

AGENDA ITEM 30

Discuss and take appropriate action on road bond program.

Mike Weaver addressed the court concerning various issues. He discussed problems with Pedernales Electric Cooperative regarding right-of-way and utility easements for the Parmer Lane project north of FM 2243 and other project locations. He stated that the first RMA board meeting will be held on January 29, 2003 at 9:00 a.m. at the Marriott at La Frontera in Round Rock.

No action was taken on this agenda item.

AGENDA ITEM 31

Discuss and take appropriate action on jail/courthouse annex expansion.

Ed Lee stated the shuttle service to the Justice Center started on Monday, January 6, 2003, and appears to be running smoothly. He said that there are some concrete problems on 4th floor of the parking garage, and that they will be reviewing the situation. He stated that they are monitoring the problem closely to safeguard the durability of the concrete used on the project. He said that the pre-bid conference for the Annex will be held today, January 7, with a bid date of January 16, 2003.

No action was taken on this agenda item.

AGENDA ITEM 32

Discuss and take appropriate action on the park advisory committee.

No action was taken on this agenda item.

COMMISSIONERS' COURT ADJOURNED TO EXECUTIVE SESSION AT 10:52 A.M. ON TUESDAY, JANUARY 7, 2003.

AGENDA ITEM 33

Discuss real estate (EXECUTIVE SESSION as per VTCA Govt. Code sec. 551.071 consultation with attorney.)

No action was taken in Executive Session.

COMMISSIONERS' COURT RECONVENED FROM EXECUTIVE SESSION AT 10:57 A.M. ON TUESDAY, JANUARY 7, 2003.

AGENDA ITEM 34

Discuss and take appropriate action on real estate.

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Hays**

Motion: To authorize the law firm of Sheets & Crossfield to initiate condemnation proceedings on parcel 19, Parmer Lane Extension, and parcel 413 for SH 45.

Vote: **3 - 0**

< Attachment >

**IN THE COMMISSIONERS' COURT
OF WILLIAMSON COUNTY, TEXAS**

RESOLUTION

WHEREAS, the Commissioners' Court of Williamson County, Texas, has found and determined that in order to promote the public safety, to facilitate the safety and movement of traffic, and to preserve the financial investment of the public in its roadways, public necessity requires acquisition of fee simple title to property in Williamson County owned by 620 JMJ, Ltd. (described by metes and bounds in Exhibit "A" and otherwise known as Parcel 413) for the construction, reconstruction, maintaining, widening, straightening, lengthening, and operating of State Highway 45, excluding all the oil, gas, and sulphur which can be removed from beneath said real property, without any right whatever remaining to the owner of such oil, gas, and sulphur of ingress to or egress from the surface of said real property for the purpose of exploring, developing, or mining of the same, as a part of the improvements to State Highway 45, at such locations as are necessary and that such constructing, reconstructing, maintaining, widening, straightening, lengthening, and operating shall extend across and upon, and will cross, run through, and be upon the hereinafter described real properties; and

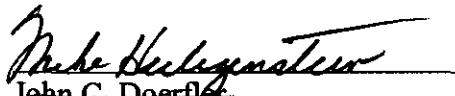
WHEREAS, the Commissioners' Court of Williamson County, Texas, has, through agents employed by the said office, entered into good faith negotiations with the owners of the hereinafter described properties and has failed to agree with the owners on the compensation and damages, if any, due to said owners. Now, therefore,

BE IT RESOLVED BY THE COMMISSIONERS' COURT OF THE COUNTY OF WILLIAMSON, that the County Attorney or his designated agent be and he is hereby authorized and directed to file or cause to be filed against the owners of any interest in, and the holders of any lien

secured by, the following described tracts of land, described in Exhibit "A" attached hereto, a suit in eminent domain to acquire the property interests for the aforesaid purposes; and

BE IT FURTHER RESOLVED that the County Attorney or his designated agent be and he is hereby authorized and directed to incur such expenses and to employ such experts as he shall deem necessary to assist him in the prosecution of such suit in eminent domain, including, but not limited to, appraisers, engineers, and land use planners.

Adopted this 7th day of January, 2003.


