

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – APRIL 12, 2017**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 12<sup>th</sup> 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 9:01 a.m. with the following members of the Court present to-wit:

Carbett "Trey" J. Duhon III, County Judge  
Russell Klecka, Commissioner Precinct 2  
Jeron Barnett, Commissioner Precinct 3  
Justin Beckendorff, Commissioner Precinct 4  
Debbie Hollan, County Clerk

Absent: John A. Amsler, Commissioner Precinct 1

Delivery of Invocation by: Commissioner Beckendorff

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 – Absent*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT**

1. Constable Hershel Smith addressed the court regarding his concerns with the newly appointed Election Administrator and addressed issues he has had regarding a copier for his office.

2. Pat Bruegger addressed the court regarding agenda items #6, 7, and 8.

**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** – April 6, 2017 Regular Session

3. **Request by County Treasurer for approval of payroll.**

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

(a) \$1,075.00 for invoice payable to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].

(b) \$1,250.00 for invoice payable to Singleton & Sons Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].

(c) \$2,887.00 for invoice # AH014089 and \$2,887.00 for invoice # AH014098 for a total of \$5,774.00 payable to Harris County Treasurer from line item 125-423-540702 [Autopsy].

(d) \$2,300.00 for invoice # T892378 payable to Terracon from line item 110-530-569000 [April 2016 Flood].

(e) \$21,250.00 for invoice # 1678 payable to Waller County Economic Development from line item 125-411-547200 [Economic Development] as allocated in the 2017 Budget.

(f) \$ 80.00 for Invoice # 17547404 [Courthouse, Hold-up Alarm], \$50.00 for Invoice #17544904 [Courthouse Burglar Alarm], and \$990.00 for Invoice # 17112404 [Courthouse Camera Surveillance],

for a total of \$1,120.000 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].

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

Motion to **approve consent agenda items** by Commissioner Klecka, seconded by Commissioner Beckendorff.

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

## PROCLAMATION

6. Discuss and take action to approve Proclamation recognizing April as Child Abuse 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 – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

## COUNTY JUDGE

7. ~~Discuss and take action to rescind appointment of Dottie Dumas to the Waller County Child Welfare Board. Item WITHDRAWN.~~

8. ~~Discuss and take action to appoint member or members to the Waller County Child Welfare Board. Item WITHDRAWN.~~

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

## COMMISSIONER, PRECINCT 2

10. **Public Hearing:** Installation of “No Thru Trucks” signs on Murrell Road.

**Public Hearing began at 9:27 a.m.**

Residents provided comments regarding the need for the “No Thru Trucks” signs.

**Public Hearing ended at 9:50 a.m.**

11. Discuss and take action to approve the installation of “No Thru Trucks” signs on Murrell Road.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

## LIBRARY

12. Discuss and take action to approve transfer of \$1,008.00 from line item 125-537-544810 [Software/Updates] to line item 125-537-568400 [Miscellaneous] for Innovative Communications Systems for phone repairs.

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

**Motion carried.**

Judge Trey Duhon – Yes                      Commissioner Amsler – Absent                      Commissioner Klecka – Yes  
Commissioner Barnett – Yes                      Commissioner Beckendorff – Yes

13. Discuss and take action to combine line item 125-537-530201 [Book Proc Supplies] to line item 125-537-530200 [Supplies and Stationary] to make it one line item titled Supplies.

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

**Motion carried.**

Judge Trey Duhon – Yes                      Commissioner Amsler – Absent                      Commissioner Klecka – Yes  
Commissioner Barnett – Yes                      Commissioner Beckendorff – Yes

## AUDITOR

14. Discuss and take action for approval of quarterly reimbursement of Juror Payments.

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

**Motion carried.**

Judge Trey Duhon – Yes                      Commissioner Amsler – Absent                      Commissioner Klecka – Yes  
Commissioner Barnett – Yes                      Commissioner Beckendorff – Yes

15. **Spread** upon the minutes the Waller County Sheriff's Department Firearm Tracking System Audit and the Response Letter from R. Glenn Smith, Waller County Sheriff.

**No action required.**

## CONSTRUCTION FACILITIES MANAGER

16. Discuss and take action to approve revised recommended landscaping at the Community Center.

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

**Motion carried.**

Judge Trey Duhon – Yes                      Commissioner Amsler – Absent                      Commissioner Klecka – Yes  
Commissioner Barnett – Yes                      Commissioner Beckendorff – Yes

## MISCELLANEOUS

17. ~~Discuss and take action to approve Interlocal Agreement with the City of Prairie View for repairs on Old F.M. 1098.~~

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

Motion and Second Withdrawn – **Item WITHDRAWN.**

18. Discuss and take action to declare 9 computers surplus property and donate them to Community Christian Academy.

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

**Motion carried.**

Judge Trey Duhon – Yes                      Commissioner Amsler – Absent                      Commissioner Klecka – Yes  
Commissioner Barnett – Yes                      Commissioner Beckendorff – Yes

19. Discuss and take action to approve the following resolutions and proclamations in connection with the Texas Community Development Block Grant:
- Resolution Regarding Civil Rights
  - Resolution Designating Authorized Signatories for Contractual Documents and Documents for Requesting Funds
  - Fair Housing Proclamation

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

**Motion carried.**

*Judge Trey Duhon – Yes*                      *Commissioner Amsler – Absent*                      *Commissioner Klecka – Yes*  
*Commissioner Barnett – Yes*                      *Commissioner Beckendorff – Yes*

20. Discuss and take action to publish the following notices proclamations in connection with the Texas Community Development Block Grant in the Waller County News Citizen with payment to be funded from line item 125-401-544100 [Bid Notices and Printing]:

- Policy of Nondiscrimination on the Basis of Disability
- Citizen Participation & Grievance Procedures
- Fair Housing Proclamation

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

**Motion carried.**

*Judge Trey Duhon – Yes*                      *Commissioner Amsler – Absent*                      *Commissioner Klecka – Yes*  
*Commissioner Barnett – Yes*                      *Commissioner Beckendorff – Yes*

21. 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 – Absent*                      *Commissioner Klecka – Yes*  
*Commissioner Barnett – Yes*                      *Commissioner Beckendorff – Yes*

## **EXECUTIVE SESSION**

Court **convened** to Executive Session at 10:38 a.m.

Court **reconvened** from Executive Session at 11:06 a.m.

22. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
23. 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.
24. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Motion **made** by Commissioner Beckendorff, seconded by Commissioner Barnett to authorize the county to enter an earnest money contract to purchase 7.5 acres of land along Highway 90 for \$2.60 per square foot, contingent upon a 3% rebate to build a Precinct 4 Annex.

**Motion carried.**

*Judge Trey Duhon – Yes*                      *Commissioner Amsler – Absent*                      *Commissioner Klecka – Yes*  
*Commissioner Barnett – Yes*                      *Commissioner Beckendorff – Yes*

## ADJOURN MEETING

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:09 a.m.

**APPROVED** this the 19<sup>th</sup> 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

