

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
THURSDAY – APRIL 6, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Thursday, the 6th day of April 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 1:01 p.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 – *dismissed at 2:30 p.m.*
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 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

1. Dr. Veda Brown provided positive comments regarding the City of Prairie View and Commissioner Barnett.
2. DeWayne Charleston addressed the court with his concerns in Waller County.
3. Pat Brueggar made comments in regard to CPS and the Waller County Child Welfare Board.
4. Dr. Denise Mattox commented on the road closure in Sunnyside.

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 – March 31, 2017 Regular Session**
3. **Request to approve payment on the following:**
 - (a) \$3,159.72 to Newline Interactive for annual Webinar License. Funds to be paid from line item 125-411-545001 [Maintenance Contracts].
 - (b) \$1,120.00 to Texas Associates of Counties for Website Content Migration from line item 125-411-545001 [Maintenance Contracts].
 - (c) \$2,390.00 for two invoices at \$1,195.00 each to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].
4. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

5. Discuss and take action to approve a Utility Permit for San Bernard to install 4 power poles along the ROW of Rice Road.

Motion to **approve consent agenda items** 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

PROCLAMATIONS

6. ~~Discuss and take action to approve Proclamation recognizing April as Child Abuse Awareness and Prevention Month in Waller County. Item WITHDRAWN.~~

7. Discuss and take action to approve the Proclamation recognizing April as Sexual Assault Awareness and Prevention Month in Waller County.

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

(Judge Duhon read Proclamation)

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Advanced to Agenda Item #26 & 27

ELECTION ADMINISTRATOR

8. Discuss and take action to approve Oath and Bond for Christy Eason, Election Administrator.

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

Advanced to Agenda Items #22 & 23

COUNTY JUDGE

9. Discuss and take action to approve Lease Agreement for the Karisch Building.

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

Motion to **amend** by Judge Duhon, seconded by Commissioner Barnett to revise the lease agreement to \$1,000.00 per month.

Amendment carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended 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 Video Surveillance & Recording and Alarm System Lease Agreement with TAC Security for the Karisch Building including the alarm system.

Motion to **approve** including adding Alarm System by Commissioner Beckendorff, seconded by Commissioner Barnett. *(Contingent upon signed lease agreement)*

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 proposal from Telomack Cabling Solutions for the Karisch Building.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.
 (Contingent upon signed lease agreement)

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 the proposal from ICS for relocating phones for the Elections office at the Karisch Building.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.
 (Contingent upon signed lease agreement)

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Advanced to Agenda Item #16

- 13. Discuss and take action to rescind appointment of Dani Post to the Waller County Child Welfare Board.

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

- 14. ~~Spread upon the minutes the resignation of Dottie Dumas from the Waller County Child Welfare Board. Item WITHDRAWN.~~

- 15. Discuss and take action to appoint member or members to the Waller County Child Welfare Board.

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

Motion to **appoint Ben Lohmer** by Commissioner Beckendorff, seconded by Judge Duhon.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Motion to **appoint Tracy Sebesta** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Abstained

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Returned to Agenda Item #8

COMMISSIONER, PRECINCT 3

- 16. Discuss and take action to approve estimate from Low Voltage Security Solutions for the Camera, Access Control, and Security System for the Waller County Community Center.

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

Motion to **table** 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

TAX ASSESSOR-COLLECTOR

21. 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 Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

RECYCLE CENTER

22. Discuss and take action to approve books recycled by the library to be declared as surplus and disposed pursuant to Local Government Code Section 263.152.

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

23. Discuss and take action to approve Bond for the Waller County Recycling Center.

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

Advanced to Agenda Items #29-32

MISCELLANEOUS

24. Discuss and take action to authorize the County Judge to sign two tax resale deeds for the private resale of two properties currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

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

25. Discuss and take action to authorize the County Judge to sign one correction tax resale deed for the private tax resale of two properties currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

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

26. Discuss and take action to approve Agreement between Waller County and Focusing Families.

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

27. Discuss and take action to approve payment of \$15,000.00 to Focusing Families from line item 125-411-547310 [Focusing Families] as allocated in the 2017 Budget.

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

Moved to Agenda Items #13-15

- 28 Discuss and take action to approve payment to Hyas Corp. for \$ \$101,125.00 from line item 125-411-561300 [Hyas Corp/ Chap 381 Agreement] per Chapter 381 Agreement.

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

29. 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

EXECUTIVE SESSION

Court **convened** to Executive Session at 1:46 p.m.

Court **reconvened** from Executive Session at 2:38 p.m.

30. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
31. 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.
32. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

No action taken from Executive Session.

Returned to Agenda Item #9

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

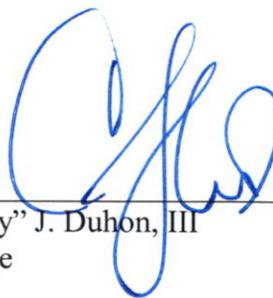
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 3:48 p.m.

APPROVED this the 12th day of April 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

And

By: 
Stephanie Tompkins, Deputy County Clerk

