



**MINUTES OF THE WILLIAMSON COUNTY COMMISSIONERS' COURT MEETING  
DECEMBER 6, 2016**

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

**BE IT REMEMBERED** that at 9:38 A.M. on **TUESDAY, DECEMBER 6, 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 3 Valerie Covey  
Second by: Commissioner Precinct 4 Larry Madsen  
***Motion: To approve the Minutes of the November 29, 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.**

Accounts Payable/Payroll Lead Nathan Zinsmeyer addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To authorize the payment of bills totaling \$3,607,781.99 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.**

Bill Kelberlau of Georgetown 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 – 13 )

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve a line item transfer for Animal 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>0545-0545-001101</i></b>	<b><i>Animal Svcs/PT Salary</i></b>	<b><i>\$24,185.84</i></b>
<b><i>To</i></b>	<b><i>0545-0545-001100</i></b>	<b><i>Animal Svcs/Full Time Salary</i></b>	<b><i>\$24,185.84</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 Larry Madsen

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

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

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

<b><i>From/To</i></b>	<b><i>Acct No.</i></b>	<b><i>Description</i></b>	<b><i>Amount</i></b>
<b><i>From:</i></b>	<b><i>0100-0475-004902</i></b>	<b><i>Co Atty Leg Supp</i></b>	<b><i>\$2,525.98</i></b>
<b><i>To:</i></b>	<b><i>0100-0475-004509</i></b>	<b><i>Facility Enhancements</i></b>	<b><i>\$2,090.00</i></b>
<b><i>To</i></b>	<b><i>0100-0475-003010</i></b>	<b><i>Computer Equipment &lt;\$5000</i></b>	<b><i>\$435.98</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 Larry Madsen

7. **Discuss, consider and take appropriate action on authorizing the disposal of various county assets through auction including (17) Pelican equipment cases, (7) File cabinets and (3) Chairs (see attached lists) pursuant to Tx. Local Gov't code 263.152.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve authorizing the disposal of various county assets through auction, including (17) Pelican equipment cases, (7) File cabinets and (3) Chairs (see attached lists): 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

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

8. **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 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***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

Commissioner Precinct 4 Larry Madsen

9. **Discuss, consider and take appropriate action on replacing the original rate sheet that was included as Exhibit "D" of the previously approved Contract for CR 119 Engineering Services between Williamson County and Stantec Consulting Services, Inc. relating to the 2013 Road Bond Program with a corrected rate sheet.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve replacing the original rate sheet, Exhibit "D" of the previously approved Contract for County Road (CR) 119 Engineering Services with Stantec Consulting Services, Inc. relating to the 2013 Road Bond Program, with a corrected rate sheet.***

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. **Receive and acknowledge Work Authorization No. 7 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 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve receipt and acknowledge Work Authorization No. 7 under Williamson County Contract for Engineering Services with PaveTex Engineering and Testing Inc. dated February 10, 2015 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 Larry Madsen

- 11. Receive and acknowledge Work Authorization No. 5 under Williamson County Contract for Surveying Services between Walker Texas Surveyors, Inc. and Williamson County dated February 18, 2015 for on call survey services at various locations for Williamson County Road and Bridge.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve receipt and acknowledge Work Authorization No. 5 under Williamson County Contract for Surveying Services with Surveyors, Inc. dated February 18, 2015 for on call survey services at various locations 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 Larry Madsen

- 12. Receive and acknowledge Supplemental Work Authorization No. 3 under Williamson County Contract between Walker Texas Surveyors, Inc. and Williamson County dated February 18, 2015, for Survey services for CR 225. This supplemental is to increase the maximum amount payable to \$47,330.00.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve receipt and acknowledge Supplemental Work Authorization No. 3 to increase the maximum amount payable to \$47,330.00 under Williamson County Contract with Walker Texas Surveyors, Inc. 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 Larry Madsen

- 13. Discuss, consider, and take appropriate action on approval of the final plat for the Sonterra West Section 7 Phase 3 subdivision - Pct 3.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 4 Larry Madsen

***Motion: To approve final plat for the Sonterra West Section 7 Phase 3 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

14. **Hear presentation on the Texas County Engineer/Road Administrator of the Year Award honoring Joe England.**

The following persons addressed the Court:

Director of Road and Bridge Terron Evertson  
Texas Association of County Engineers and Road Administrators (TACERA) President Bryan Neaves  
County Engineer Joe England

No action was taken on this item.

