

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MAY 24, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 24th 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 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
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

Tracy Sebesta and Pat Bruegger addressed the court with their concerns regarding the Waller County Child Welfare Board.

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 – May 17, 2017 Regular Session**

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

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

(a) \$2,887.00 for Invoice # AH014368 to Harris County from line item 125-423-540702 [Autopsy].

5. **Request by County Engineer to approve a Utility Permit to install a 1" gas line on Schlipf Road.**

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

7. **Request to approve agreement with Alpha Testing for Phase 1 Environmental Site Assessment for Precinct 4 annex site.**

Motion to **approve consent agenda items** 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

WALLER COUNTY CHILD WELFARE

- 8. **Presentation** by Ben Tibbs on the status of the Child Welfare Board.
No action required.

WALLER COUNTY HISTORICAL SOCIETY

- 9. **Presentation** of maps to Waller County by Truett Bell with the Waller County Historical Society.
No action required.

CONSTRUCTION MANAGER

- 10. **Open submissions** received in response to the Request for Qualifications for Architectural Services for Proposed Waller County Jail and Sheriff’s Office.
No action required – Submissions given to Mr. Danny Rothe, Waller County Construction Manager.

IT DEPARTMENT

- 11. Discuss and take action to approve order to auction surplus electronic equipment.
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

- 12. Discuss and take action to approve the transfer of assets to the Maintenance Department for auction.

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

- 13. Discuss and take action to approve request by Janet Y. Lemelle with the Waller Pregnancy Care Center to use the Community Center once a week on a continuous basis for one year to provide pregnancy and parenting classes for mothers and fathers.

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to use on a temporary basis on Wednesdays from 1:00 p.m. – 4:00 p.m.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

- 14. Discuss and take action to approve agreement between Waller County and Fort Bend Family Health Center, Inc. dba Access Health and payment of \$25,000.00. Funds to be paid from line item 125-411-542250 [Fort Bend Family Health 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

15. Discuss and take action to remove members from and appoint members to the Waller County Jail Review and Selection Committee.

Motion **made** by Commissioner Beckendorff, seconded by Commissioner Barnett to **remove** Orval Rhoads and Alan Younts and **add** Yancy Scott – County Engineer with DeWayne Davis – Assistant Engineer as Alternate, Larry Cook – Jail Administrator, Joan Sargent – County Treasurer, Danny Rothe – Construction Manager as Chairman, and Commissioner Jeron Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

16. 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 10:48 a.m.

17. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
18. 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.
19. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Court **reconvened** from Executive Session at 11:34 a.m.

Motion **made** by Judge Duhon, seconded by Commissioner Barnett to **approve** agreement for an A.L.T.A. Survey with GLS on the Precinct 4 land.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Motion **made** by Judge Duhon, seconded by Commissioner Barnett to **approve** amendments to the Precinct 4 land contract to extend closing date to June 21st and to pay for the purchase from line item 125-600-581901 [Capital Outlay].

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Motion **made** by Judge Duhon, seconded by Commissioner Barnett to **authorize** Elizabeth Dorsey to sign agreement with True Blue Animal Rescue to forego claims against each other in the current lawsuit, cause # 16-10-23953.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

Motion **made** by Judge Duhon, seconded by Commissioner Barnett to **rescind** approval of the interlocal agreement with the City of Prairie View for repairs on Old FM 1098.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:35 a.m.

APPROVED this the 31st 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

