

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – APRIL 19, 2017**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 19<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 9:03 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*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT**

1. Pat Bruegger addressed the court with her concerns with CPS.
2. DeWayne Charleston addressed the court with his concerns in Waller County.
3. Constable Hershel Smith addressed the court with his concerns in Waller County.

**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 12, 2017 Regular Session

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

(a) \$ 1,462.00 for Invoice # 109232 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 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*

## COUNTY JUDGE

5. **Presentation** of collection report by Otilia Gonzales of Perdue Brandon Felder Collins & Mott LLP on delinquent taxes and fine and fee collection.

No action required.

6. Discuss statements made during Public Comment of Waller County Commissioners Court on April 12, 2017 including purchasing office equipment and concerns about effective communication.

No action required.

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

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

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

**Motion carried – Item TABLED.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**Returned to Agenda Item #7 after item #10.**

Motion to bring agenda item #7 from table by Judge Duhon, seconded by Commissioner Beckendorff.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

Motion to **amend** by Commissioner Beckendorff, seconded by Judge Duhon to add the legal description with block and lot numbers to the definition in Section 1.1, Add language about who the Agreement is binding upon in Section 4.2, Add an address for Mrs. Connett in Section 7.1, and Add who rent checks should be made payable to.

**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*

**Proceeded to Agenda Item #11**

## CONSTABLE, PRECINCT 2

8. Discuss and take action to approve the Official Bond and Oath for Christopher Davis as a Reserve Deputy for Precinct 2.

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*

## CONSTABLE, PRECINCT 3

9. Discuss and take action to approve Official Bond and Oath for Pennie Goodie, George Glasgow, Cara Alexander, Diana Bonilla, and Juan Espinosa as Reserve Deputy Constables for Precinct 3.

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

**Motion carried.**

**MISCELLANEOUS**

- 10. Discuss and take action to approve Fairgrounds Road to be turned into a one-way street throughout the duration of the Sportsman Mudbug Derby and the Demolition Derby April 21, 2017 – April 22, 2017.

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

***Returned to Agenda Item #7***

- 11. 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 Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**EXECUTIVE SESSION**

**Court convened to Executive Session at 10:23 a.m.**

- 12. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
- 13. 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.
- 14. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

**Court reconvened from Executive Session at 10:55 a.m.**

**No action taken from Executive Session.**

**ADJOURN MEETING**

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

**Motion carried.**

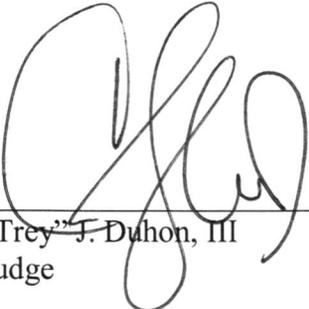
Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:58 a.m.

**APPROVED** this the 26<sup>th</sup> day of April 2015.

  
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Carbett "Trey" J. Duhon, III  
County Judge

ATTEST:

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