~~John C. Doerflinger~~
Williamson County Judge-Commissioner
Presiding

May, 2002

Parcel 413

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EXHIBIT A Page 1 of 3 Pages

County: Williamson
Highway: State Highway 45
Limits: From El Salido Parkway to RM 685
CSJ: 0683-06-010

Property Description for Parcel 413

Being all that certain 0.1221 of one acre (5,319 square feet) parcel of land situated in the Thomas P. Davy Survey, A-169, Williamson County, Texas, and being out of and a part of Tracts I and Tract II, called 2.0 acres, as conveyed to 620 JMI, LTD., and recorded in Volume 2538, Page 512 of the Official Records of Williamson County, Texas (O.R.W.C.T.). Said 0.1221 of one acre (5,319 square feet) parcel being more particularly described by metes and bounds as follows with all bearings and coordinates based on the Texas State Plane Coordinate System, NAD83, Central Zone and adjusted to surface using a combined surface adjustment factor of 1.00012:

COMMENCING for a point of reference at a 1/2-inch iron rod found for the northwest corner of said 2.0 acre tract, a southwest corner of Lot 1, Block A, Turkey Hollow Station, a called 17.81 acre tract, recorded in Cabinet Q, Slides 208 through 210 of the Williamson County Plat Records (W.C.P.R.) and being in the easterly line of a calculated 12.722 acre remainder tract of a called 388.22 acre tract as conveyed to Claretta England, Trustee, recorded in Volume 637, Page 535 of the Williamson County Deed Records (W.C.D.R.); thence as follows:

South 20°38'40" East (South 15°00' East), along the line common to the westerly line of said 2.0 acre tract and the easterly line of said 12.722 acre remainder tract, a distance of 515.13 feet to a 1/2-inch iron rod with Texas Department of Transportation (TxDOT) aluminum cap (X=3,111,297.39, Y=10,149,683.57) set at 244.64 feet left of and perpendicular to State Highway (SH 45) Proposed Baseline Station 316+63.00 in the proposed northerly right-of-way line of SH 45 for the **POINT OF BEGINNING**;

THENCE, crossing said 2.0 acre tract and along said proposed northerly right-of-way line of SH 45, the following two courses:

1. South 89°11'12" East, a distance of 97.34 feet to a TxDOT bronze disk in concrete set for an angle point;
2. North 83°03'33" East, a distance of 62.50 feet to a TxDOT bronze disk in concrete set at 244.43 feet left of and perpendicular to SH 45 Proposed Baseline Station 318+22.49 in the easterly line of said 2.0 acre tract and the westerly line of said 17.81 acre tract;

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EXHIBIT A Page 2 of 3 Pages

3. THENCE South 20°39'38" East (South 18°01'30" East), along the line common to the easterly line of said 2.0 acre tract and the westerly line of said 17.81 acre tract, a distance of 21.35 feet to a point for the southeast corner of said 2.0 acre tract, the southwest corner of said 17.81 acre tract and being in the existing northerly right-of-way line of RM 620 (width varies);
4. THENCE South 75°55'01" West (South 77°42'45" West), along the existing northerly right-of-way line of RM 620 a distance of 152.32 feet to a 1/2-inch iron rod found for the southwest corner of said 2.0 acre tract and the southeast corner of said 12.722 acre remainder tract;
5. THENCE North 20°38'40" West (North 15°00' West), along the line common to the westerly line of said 2.0 acre tract and the easterly line of said 12.722 acre remainder tract, a distance of 54.37 feet to the **POINT OF BEGINNING** and containing a computed area of 0.1221 of one acre (5,319 square feet) of land, more or less.

This Metes and Bounds description is accompanied by a separate plat.

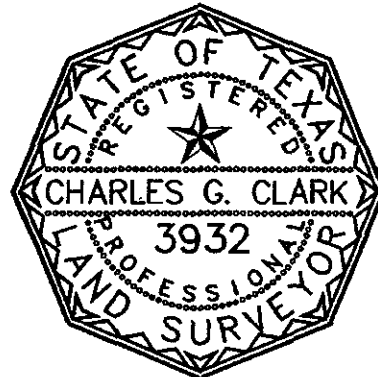
Calls in parenthesis denote record information.