15. **Discuss and take appropriate action on the recognition of Wanda Ivicic, Williamson County Attorney Chief Victim Assistance Coordinator for receiving the Professional Victim Assistance Coordinator award from Texas District and County Attorney's Association. Wanda is one of only three Victim Assistants who have achieved the recognition this year in the State of Texas.**

County Attorney Dee Hobbs addressed the Court.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To recognize Attorney Chief Victim Assistance Coordinator Wanda Ivicic for receiving the Professional Victim Assistance Coordinator award from Texas District and County Attorney's Association.***

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 appropriate action on the Department of Infrastructure projects and issues update.**

Director of Road and Bridge Terron Evertson invited everyone to the Texas Department of Transportation Open House on Tuesday, December 6, 2016 from 5:30 - 7:00 p.m. at Walnut Creek Elementary School, 401 W. Braker Lane, Austin, near Lamar. The public will be able to hear updates to the agency's Mobility 35 program to improve Interstate 35 from State Highway 45 N to Grand Avenue Parkway in Pflugerville as well as at the I-35 and Parmer Lane intersection.

No action was taken on this item.

17. **Discuss, consider, and take appropriate action regarding a Utility Reimbursement Agreement with Pedernales Electric Cooperative (PEC) regarding utility adjustments on Seward Junction Southeast, a Road Bond Project in Commissioner Pct. 2.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Utility Reimbursement Agreement with Pedernales Electric Cooperative (PEC) regarding utility adjustments on Seward Junction Southeast, 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

18. **Discuss, consider, and take appropriate action regarding a Utility Reimbursement Agreement with Charter/Spectrum utility adjustments on CR 110 South, a Road Bond Project in Commissioner Pct. 4.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Utility Reimbursement Agreement with Charter/Spectrum regarding utility adjustments on County Road (CR) 110 South, a Road Bond Project in Precinct #4.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

19. **Discuss, consider, and take appropriate action regarding a Utility Reimbursement Agreement between Charter/Spectrum and Williamson County for utility relocations on Seward Junction Southeast, a Road Bond Project in Commissioner Pct. 2.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Utility Reimbursement Agreement with Charter/Spectrum for utility relocations on Seward Junction Southeast, 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 on the Williamson County Landfill Annual Report for fiscal year 09-01-2015 to 08-31-2016.**

Waste Management District Operations Manager Hugh "Buddy" Till, Jr. addressed the Court.

Motion by: County Judge Dan A. Gattis

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To accept the Williamson County Landfill Annual Report for fiscal year 09-01-2015 to 08-31-2016.***

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

21. **Discuss, Consider and take appropriate action on a Roadway Construction, Phasing and Vacation Agreement with Larkspur Community Development Inc. and Williamson County Municipal Utility District no. 32 regarding the Bar W Ranch project.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Roadway Construction, Phasing and Vacation Agreement with Larkspur Community Development Inc. and Williamson County Municipal Utility District #32 regarding the Bar W Ranch project.***

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 a Real Estate Contract with Michael and Patricia Giesen for 4.627 AC on CR 138.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Real Estate Contract with Michael and Patricia Giesen for 4.627 acres on County Road (CR) 138.***

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, consider and take appropriate action on a Rule 11 and Settlement Agreement with Mustang Storage LLC for right of way needed on CR 110 South (Parcel 26S).**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Rule 11 and Settlement Agreement with Mustang Storage LLC for Right-of-Way (ROW) needed on County Road (CR) 110 South (Parcel 26S).***

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, consider and take appropriate action on a letter agreement with Jerry McNair regarding the Forest North Drainage Improvements.**

Motion by: Commissioner Precinct 3 Valerie Covey

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a letter agreement with Jerry McNair regarding the Forest North Drainage Improvements.***

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 to approve a service agreement with Suddenlink for internet broadband to support county IT operations pursuant to Tex. Loc. Gov't Code § 262.024(a)(7)(C).**

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve a Commercial Service Order and Agreement with Suddenlink for internet 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

26. **Discuss, consider and take appropriate action approving payment to Almanza, Blackburn & Dickie, LLP for attorney's fees incurred by County Judge Dan A. Gattis in relation to representation of Judge Gattis during the trial phase of the case of Lloyd v. Birkman et al, Civil Action No. 1:13-cv-505, In The United States District Court For the Western District of Texas – Austin Division (Invoice # 32158 Attached to Item).**

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: Commissioner Precinct 3 Valerie Covey

***Motion: To approve payment to Almanza, Blackburn & Dickie, LLP for attorney's fees incurred by County Judge Dan A. Gattis in relation to representation of Judge Gattis during the trial phase of the case of Lloyd v. Birkman et al., Civil Action No. 1:13-cv-505, In The United States District Court For the Western District of Texas – Austin Division.***

Aye: Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

Other: County Judge Dan A. Gattis (Absent from the Dais)

27. **Discuss, consider and take appropriate action on Executive Committee appointments for CAPCOG (Capital Area Council of Governments).**

No action was taken on this item.

