

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MAY 10, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 10th day of May 2017 at its meeting place in the Commissioners Courtroom of the Waller County Courthouse, Hempstead, Texas. The meeting was called to order by Presiding Judge Commissioner Justin Beckendorff at 9:03 a.m. with the following members of the Court present to-wit:

John A. Amsler, Commissioner Precinct 1
Russell Klecka, Commissioner Precinct 2
Jeron Barnett, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4 –*Presiding Judge*
Stephanie Tompkins, Deputy County Clerk

Absent: Carbett "Trey" J. Duhon III, County Judge

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 Klecka.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. Dr. Denise Mattox – Spoke on the new Waller County Jail project.
2. Pat Bruegger – Made comments concerning the Waller County Child Welfare Board
3. Stacy Villarreal, Waller County Extension Agent – Made comments concerning events at the Extension office and encouraged the public to visit the office.
4. Dr. Veda Brown – Spoke concerning Older Americans Month and passed out gift bags to all the senior citizens attending court.
5. Bishop Rev. Dr. Walter Pendleton – Made comments and a thank you for his nomination to the Waller County Child Welfare Board.
6. Commissioner Barnett – Spoke concerning funeral services for Dr. Kirkpatrick, and the new Waller County Jail project.

CONSENT AGENDA (2-8 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** – May 3, 2017 Regular Session
3. **Request by County Treasurer for approval of payroll.**
4. **Request by County Treasurer for approval of Treasurer's Monthly Report.**
5. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

6. Discuss and take action to approve a Utility Permit to drill several 1” holes on Pitts and Morton Roads.
 7. Discuss and take action to approve Order Authorizing Memorial Day Fireworks Sales.
- Motion to **approve consent agenda items** by Commissioner Klecka, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PROCLAMATIONS

8. Discuss and take action to approve the Proclamation recognizing May as Older American’s Month in Waller County.

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

(Commissioner Amsler read Proclamation)

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

9. Discuss and take action to approve the Proclamation Declaring May 15 through May 21, 2017 as National Police Week and May 15, 2017 as Peace Officers Memorial Day in Waller County.

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

(Commissioner Barnett read Proclamation)

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

WALLER COUNTY ECONOMIC DEVELOPMENT

10. **PUBLIC HEARING:** Designating the following property as a reinvestment zone under Chapter 312 of the Texas Tax Code. Interested persons may speak or present evidence for or against the designation.

Goya Foods, Inc. at 30602 Goya Road, Brookshire, Texas 77423; described in the H&TCRR Co. Survey Sect. 77, AB 156 and Sect. 101, AB 168, and in the T.S. Reese Survey, AB 330, Tracts 3 and 4

Public Hearing began at 9:48 a.m.

No public comments received.

Public Hearing ended at 9:48 a.m.

11. Discuss and take action to approve the Reinvestment Zone Order for Goya Foods, Inc. and authorize County Judge to sign Order Designating the Reinvestment Zone.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

12. Discuss and take action to approve Tax Abatement Agreement between Waller County and Goya Foods, Inc. and authorize the County Judge to sign Agreement.

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

Motion carried.

- 13. **PUBLIC HEARING:** Designating the following property as a reinvestment zone under Chapter 312 of the Texas Tax Code. Interested persons may speak or present evidence for or against the designation.

The Houston Executive Airport at 1900 Cardiff Road, Brookshire, Texas 77423; described in the H&T.C.R.R. Co. Survey Section 99, AB 167, Tract 3, and in the J.G. Bennett Survey, AB 291 (H&T.C.R.R. Co. Survey, Section 102), Tracts 4 and 5

Public Hearing began at 9:52 a.m.

No public comments received.

Public Hearing ended at 9:53 a.m.

- 14. Discuss and take action to approve the Reinvestment Zone Order for WCF, LLC and authorize County Judge to sign Order Designating the Reinvestment Zone.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Barnett – Yes

Commissioner Klecka – Yes
Commissioner Beckendorff – Yes

- 15. Discuss and take action to approve Tax Abatement Agreement between Waller County and WCF, LLC and authorize the County Judge to sign Agreement.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Barnett – Yes

Commissioner Klecka – Yes
Commissioner Beckendorff – Yes

COMMISSIONER, PRECINCT 3

- 16. Discuss and take action to approve that all bidding for Waller County services be required to be a blind bid process. All bids received from potential bidders to be submitted as follows:

- In a closed and sealed envelope
- Opened during Commissioners Court
- Delivered to the Construction Manager after opening by Commissioners Court for review to ensure correctness before acceptance by the Court

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

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

Motion carried – Item TABLED.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Barnett – Yes

Commissioner Klecka – Yes
Commissioner Beckendorff – Yes

Advanced to Agenda Item #23

Returned to Agenda Item #16 after Item #23

Motion to bring agenda item #16 from the table by Commissioner Barnett, seconded by Commissioner Klecka.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes
Commissioner Barnett – Yes

Commissioner Klecka – Yes
Commissioner Beckendorff – Yes

Motion to **table** by Commissioner Kluna, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

CONSTRUCTION MANAGER

17. Discuss and take action to select Sub-Contractors for the installation of handicap ramp and restroom at the Karisch Building.

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

Motion made by Commissioner Amsler, seconded by Commissioner Kluna to select **Precision Concrete** as sub-contractor for ADA concrete ramps and to select **Dahvar Construction** as sub-contractor for ADA Restroom Repairs.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Motion to **amend** agenda item by Commissioner Barnett, and seconded by Commissioner Kluna for Precision Concrete and Dahvar Construction funds to be paid for out of the Maintenance budget line item 125-442-544700 [Repair and Replacement].

Amendment carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

18. Discuss and take action to approve reconciled pay application #16 to Hills Construction for \$11,070.00. Funds to be paid from line item 600-600-587520 [Community Center].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

19. Discuss and take action to approve deductive change order #3 for Hills Construction on the Community Center.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

20. Discuss and take action to approve reconciled pay application #1 to ~~Hills Construction~~ Canon Companies for \$24,874.26. Funds to be paid from line item 600-600-587520 [Community Center].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

SHERIFF

21. Discuss and take action to approve grant agreement with K9s4COPs to accept a police service dog.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

22. Discuss and take action to approve transfer of \$12,000.00 from line item 110-530-590000 [Bridge Replacement] to line item 110-530-547522 [Health, Safety & Hazard].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

23. Discuss and take action to approve the resolution in support of the reauthorization of the National Flood Insurance Program.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Retuned to Agenda Item #16

EXTENSION AGENT

24. Discuss and take action to approve a part time employee for Texas Agrilife Extension – Waller County office at a rate of \$10.00 per hour. Funds to be paid from line item 125-540-510100 [Part Time].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

25. Discuss and take action to approve mobility plan interlocal agreement with Prairie View.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

26. ~~Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071. Item WITHDRAWN.~~

27. ~~Reconvene in Open Session to take any action necessary on matters discussed in Executive Session. Item WITHDRAWN.~~

No Executive Session needed.

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:41 .m.

APPROVED this the 24th day of May 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
Stephanie Tompkins, Deputy County Clerk