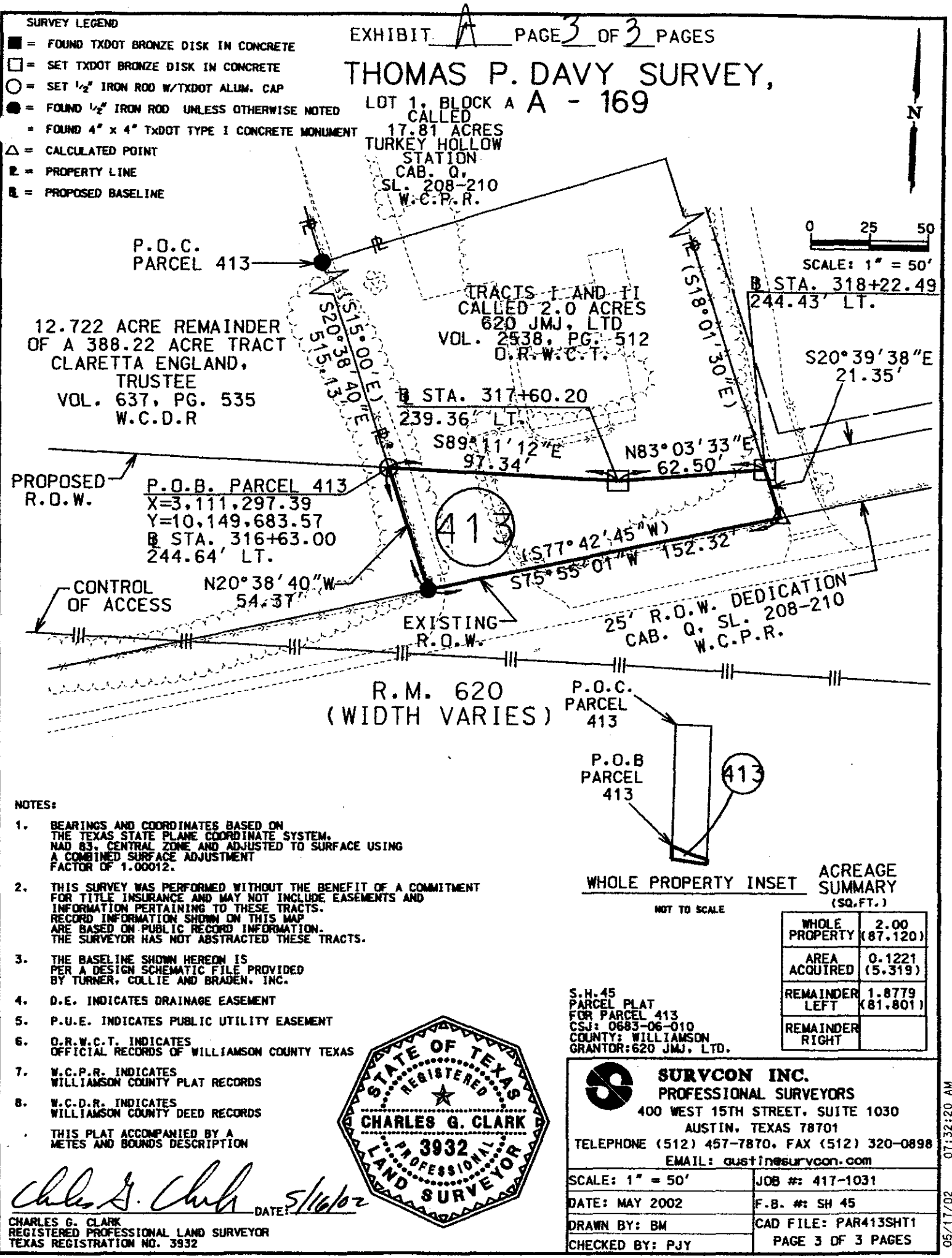
The proposed baseline information recited herein is based on a design schematic drawing provided by Turner, Collie and Braden, Inc.

Charles G. Clark 5/16/02

Charles G. Clark Date
Registered Professional Land Surveyor
Texas Registration Number 3932

SURVCON INC.
400 West 15th Street, Suite 1030
Austin, Texas 78701
(512) 457-7870
May, 2002





AGENDA ITEM 35**Comments from commissioners.**

Commissioner Heiligenstein asked Dale Rye to give the court a presentation on Executive Sessions and decision-making during those sessions. He also said that he was authorized to extend an offer for Executive Director for the Clean Air Force. He said the offer was extended to Deanna Altenhoff.

Commissioner Hays said that he had received a complaint about the transportation update mailer that was sent out in December. He said he would like to see some guidelines established for informational mail outs, including who should receive them and how often.

COMMISSIONERS' COURT ADJOURNED AT 11:07 A.M. ON TUESDAY, JANUARY 7, 2003.

COMMISSIONERS' COURT RECONVENED AT 11:09 A.M. TO ADDRESS AGENDA ITEM 18.

COMMISSIONERS' COURT ADJOURNED AT 11:12 A.M. ON TUESDAY, JANUARY 7, 2003.

THE FOREGOING MINUTES recorded on Minutes Pages 1 through 449, inclusive had at a Special Session of Commissioners' Court of Williamson County, Texas, having been read are hereby approved this 14th day of January, 2003.



John C. Doerfler, County Judge

ATTEST: Nancy E. Rister, Clerk County Court & Ex-officio Clerk,
Commissioners' Court, Williamson County, Texas

By:  Deputy Clerk