28. **Discuss, consider and take appropriate action on an increase to the Commissioner Precinct Two budget for PCN #1674.**

Budget Officer Ashlie Koenig and Senior Director of Human Resources Tara Raymore addressed the Court.

Motion by: Commissioner Precinct 2 Cynthia Long

Second by: Commissioner Precinct 1 Lisa Birkman

***Motion: To approve an increase to Commissioner Precinct #2 Salary line for Position Control Number (PCN) #1674 to be taken out of Department 409.***

Aye: Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

Nay: County Judge Dan A. Gattis



29. Discuss, consider, and take appropriate action on a line item transfer for Commissioner Precinct Two office.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

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

<i>From/To</i>	<i>Acct No.</i>	<i>Description</i>	<i>Amount</i>
<i>From</i>	<i>0100-0212-004999</i>	<i>Miscellaneous</i>	<i>\$300.00</i>
<i>Fto</i>	<i>0100-0212-003120</i>	<i>Printer Supplies</i>	<i>\$240.00</i>
<i>To</i>	<i>0100-0212-001109</i>	<i>Cell Phone Stipend</i>	<i>\$540.00</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 Larry Madsen

30. Discuss, consider, and take appropriate action on authorizing the renewal of Texas Association of Counties Risk Management Pool (TAC RMP) Contract for Workers' Compensation for the same terms and conditions as the existing Contract, for the term of January 1, 2017 - January 1, 2018, but with a 1.5% decrease in the rate, but due to an increase in payroll, the rate reflects the higher dollar amount of \$651,901.00.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

**Motion: To authorize the renewal of Texas Association of Counties Risk Management Pool (TAC RMP) Contract for Workers' Compensation for the same terms and conditions as the existing Contract, for the term of January 1, 2017 - January 1, 2018; with a 1.5% decrease in the rate, but due to an increase in payroll, the rate reflects the higher dollar amount of \$651,901.00.**

Aye: County Judge Dan A. Gattis

Commissioner Precinct 1 Lisa Birkman

Commissioner Precinct 2 Cynthia Long

Commissioner Precinct 3 Valerie Covey

Commissioner Precinct 4 Larry Madsen

31. Discuss, consider and take appropriate action to approve the purchase of 3 Ford Trucks for Road and Bridge Department, for a total of \$72,861. These vehicles should have been included in the request for approval along with the 5 trucks on the Court agenda 11-29, Item #46, that was approved.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

**Motion: To approve the purchase of 3 Ford Trucks in the amount of \$72,861.00 for the Road and Bridge Department.**

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 to authorize the service contract with Hellas Construction, for the Parks Department for resurfacing, striping and crack repair for tennis courts at the Southwest Williamson County Regional Park, through the BuyBoard Contract #476-15.

Motion by: Commissioner Precinct 1 Lisa Birkman

Second by: Commissioner Precinct 3 Valerie Covey

***Motion: To authorize the County Judge to execute the Services Contract for Tennis Court Repairs at Southwest Williamson County Regional Park through the BuyBoard Contract #476-15 with Hellas Construction.***

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 for the Purchasing Agent to advertise for qualifications from firms to assist the Parks Department with the design and development of the Recreational Vehicle (RV) Park, Phase II, at the Expo Center under RFQ 1611-128.

This item was pulled from the Agenda.

**COMMISSIONERS' COURT RECESSED TO EXECUTIVE SESSION AT 10:48 A.M. ON TUESDAY, DECEMBER 6, 2016.**

34. 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.

35. 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: CR 101
  - 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.
- u) Discuss the acquisition of real property for CR 138.
- v) Discuss the acquisition of real property for Lakeline Blvd.
- x) Discuss the acquisition of real property for US 183.

**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
  - d) Discuss proposed sale of excess right of way on CR 107

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

No action was taken in Executive Session.

36. 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.

37. 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.

38. 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 1:44 P.M. ON TUESDAY, DECEMBER 6, 2016.**

39. Discuss and take appropriate action concerning economic development.

No action was taken on this item.

40. Discuss and take appropriate action concerning real estate.

No action was taken on this item.

41. 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.

42. 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.

43. Comments from Commissioners.

There were no comments.

**COMMISSIONERS' COURT ADJOURNED AT 1:45 P.M. ON TUESDAY, DECEMBER 6, 2016.**

**THE FOREGOING MINUTES had at a Regular Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 13th day of December 2016.**



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

**By: Carolyn Deibler, Deputy**