

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – JANUARY 13, 2016**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 13<sup>th</sup> day of January 2016 at its meeting place in the Commissioners Courtroom of the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Presiding Judge, Commissioner Jeron Barnett at 9:00 a.m. with the following members of the Court present to-wit:

Russell Klecka, Commissioner Precinct 2  
Jeron Barnett, Commissioner Precinct 3 - *Presiding Judge*  
Justin Beckendorff, Commissioner Precinct 4  
Debbie Hollan, County Clerk

Absent: Carbett "Trey" J. Duhon III, County Judge  
John A. Amsler, Commissioner Precinct 1

Delivery of Invocation by: Commissioner Klecka  
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 Klecka.

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT** – None

**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** – January 6, 2016 Regular Session

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

(a) \$ 80.00 for Invoice # 15547401 [Courthouse, Hold-up Alarm],

\$50.00 for Invoice #16544901 [Courthouse Burglar Alarm],

\$885.00 for Invoice # 16112401 [Courthouse Camera Surveillance],

\$30.00 for Invoice # 16522001 [JP #1 Hold-up Alarm],

\$204.50 for Invoice # 16111601 [JP #2 Burglar Alarm / DVR System],

\$280.00 for Invoice # 16540901 [JP #3 DVR],

\$115.00 for Invoice # 16520101 [JP #4 Burglar, Hold-Up, Access Control, DVR Monitors], for a total of \$1,644.50 to TAC Security & Video from line item 117-428-568425 [Courthouse Security-Miscellaneous Security].

(b) \$995.00 to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].

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

Motion to **approve** consent agenda items #2-4 by Commissioner Klecka, seconded by Commissioner Beckendorff.

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**COUNTY JUDGE**

5. Discuss and take action to approve the Resolution and appointment of Jeron Barnett to the Southeast Texas Housing Finance Corporation Board for a two year term beginning January, 2016.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

6. Discuss and take action to authorize publication of public notice for a public hearing regarding Enterprise Zone nomination for Igloo Products Corporation by Waller County.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**TREASURER**

7. Discuss and take action to approve Treasurer's Report.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

8. Discuss and take action to approve Investment Report.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**COUNTY ENGINEER**

9. Discuss and take action to approve a variance to the Waller County Subdivision and Development Regulations, Section 4.3.1, from Houston Oaks Venture, L.P.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

10. Discuss and take action to approve a variance to the Waller County Subdivision and Development Regulations, Drainage Criteria Manual, pg E9, from Tomball Forest Products.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## SHERIFF

11. **Spread** upon the minutes the 2015 Waller County Sheriff's Office Motor Vehicle Racial Profiling Information as submitted to the Texas Commission on Law Enforcement.  
No action required.

## MISCELLANEOUS

12. Discuss and take action to approve payment of \$20,000.00 for Invoice # 1591 to Waller County Economic Development from line item 125-411-547200 [Economic Development] for first quarterly payment.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

13. Discuss and take action to approve the private resale offer for the following property: "Lot 9, Block 4, Monticello Estates, Waller County, Texas, tax account R23703 in the amount of \$2,282.54 by USA Acquisitions and authorize the County Judge to sign a resale deed for said property to USA Acquisitions."

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

14. Discuss and take action to approve the private resale offer for the following property: "Lot 37 of Clear Creek Forest, Section 6, Waller County, Texas, tax account R 16021 in the amount of \$14,010.00 by John and Kimberley Hailey and authorize the County Judge to sign a resale deed for said property to John and Kimberley Hailey."

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## AUDITOR

15. Request by County Auditor for approval of quarterly reimbursement of Juror Payments.

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

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## EXECUTIVE SESSION

16. Consultation with District Attorney about pending or contemplated litigation pursuant to Government Code Section 551.071.
17. Consultation with Attorney JD Head of Fritz, Byrne, Head & Fitzpatrick, PLLC, via telephone conference call, regarding contested case hearing in SOAH Docket No. 582-14-3597, and 2011 Landfill Ordinance [Executive Session as requested

pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].

18. Consultation with Attorney JD Head of Fritz, Byrne, Head & Fitzpatrick, PLLC, via telephone conference call, regarding pending or contemplated litigation with CenterPoint Energy Houston Electric, LLC [Executive Session as requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
9. 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 Klecka, seconded by Commissioner

**Motion carried.**

*Trey Duhon – Absent*

*Commissioner Amsler – Absent*

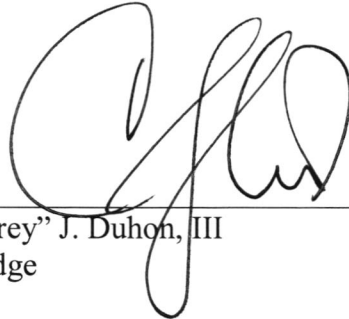
*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

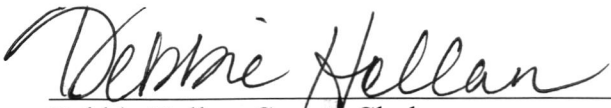
Meeting was **ADJOURNED** at 9:15 a.m.

**APPROVED** this the 20<sup>th</sup> day of January 2016.



Carbett "Trey" J. Duhon, III  
County Judge

ATTEST:



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

