MINUTES

WALLER COUNTY COMMISSIONER'S COURT REGULAR SESSION WEDNESDAY – JUNE 10, 2015

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 10th day of June 2015 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 9:00 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

PUBLIC COMMENT

- 1. Constable Hershel Smith discussed upcoming Juneteenth celebration.
- 2. Denise Mattox encouraged the court to prioritize the reconstruction of the Waller County Community Center in Prairie View.

Commissioner Beckendorff – Yes

CONSENT AGENDA (2-5 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 June 3, 2015 Regular Session
- 3. Request by County Treasurer for approval of payroll.
- 4. Request to approve payment on the following:

(a) \$ 627.00 for Invoice # W8382 to Telomack Cabling Solutions to be paid from line item 600-600-587518 [JP 2] for Commissioner/Constable/Sheriff Offices located at Precinct 2.

Motion to **approve consent agenda items #1 thru #4** 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 #11

June 10, 2015 Regular Session

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

Motion by Commissioner Amsler, seconded by Commissioner Beckendorff to approve accounts payable and authorize County Treasurer to make a payment by phone in the amount of \$24,161.80 to Fuelman.

Motion carried. Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Barnett - Yes

Commissioner Klecka -YesCommissioner Beckendorff - Yes

CONSTABLE, PRECINCT 3

6. Request authorization to accept twelve (12) police digital two way radios, four (4) portable hand held Motorola XTS 2500 radios and eight (8) Motorola XTL 2500 RB Mobile radios, donated to the Waller County Constable Department Precinct 3 by the University of Houston Downtown Police Department.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes

Commissioner Klecka -YesCommissioner Beckendorff - Yes

7. Request authorization to accept four (4) Panasonic Toughbook CFR-30 Laptop/Mobile Data Terminals (MDT's) donated to the Waller County Constable Department Precinct 3 by Mr. Ron Daniels of Ultimate Lock Systems.

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

Judge Trey Duhon – Yes	Commissioner A
	Commissioner B

ner Amsler	-Yes	Commissioner Klecka – Yes	
ner Barnett	-Yes	Commissioner Beckendorff – Yes	

Request authorization to participate in the Texas State School Safety Center 8. Tobacco Enforcement Program (TEP).

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

Discuss and take action to approve the Official Bond and Oath for Jeremiah Jones as 9. Reserve Deputy Constable for Waller County Precinct Three.

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

10. Discuss and take action to approve submission of NIJ FY15 Comprehensive School Safety Initiative Partnership Grant.

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion carried. Com

Judge Trey Duhon - Yes

Commissioner Amsler – No	Commissioner Klecka – No
Commissioner Barnett – Yes	Commissioner Beckendorff – Yes

CONSTABLE, PRECINCT 2

Discuss and take action to approve the application for Eligibility for the Texas 11. Facilities Commission Federal Surplus Property Program.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**. Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Klecka – Ye

Commissioner Barnett – Yes

Commissioner Klecka – Yes Commissioner Beckendorff – Yes

Returned to Agenda Item #5

JUSTICE OF THE PEACE, PRECINCT 3

 Discuss and take action to approve proposal from Tac Security Systems for the following items: Alarm Monitoring, Setup and programming \$75.00 and monthly monitoring \$30.00 and 16 channel 960H Video Surveillance System. Installation of \$500.00 and monthly fee of \$250.00. Funds to be paid from line item 117-428-568425 [Miscellaneous Security].

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

MAINTENANCE

13. Discuss and take action to select Contractor for concrete sidewalk at the Waller County Tax Office in Hempstead.

Motion to **select Precision Concrete Services** 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

14. Discuss and take action to reappoint Sue Fagan to Position #8 on the Texana Center Board of Trustees for a two-year term.

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 ENGINEER

15. Discuss and take action regarding a variance request to the Subdivision and Development Regulations by Eric Benitez.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion FAILED – Variance denied.**

Judge Trey Duhon – No	Commissioner Amsler – No	Commissioner Klecka – No
	Commissioner Barnett – No	Commissioner Beckendorff – No

16. Discuss and take action regarding a variance request on the placement of culverts on Rochen Road by David Harrison.

Motion to **approve** by Commissioner Barnett, seconded by Commissioner Beckendorff. **Motion carried**. *Judge Trey Duhon – Yes* Commissioner Amsler – Yes Commissioner Klecka – Yee

Duhon – Yes	Commissioner Amsler – Yes	Commissioner Klecka	-Yes
	Commissioner Barnett – Yes	Commissioner Beckendorff	-Yes

17. Discuss and take action regarding a variance request to the Subdivision and Development Regulations by Craig Wilson.

Motion to approve by Commissioner Beckendorff, seconded by Commissioner Barnett. Motion FAILED - Variance denied.

Judge Trey Duhon – No

Commissioner Amsler – No Commissioner Barnett – No

Commissioner Klecka -NoCommissioner Beckendorff – No

MISCELLANEOUS

Discuss and take action to authorize payment to Willow Creek Farms Municipal 18. Utility District pursuant to the Transportation Development Agreement for Kingsland Boulevard in the amount not to exceed \$213,394.74.

Motion to **approve** by Commissioner Barnett, seconded by Commissioner Beckendorff. Motion carried. Judge Trey Duhon – Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes

Commissioner Klecka -YesCommissioner Beckendorff - Yes

19. Discuss and take action to approve payment of \$5,785.26 to Hills Construction from line item 600-600-587519 [JP #3] for painting of Precinct 3 building.

Motion to approve 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

EXECUTIVE SESSION

- 20. Consultation with District Attorney about pending or contemplated litigation. Item WITHDRAWN.
- 21. Discussion and possible action regarding Cause No. 14-15-00322; Glenn Beckendorff, in his Offical Capacity as Waller County Judge, et al. v. City of Hempstead, et al.; in the Fourteenth Court of Appeals, Houston, Texas [Executive Session as requested pursuant to Texas Government Code, Title 5, Subchapter D. Section 551.071 (Consultation with Attorney)].

Court convened to Executive Session at 11:03 a.m. Court reconvened from Executive Session at 11:19 a.m.

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

Motion to approve Resolution in Support of Motion to Dismiss by Commissioner Klecka, seconded by Commissioner Amsler.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes *Commissioner Barnett – Yes*

Commissioner Klecka - Yes Commissioner Beckendorff – Abstained

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 11:25 a.m.

APPROVED this the 17th day of June 2015.

Carbett "Trey" J. Duhon, III County Judge

ATTEST:

lav Debbie Hollan, County Clerk

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

