyboard Contract 430-13 for a total purchase of \$182,775.65.**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

Motion: To approve purchase of one freightliner for Williamson County Road and Bridge per Buyboard Contract 430-13 for a total purchase of \$182,775.65.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

40. **Discuss, consider and take appropriate action on approving the Lucas Device Agreement for the term of 10/01/2016 - 09/30/2020, with Physio Control, Inc.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve the Lucas Device Agreement for the term of 10/01/2016 - 09/30/2020 with Physio Control, 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 Larry Madsen

41. **Discuss, consider, and take any appropriate action to approve co-op purchases (BuyBoard Contract # 430-13) between Williamson County, Texas and Caldwell Country for (2) 2017 Chevy Tahoe PPV (1) 2017 Chevy Silverado (2) 2017 Chevy Tahoe SSV to support operations of Williamson County Sheriff's Office and Williamson County Office of Emergency Management.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve co-op purchases (BuyBoard Contract # 430-13) with Caldwell Country for (2) 2017 Chevy Tahoe PPV, (1) 2017 Chevy Silverado, and (2) 2017 Chevy Tahoe SSV to support operations of Sheriff's Office and Office of Emergency Management.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

42. **Discuss, consider, and take appropriate action to approve co-op purchases (HGAC Contract # VE11-15) between Williamson County, Texas and Sam Pack's Five Star Ford for (1) 2017 Ford Police Interceptor - Utility to support the operations of Williamson County EMS.**

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 4 Larry Madsen

Motion: To approve co-op purchases (HGAC Contract # VE11-15) with Sam Pack's Five Star Ford for (1) 2017 Ford Police Interceptor - Utility to support the operations of Emergency Medical Services.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 43. Discuss, consider and take appropriate action on authorizing Purchasing Agent to advertise and receive qualifications for RFQ 1610-118 for engineering services for Transportation Corridor A1 Development.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize Purchasing Agent to advertise and receive qualifications for Request for Qualifications (RFQ) 1610-118 for engineering services for Transportation Corridor A1 Development.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 44. Discuss, consider and take appropriate action on authorizing Purchasing Agent to advertise and receive qualifications for engineering services for Transportation Corridor C Development RFQ 1610-119.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize Purchasing Agent to advertise and receive qualifications for engineering services for Transportation Corridor C Development RFQ 1610-119.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 45. Discuss, consider and take appropriate action on authorizing Purchasing Agent to advertise and receive qualifications for RFQ1610-121 for engineering services for Transportation Corridor E1 from FM 1660 to Chandler Road.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize Purchasing Agent to advertise and receive qualifications for Request for Qualifications (RFQ) 1610-121 for engineering services for Transportation Corridor E1 from Farm-to-Market (FM) 1660 to Chandler Road.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 46. Discuss, consider and take appropriate action on authorizing Purchasing Agent to advertise and receive qualifications for RFQ 1610-122 for engineering services for Transportation Corridor F Development.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize Purchasing Agent to advertise and receive qualifications for Request for Qualifications (RFQ) 1610-122 for engineering services for Transportation Corridor F Development.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

- 47. Discuss, consider and take appropriate action on authorizing Purchasing Agent to advertise and receive qualifications for RFQ 1610-123 for engineering services for Transportation Corridor H Development.**

Senior Director of Infrastructure Bob Daigh addressed the Court.

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 2 Cynthia Long

Motion: To authorize Purchasing Agent to advertise and receive qualifications for Request for Qualifications (RFQ) 1610-123 for engineering services for Transportation Corridor H Development.

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:43 A.M. ON TUESDAY, NOVEMBER 1, 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) Project Fiji
 - e) Leander Medical Center
 - f) Project Monkey

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 Mays St. Extension
 - 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: 183/Whitewing Right of Way
 - f) Discuss the acquisition of real property: IH-35 at Ronald Reagan 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: landfill properties
 - 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 real property on CR 305.
 - 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.
- 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 possible sale of 183 A excess right of way
 - c) Discuss proposed sale of real estate of Blue Springs Blvd

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.

- 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) 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.
- y) Civil Action No. 1:16-cv-1023 LY, *Brian Carrier v. Lt. McKnight, et al.*, In The United States District Court For The Western District Of Texas, Austin Division

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.

52. 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 12:13 P.M. ON TUESDAY, NOVEMBER 1, 2016.

53. Discuss and take appropriate action concerning economic development matters.

No action was taken on this item.

54. Discuss and take appropriate action concerning real estate.

No action was taken on this item.

- 55. 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-15-000877, 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) 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.
 - y) Civil Action No. 1:16-cv-1023 LY, Brian Carrier v. Lt. McKnight, et al., In The United States District Court For The Western District Of Texas, Austin Division

No action was taken on this item.

- 56. 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.

57. Comments from Commissioners.

There were no comments.

COMMISSIONERS' COURT ADJOURNED AT 12:14 P.M. ON TUESDAY, NOVEMBER 1, 2016.

THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 8th day of November 2016.



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

By: Carolyn Deibler, Deputy