

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – SEPTEMBER 19, 2018**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 19<sup>th</sup> day of September 2018 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 9:01 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** agenda 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** – None

**CONSENT AGENDA**

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** – September 12, 2018 Regular Session.

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

(a) \$24,458.56 for Invoice # 0818WCA1801 to Turner Duran Architects from line item 125-600-581610 [Precinct 4 Building].

(b) \$1,400.00 for Invoice to Singleton & Sons Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].

(c) \$607.50 for Invoice # NRDD-0003873 and \$2,455.00 for Invoice # NRDD-0003862 for a total of \$3,062.50 to Texas Association of Counties Risk Management Pool from line item 125-411-560300 [Ins Equip/Build/Pub Liab.]

4. **Request by County Judge for approval to pay \$804.41 for reimbursement for expenses pertaining to High-Speed Rail meeting in Washington, D.C.**

5. **Request by County Treasurer for approval of Treasurer's Monthly Report.**

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

Motion to **approve** consent agenda 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 HEARING**

7. Public Hearing – 2019 Proposed Budget.

**Public Hearing began at 9:03 a.m.**

No public comments received. Judge Duhon gave a brief summary on the 2019 Budget.

**Public Hearing ended at 9:16 a.m.**

8. Discuss and take action to adopt the 2019 Budget.

Motion to **adopt** the 2019 Budget 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

9. Discuss and take action to ratify the property tax increase reflected in the 2019 Budget.

Commissioner Barnett, moved to ratify the property tax increase that is reflected in the 2019 Budget, seconded by Commissioner Beckendorff.

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

10. Discuss and take action to adopt the Tax Rate for 2018.

Commissioner Barnett, moved that the property tax rate be increased by the adoption of a tax rate of **\$0.686856**, which is effectively a 7.00 percent increase in the tax rate, seconded by Commissioner Beckendorff.

**Motion carried.**

*Vote taken by Roll Call:*

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

In adopting this 2018 total tax rate, the court orders the total tax rate to be levied as follows for the following funds:

**\$0.032878** per \$100 of taxable property for the Farm-to-Market Roads

**\$0.577765** per \$100 of taxable property for maintenance and operation of the General Fund

**\$0.076213** per \$100 of taxable property for interest and sinking fund of the General Fund

**JUSTICE OF THE PEACE, PRECINCT 3**

11. Discuss and take action to approve the purchase of technology equipment and supplies for a total of \$8,011.25 to be paid from the following line items:

\$6,000.00 from line item 125- 420-581817 [Technology Enhancements] and \$2,011.25 from line item 119-429-581815 [Technology Fund].

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

Motion to **table** agenda item by Commissioner Beckendorff. *No second received.*

**Motion to table FAILED due to lack of Second.**

**Motion carried to approve agenda item.**

**TREASURER**

- 12. Discuss and take action to approve the 2018-2019 Plan and premiums for medical, dental, and life insurance through the Texas Association of Counties and authorize the County Judge to sign said plan.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**COUNTY JUDGE**

- 13. Discuss and take action to approve the following line item transfer from within the County Judge’s budget:

\$250.00 from 125-440-581800 [Furniture & Equipment] to 125-440-560100 [Bond Premiums].

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**ELECTIONS ADMINISTRATOR**

- 14. Discuss and take action to approve the Notice of Joint General Election to be held on November 6, 2018 and authorize the Elections Administrator to publish said Notice in a newspaper of general circulation in Waller County as required by Sec 4.003 of the Texas Election Code. Advertising to be paid from line item 125-434-544200 [Publications/Elec Notices].

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**COUNTY CLERK**

- 15. Discuss and take action to approve the 2019 Sheriffs’ and Constables’ Fees as recommended by the County Sheriff.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**CONSTRUCTION MANAGER**

- 16. Discuss and take action to approve and publish Request for Qualifications for Construction Materials Testing Services for the justice center project. Advertising to be posted in the Times Tribune with payment from line item 125-401-544100 [Bid Notices and Printing].

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

**Motion carried.**

- 17. Discuss and take action to approve leasing 2 vehicles with Rawson Koenig Equipment service bodies through Enterprise Fleet Management.

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

Motion to **table** agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett.

**Motion carried - Item TABLED.**

- 18. ~~Discuss and take action to transfer \$10,000.00 from line item 125-442-581400 [Vehicle] to line item 125-442-587523 [Fleet] for Enterprise vehicle leases. Item WITHDRAWN.~~

**AUDITOR**

- 19. **Spread** upon the minutes the Certification of Funds for the Harvey Preparedness Grant.  
*No action required.*

- 20. Discuss and take action for approval to amend the 2018 Grant Budget to accommodate the Harvey Preparedness Grant.

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

**Motion carried.**

- 21. Discuss and take action for approval of contract with Xerox for a new copier/printer, and authorize the County Judge to sign said contract.

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

**Motion carried.**

**FIRE MARSHAL**

- 22. Discuss and take action to issue requests for proposals and qualifications for services related to CDBG-Disaster Recovery funds as administered by the General Land Office. Advertising to be posted in the Times Tribune with payment from line item 125-401-544100 [Bid Notices and Printing].

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

**Motion carried.**

- 23. Discuss and take action to issue requests for proposals and qualifications for services related to Hazard Mitigation Assistance funds as administered by the Texas Department of Emergency Management. Advertising to be posted in the Times Tribune for two consecutive weeks with payment 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

24. Discuss and take action to issue requests for proposals and qualifications for services related to CDBG Community Development Fund as administered by the Texas Department of Agriculture. Advertising to be posted in the Times Tribune with payment 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

## MISCELLANEOUS

25. ~~Discuss and take action to approve Burn Ban. Item WITHDRAWN.~~
26. ~~Discuss and take action to deliberate business and financial issues in executive session based on determination and recommendation from the District Attorney's Office that deliberation in an open meeting regarding business and financial issues related to purchasing or leasing real property in Precinct 1 would have a detrimental effect on the position of the County in negotiations with third persons. Item WITHDRAWN.~~

## EXECUTIVE SESSION

27. Deliberate business and financial issues related to purchasing or leasing real property in Precinct 1 pursuant to Government Code Sections 551.072 and 551.0725.
28. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
29. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

*No Executive Session needed.*

## ADJOURN MEETING

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:12 a.m.

I ATTEST TO THE ACCURACY OF THE FORGOING MINUTES:

*Debbie Hollan*

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



**APPROVED** this the 26<sup>th</sup> day of September 2018.

*[Signature]*  
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Carbett "Trey" J. Duhon, III  
County Judge