

AGENDA ITEM 23

Consider the addition of tasks to Smith, Robertson, Elliott & Glen, L.L.P. engagements for environmental consulting services.

Alan Glen addressed the court concerning the request for additional services for the Wyoming Springs project.

Moved: Commissioner Boatright

Seconded: Commissioner Hays

Motion: To approve an additional \$15,000 for environmental consulting to determine a methodology for environmental compliance on the Wyoming Springs project.

< Attachment >

SMITH, ROBERTSON, ELLIOTT & GLEN, L.L.P.

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May 7, 2002

Eugene D. Taylor, Esq.
Williamson County Attorney
Courthouse Annex, Second Floor
405 Martin Luther King, Box 7
Georgetown, TX 78626

Re: Williamson County Road Program; Addition of Tasks to Smith, Robertson, Elliott & Glen, L.L.P. Engagements for Environmental Consulting Services

Dear Gene:

On April 24, 2002, we met with members of the Road Team regarding the proposed extensions of Wyoming Springs, O'Connor Drive, and Great Oaks Drive. It appears from information gathered at the meeting that these road projects will require a fairly involved environmental review process. The project will be in part federally funded, which may trigger environmental review procedures, such as under the National Environmental Policy Act, not usually applicable to County projects. In addition, we understand there may be an interest in working cooperatively with certain large landowners toward what would amount to a sub-regional approach to Endangered Species Act compliance.

The purpose of this letter is to request separate fee level authorization for the referenced road projects pursuant to our engagement with the County. Because the three road projects are related, we propose placing them under a single billing matter named Wyoming Springs. Work to date has been performed under our existing general authorization.

We estimate that initial fees of up to \$15,000.00 will cover our legal work regarding project review and compliance planning. This will involve working with ACi and other County consultants and potentially landowner representatives to review the proper scope of the environmental surveys, evaluate the potential implications, and develop a compliance strategy. Implementation of an environmental compliance plan will likely require substantial additional work on our part, but at this

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stage it would be premature to attempt to provide an estimate. The scope of the requested service amendment is in keeping with the general understanding that we will continue working on the overall regional approach to the Road Program's approvals while from time to time we will also be asked to work on specific project issues.

If this request meets with your approval, we ask that you place it on the Commissioners Court's agenda for authorization. We welcome the opportunity to address any questions you may have regarding these tasks or the existing engagements, and we greatly appreciate the continuing opportunity to be of service to Williamson County.

Best regards,



Alan M. Glen

AMG/jbm

cc: Hon. John C. Doerfler
Hon. Mike Heiligenstein
Mr. Mike Weaver
Charles Crossfield, Esq.
Mr. George Power
Thornton Wood, Esq. (Firm)

approved 5-21-02
John C. Doerfler

AGENDA ITEM 24

Consider approving a resolution accepting minute order for SH 130.

Moved: **Commissioner Hays**

Seconded: **Commissioner Limmer**

Motion: To approve a resolution accepting Texas Transportation Commission minute order No. 108875 in the amount of \$45,000,000 for SH 130.

Vote: **5 - 0**

< Attachment >

Resolution

The State of Texas }
 } Know All Men By These Presents:
 County of Williamson }

That on this, the 21st day of May, A. D. 2002, the Commissioners Court of Williamson County, Texas, met duly called and convened lawful Session at the County Courthouse in Georgetown, Texas, with the following members present:

John Doerfler, County Judge, Presiding
Mike Heiligenstein, Commissioner Precinct One, and
Greg Boatright, Commissioner Precinct Two, and
David Hays, Commissioner Precinct Three, and
Frankie Limmer, Commissioner Precinct Four

WHERE, among other matters, came up for consideration and adoption the following Resolution:

WHEREAS, on December 27, 2001, Williamson County, as part of a joint offer to the Texas Department of Transportation with Travis County and the City of Austin, offered to recommend that the Williamson County Commissioners Court deliver to the Texas Department of Transportation (TxDOT) \$45 million as part of the total offer of \$150 million that would be available for TxDOT to use for any purpose to forward the construction of SH 130; and

WHEREAS, on April 25, 2002, the Texas Transportation Commission adopted Minute Order No. 108874 rescinding the right-of-way and utility adjustment participation requirements for the cities of Austin, Pflugerville, Round Rock and Georgetown and Travis, Williamson, Caldwell and Guadalupe Counties for SH 130 and directing the Director of the Texas Turnpike Authority Division to enter into any funding agreements with the above-named entities to advance construction of SH 130 in accordance with the requirements of 43 TAC § 15.55; and

WHEREAS, on April 25, 2002, the Texas Transportation Commission adopted Minute Order No. 108873 approving the proposal submitted by Lone Star Infrastructure and directing the Texas Department of Transportation to complete discussions with Lone Star Infrastructure necessary to finalize agreements to construct, maintain and repair SH 130; and

WHEREAS, SH 130 is a critically needed infrastructure improvement that will address traffic congestion, regional mobility, safety, and air quality issues in Williamson County;

NOW THEREFORE, BE IT RESOLVED that Williamson County accept Texas Transportation Commission Minute Order No. 108875 (Exhibit A, attached), which outlines the responsibilities of Williamson County, Travis County, the City of Austin, and the Texas Department of Transportation with regard to the SH 130, SH 45 and Loop 1 projects.