

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MARCH 22, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 22nd day of March 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 9:00 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
Stephanie Tompkins, Deputy 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 Barnett, seconded by Commissioner Beckendorff.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

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 - March 15, 2017 Regular Session, March 20, 2017 Special Session**

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

(a) \$ 375.00 for Invoice # 108997 to Fritz, Byrne, Head & Gilstrap, PLLC from line item 125-411-540300 [Legal] Pintail Landfill.

4. **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

TREASURER

5. **Discuss and take action to amend the 2017 Salary Order.**

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

Motion carried.

COUNTY ENGINEER

- 6. Discuss and take action to approve the General Plan for the proposed Freeman Ranch development near FM 529 and Beckendorff Road in Precinct 4 with the following variances to the Waller County Subdivision and Development Regulations:
 - variance regarding the minimum right-of-way width for collector streets from Pape-Dawson Engineers; and
 - variance regarding the minimum centerline radius for local and collector streets from Pape-Dawson Engineers.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – No
Commissioner Barnett – Yes

Commissioner Klecka – No
Commissioner Beckendorff – Yes

- 7. Discuss and take action to approve the following line item transfer within the Road and Bridge Department Budget:
 - Transfer \$3,000.00 from line item 110-530-587505 [Road Materials] to line item 110-530-581100 [Construction Equipment] to fund adding the 4-wheel drive option to the new patch truck.

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

TAX ASSESSOR-COLLECTOR

- 8. Discuss and approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.

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

MISCELLANEOUS

- 9. Discuss and take action to approve the private tax resale offers from Mr. Greg Graham for the following properties:
 - a. Lot 9, Block 6, Deerwood Lakes, Section 5, tax account R18110 in the amount of \$1,000.00.
 - b. Lot 62, Deerwood Lakes, Section 1, tax account R17255 in the amount of \$2,250.00.
 - c. Lot 54, Deerwood Lakes, Section 1, tax account R17247 in the amount of \$2,250.00.
 - d. Lot 67, Deerwood Lakes, Section 1, tax account R17260 in the \$2,250.00.
 - e. Lot 91, Deerwood Lakes, Section 1, tax account R17284 in the amount of \$2,250.00.
 - f. Lot 9, Block 5, Section 4, Rolling Hills Colony, tax account R27046 in the amount of \$6,760.00.

and authorize the County Judge to sign a resale deed for said properties to Mr. Greg Graham.

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 the private tax resale offer from Mr. Joel Olvera for the following property: 0.25 acre in Abstract 131, the Jared E. Groce Survey tax account R10397 in the amount of \$4,800.00 and authorize the County Judge to sign resale deed for said properties to Mr. Joel Olvera.

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 approve the Agreement between Waller County and Melanee Smith Memorial Library.

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 to approve payment of \$4,000.00 to Melanee Smith Memorial Library as allocated in the 2017 Budget from line item 125-411-547340 [Melanee Smith Library].

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*

13. 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 4 would have a detrimental effect on the position of the County in negotiations with third persons.

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*

AUDITOR

14. Discuss and take action to amend the 2017 Budget to accommodate Road and Bridge donations for McAllister Road from the prior years.

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*

EXECUTIVE SESSION

Court convened to Executive Session at 9:35 a.m.

- 15. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
- 16. Deliberate business and financial issues related to purchasing or leasing real property in Precinct 4 pursuant to Government Code Sections 551.072 and 551.0725.

Court reconvened from Executive Session at 11:08 a.m.

- 17. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session. **No action taken from Executive Session.**

ADJOURN MEETING

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

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Not Present</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

Meeting was **ADJOURNED** at 11:08 a.m.

APPROVED this the 29th day of March 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

By:
Stephanie Tompkins, Deputy County Clerk

