

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – FEBRUARY 11, 2015

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 11th day of February 2015 at its meeting place in the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Waller County Judge Trey Duhon at 9:02 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 with change to consent agenda item #4 (g) by Commissioner Barnett, seconded by Commissioner Beckendorff.

Motion carried.

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

2. **Approval of the minutes – 3 Sets**

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

Motion carried.

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

Minutes approved: January 21, 2015 Regular Session, January 28, 2015 Regular Session
February 4, 2015 Regular Session.

PUBLIC COMMENT

1. Diana Tatum addressed the court regarding the recent town hall meetings she attended and concerns pertaining to the recent landfill trial.
2. Commissioner Justin Beckendorff announced the passing of longtime resident Mr. Jim Buller from Pattison, Texas as well as publicly thanked the Pattison Area Volunteer Fire Department for hosting the recent town hall meetings.
3. Dr. Denise Mattox addressed the court with issues regarding the Proclamation observing February as Black History Month which Commissioners Court approved last week.
4. Mr. Richard Stoker thanked the court for providing live video at meetings and further commented on events pertaining to the proposed Pintail Landfill and recent trial.
5. Mr. David Allen addressed the court with concerns and issues pertaining to the proposed Pintail Landfill and the impact it will have to Prairie View A&M University.
6. Marie Herndon thanked Judge Duhon and Commissioner Barnett for hosting town hall meetings and informing the public as well as voiced concerns regarding the proposed landfill.

7. Judge Trey Duhon thanked everyone who were able to attend the town hall meetings as well as thanked the City of Prairie View for the use of their City Hall and the Pattison Area Volunteer Fire Department for the use of their facility to host the Town Hall meetings.

CONSENT AGENDA (3-4h 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.

3. Request by County Treasurer for approval and/or release of securities pledged by First National Bank of Bellville / Waller Branch.
4. Request to approve payment on the following:
 - (a) \$28.14 for Invoice #68247/2 to Hometown Hardware from line item 600-600-581822 [Equip/Radios & Accessories].
 - (b) \$669.60 for Invoice #44085394-00 to Voss Lighting to be paid as follows: \$401.76 from line item 600-600-587518 [JP 2] and \$267.84 from line item 600-600-587519 [JP 3].
 - (c) \$2,250.00 for Invoice #AH008871 to Harris County Treasurer from line item 125-423-540702 [Autopsy].
 - (d) \$1,092.78 for Invoice #INV80435 to GoKeyless to be paid as follows: \$546.39 from line item 600-600-587518 [JP 2] and \$546.39 from line item 600-600-587519 [JP 3].
 - (e) \$ 448.20 for Invoice # W8250 to Telomack Cabling Solutions from line item 600-600-587518 [JP 2].
 - (f) \$1,225.00 for Invoice # D1042 to Texas Association of Counties from line item 125-411-562300 [County Organizational Dues].
 - (g) \$885.00 to TAC Security & Video for invoice #15112402 [Courthouse Surveillance System]
\$80.00 to TAC Security & Video for invoice #15547402 [Courthouse Hold-Up Alarm]
\$30.00 to TAC Security & Video for invoice #15522002 [JP 1 Hold-Up Alarm]
\$204.50 to TAC Security & Video for invoice #15111602 [JP 2 Burglar Alarm & DVR System]
\$115.00 to TAC Security & Video for invoice #15520102 [JP 4 Burglar, Hold-Up, Access Control and DVR Monitors]
\$87.50 to TAC Security & Video for invoice #15320502 [Waller County DA] **from line item 125-416-568426 [Office Security]**
\$50.00 to TAC Security & Video for invoice #15544902 [County Election Office, Burglar Alarm] from Line Item 117-428-568425 [Special Revenue Courthouse Security – Miscellaneous Security].
 - (h) Request by County Auditor for approval and/or ratification of Accounts Payable.
Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.
Motion carried.

TREASURER

- 5. Request for County Treasurer for approval to purchase a Xerox DocuMate 5445 document scanner from Indoff Incorporated for \$689.87 to be paid from line item 114-427-545512 [Records Preservation].

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

CONSTABLE PRECINCT 3

- 6. Discuss and take action to approve Official Bond and Oath for Richard Johnson and Ronnie R. Daniels as Reserve Deputy Constables for Precinct 3.

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 JUDGE

- 7. Discuss and take action to appoint County Judge to have direct supervision over the IT Department.

