

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – AUGUST 9, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 9th day of August 2017 at its meeting place in the Commissioners Courtroom of the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Waller County Judge Trey Duhon at 9:04 a.m. with the following members of the Court present to-wit:

Carbett "Trey" J. Duhon III, County Judge
John A. Amsler, Commissioner Precinct 1
Russell Klecka, Commissioner Precinct 2
Jeron Barnett, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4
Debbie Hollan, County Clerk

Delivery of Invocation by: Commissioner Amsler
Pledge to the American Flag and Texas Flag led by: Commissioner Barnett

1. **Approval of Agenda.**

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. Dr. Denise Maddox commented to the court the need to clean up county parking lot east of Tax Office.

CONSENT AGENDA (2-4 Items)

Items identified within the consent agenda are of a routine nature, and will be passed with one vote without being discussed separately. If a member of the court or public requests that a particular item be discussed, that agenda item will be pulled from the Consent Agenda and discussed as part of the regular agenda at the appropriate time. One vote will approve the remaining items on the Consent Agenda.

2. **Approval of the minutes** – August 2, 2017 Regular Session

3. **Request to approve payment on the following:**

(a) \$34,678.00 for Invoice # 557234917 to Texas A&M Engineering Extension Service from line item 125-600-581901 [Buildings]

4. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

Motion to **approve consent agenda items** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY JUDGE

5. **Presentation** by T J Johnson with Waller County Advocacy Group on traffic issues in reference to the Renaissance Festival. *No action required.*

6. Discuss and take action to approve signage and printing of Resident stickers in reference to the traffic issues with the Renaissance Festival.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion made by Judge Duhon to use funds in the amount of \$2,400.00 from line item 125-512-568400 [Miscellaneous] for the printing of residence stickers, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Advanced to Agenda Item #17

HEARING

7. PUBLIC HEARING:

Public hearing in accordance with Chapter 343 of the Texas Health and Safety Code on possible public nuisance located at 29601 Marti Lane, Katy, Texas 77493. Said hearing will be conducted for the purpose of determining if such nuisance exists and to take appropriate actions for abatement and any other actions authorized by law.

Public Hearing began at 11:04 a.m.

Mr. Roberts, Environmental Officer for Waller County gave explanation of situation as well as the property owner.

Public Hearing ended at 11:42 a.m.

Motion made by Commissioner Amsler, seconded by Commissioner Beckendorff declaring the property a nuisance and property owner has 60 days to vacate.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Proceeded to Agenda Item #13

CONSTRUCTION MANAGER

8. **Update** on status of Jail, Sheriff's Department, and Court Facility project. In anticipation of the Court calling and voting for a Bond in a Special Session on Monday, August 21, 2017. *No action required.*

506th DISTRICT JUDGE

9. **Spread** upon the minutes that on July 2, 2017, the Honorable Albert M. McCaig, Jr., Judge of the 506th Judicial District Court, and Presiding Administrative District Judge of Waller County, appointed Mr. Alan R. Younts to the office of Waller County Auditor, for a two-year term of office. A copy of the Oath of Office and Statement of Appointed Official are included in these minutes. *No action required.*

10. Discuss and take action to approve the following line item transfers:

\$47,150.00 from 125-422-541000 [Contract Defense Attorney]

\$57,350.00 from 125-411-569600 [Contingency] to the following:

\$25,000.00 to 125-422-567100 [Misc. Court Costs]

\$25,000.00 to 125-422-567103 [Indigent Defense Investigations]

\$10,000.00 to 125-422-567104 [Mental Health/Competency]

\$21,500.00 to 125-422-567105 [Expert Witnesses]
\$10,000.00 to 125-422-567110 [SCRAM Monitoring]
\$8,000.00 to 125-422-567111 [Sober-Link]
\$5,000.00 to 125-422-567112 [Drug Patch]

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

FIRE MARSHAL

11. Discuss and take action to approve the Houston-Galveston Area Council Interlocal Agreement for Hazard Mitigation Planning.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

12. Discuss and take action on Burn Ban.

Motion to **lift Burn Ban** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Advanced to Agenda Item #15

JUVENILE PROBATION

13. Discuss and take action to approve contracts for Gulf Coast Trades Center and True Core Behavioral Solutions LLC for Residential Services from September 1, 2017 – August 31, 2018.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

14. Discuss and take action to approve the Amended Plat of Spring Hill Estates, previously approved on July 26, 2017, renaming it Ranches of Spring Hill.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

15. Discuss and take action to approve the variance request to the Waller County Subdivision and Development Regulations regarding the minimum acreage from Mr. and Mrs. Celerino Lopez.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion to **call the vote** by Commissioner Amsler, seconded by Commissioner Klecka.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Voted on agenda item - **Motion FAILED – Variance request denied.**

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

Commissioner Amsler made motion to **extend to 60 days**, seconded by Judge Duhon.

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

Court recessed at 10:59 a.m.

Court reconvened at 11:04 a.m.

Returned to Agenda Item #7

IT

16. Discuss and take action to approve Fixed Asset Transfers.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

ECONOMIC DEVELOPMENT

17. Discuss and take action to publish notice in the Waller County News Citizen for a public hearing to establish a reinvestment zone under Chapter 312 of the Texas Tax Code along Cane Island Parkway in the West 10 Business Park between US Highway 90 and Interstate 10. Payment to be funded from line item 125-401-544100 [Bid Notices and Printing].

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

Moved to Agenda Item #8

AUDITOR

18. Discuss and take action to approve payment of \$607.25 to Carbett Duhon for ad litem appointment.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Abstained Commissioner Amsler – Yes Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

EXECUTIVE SESSION

Court convened to Executive Session at 11:47 a.m.

19. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.

20. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Court reconvened from Executive Session at 12:02 p.m.

No action taken from Executive Session

ADJOURN MEETING

Motion to **adjourn** meeting by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 12:03 p.m.

APPROVED this the 16th day of August 2017.

Carbett "Trey" J. Duhon, III
County Judge

ATTEST:

Debbie Hollan, County Clerk
And Ex-Officio Clerk of the Commissioners'
Court of Waller County, Texas