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

DISTRICT ATTORNEY

- 8. Discuss and take action to authorize the County Treasurer to amend the 2015 Salary Order in the District Attorney’s Office to reduce the Salary of the 2nd Assistant District Attorney position.

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

- 9. Discuss and take action to transfer \$2,500.00 from line item 125-416-510005 [Salary Assistant] to line item 125-416-510101 [Part Time].

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

- 10. Discuss and take action to create two additional part-time investigator positions and set the hourly rate for those positions in the District Attorney’s Office and to authorize the County Treasurer to amend the 2015 Salary Order if necessary to set the hourly rate for those positions.

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

- 11. Discuss and take action to authorize Waller County Judge to sign the Collaborative Agreement between Shield-Bearer Counseling Centers and the Waller County District Attorney funded from the District Attorney’s Pre-trial Diversion Program to provide drug/alcohol and other counseling programs to residents of Waller County, Texas.

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

ELECTION ADMINISTRATOR

- 12. Consider and take action to increase payment for temporary, part-time elections workers from \$9/hr. maximum up to \$9.50/hr. maximum.

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

- 13. **Public Hearing:** Establishment of speed limits and the installation of speed limit signs on the following roads:

- Old Houston Highway: entire length from FM 359 to FM 362 of 45 mph
- Brumlow Road: entire length from FM 359 to Blinka Road of 45 mph

Public Hearing began at 10:03 a.m.

Several comments were made in support of the change in speed limit on Old Houston Highway. Mr. Yancy Scott, Assistant County Engineer confirmed this was pertaining to the unincorporated section of the road at this time.

Public Hearing ended at 10:09 a.m.

- 14. Recommend the establishment of speed limits and the installation of speed limit signs on the following roads:

- Old Houston Highway: entire length from FM 359 to FM 362 of 45 mph
- Brumlow Road: entire length from FM 359 to Blinka Road of 45 mph

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

- 15. Discuss and take action to approve the Minute Order for Public Power Pool.

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

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

Motion carried – item TABLED.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

16. Discuss and take action to approve the Waller County Homeland Security Grant Debarment Policy and Procedure.

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

17. Discuss and take action to approve payment of \$77,600.00 for Invoice # 28426 to Trico Tower Service, Inc. from line item 600-600-581822 [Equip/Radios & Accessories].

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

18. Discuss and take action to approve payment of \$23,820.00 for Invoice # 515791 to Hills Construction from line item 600-600-587518 [JP 2] for interior work on JP 2 Office.

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

AUDITOR

19. **Spread** upon the minutes the Certification of Funds for the Texas Indigent Defense Formula Grant #221-15-237, October 1, 2014 to September 30, 2015.

No action required.

20. Request by County Auditor to amend the 2015 Grant Budget to create revenue and expense line items to accommodate the Texas Indigent Defense Formula Grant, #221-15-237, October 1, 2014 to September 30, 2015.

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

21. ~~Discussion and possible action regarding case entitled *City of Hempstead and Citizens Against the Landfill in Hempstead v. Waller County, Texas, et al.*; Cause No. 13-03-21872; In the 506th Judicial District Court of Waller County, Texas; Waller County Ordinance No. 2013-001 and the Host Agreement between Waller County, Texas and Pintail Landfill, L.L.C. [Executive Session as requested [pursuant to Texas Government Code, Title 5, Subchapter D. Section 551.071 (Consultation with Attorney)].~~

Item WITHDRAWN.

22. ~~Reconvene into Open Session for Potential Action Resulting from Executive Session.~~

Item WITHDRAWN.

23. ~~Consultation with District Attorney about pending or contemplated litigation.~~

Item WITHDRAWN.

ADJOURN MEETING

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

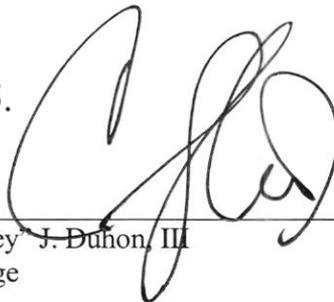
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

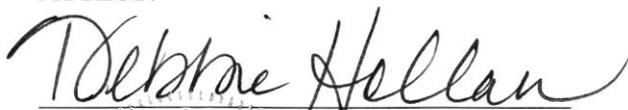
Meeting was **ADJOURNED** at 10:34 a.m.

APPROVED this the 17th day of February 2015.



Carbett "Trey" J. Duhon, III
County Judge

ATTEST:



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

