

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – JUNE 14, 2017**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 14<sup>th</sup> day of June 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 9:00 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*  
Debbie Hollan, 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 Barnett – Yes*

*Commissioner Klecka – Yes*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT**

1. Pat Bruegger addressed the court with her concerns of the court's integrity and accountability on their role with the previous Waller County Child Welfare Board.
2. Pete Pendeleton addressed the court regarding Juneteenth.

**CONSENT AGENDA (2-4 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 – June 7, 2017 Regular Session
3. Request to approve payment on the following:
  - (a) \$100.00 for invoice payable to State Comptroller from line item 125-411-562300 [County Organizational Dues] for State of Texas Cooperative Purchasing Program membership dues.
  - (b) \$ 80.00 for Invoice # 17547406 [Courthouse, Hold-up Alarm],  
\$50.00 for Invoice #17544906 [Courthouse Burglar Alarm], and  
\$990.00 for Invoice # 17112406 [Courthouse Camera Surveillance],  
for a total of \$1,120.000 payable to TAC Security from line item 117-428-568425 [Courthouse Security/Misc. Security].

(c) \$7,500.00 for Invoice # 04794 payable to Brazos Valley Council of Governments from line item 125-525-546900 [BVCOG] for quarterly contribution.

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

Motion to **approve consent agenda items** by Commissioner \_\_\_\_\_ seconded by Commissioner \_\_\_\_\_

**Motion carried.**

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

## PROCLAMATION

5. Discuss and take action to approve Proclamation observing the Juneteenth holiday.

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

(Commissioner Barnett read the Proclamation)

**Motion carried.**

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

## TREASURER

6. **Open** Depository bids for Precinct Four Offices.

The following bids were submitted and opened by the court:

1. Wells Fargo in Brookshire, Texas

7. Discuss and take action to authorize County Judge to sign Healthy County Wellness Coordinator and Wellness Sponsor Designation Form.

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

8. Discuss and take action to approve property, Law Enforcement Liability, and Public Officials Liability policies and payment of corresponding invoices for coverage with Texas Association of Counties effective 07/01/2017.

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

9. Discuss and take action to approve line item transfers of \$422.42 from 125-436-530200 [Supplies] and \$250.00 from 125-436-568400 [Miscellaneous] to 125-436-581800 [Furniture & Equipment].

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

## CONSTRUCTION MANAGER

10. Discuss and take action to select Architect for proposed jail per recommendation of the Jail Committee.

Danny Rothe, Waller County Construction Manager gave recommendation of Brinkley Sargent Wiginton Architects on behalf of the Jail Committee.

Motion to **select Brinkley Sargent Wigintin** by Commissioner Beckendorff, seconded by Commissioner Barnett.

**Motion carried.**

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

11. Discuss and take action to approve Request For Qualifications for a Construction Manager at Risk for proposed jail **and to publish.**

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Amsler to add *and to publish.*

**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

**506th JUDICIAL DISTRICT COURT**

12. Discuss and take action to approve the transfer of \$1,000.00 from line item 125-408-56800 [General Translation] to line item 125-408-581813 [Equipment Lease].

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

**TAX ASSESSOR COLLECTOR**

13. Discuss and approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.

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

**COUNTY ENGINEER**

14. Discuss and take action to approve participation in U.S. Communities, Government Purchasing Alliance 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

15. Discuss and take to amend the 2017 Salary Order for the Road and Bridge Department to reflect the following mid-year merit increases, to be effective June 19, 2017:

- Assistant II – from \$18.19 per hour to \$18.37 per hour.
- Boom Mower Operator - from \$19.64 per hour to \$19.83 per hour.
- Boom Mower Operator – from \$16.30 per hour to \$16.38 per hour.
- Construction Laborer/Patch Crew - from \$15.83 per hour to \$15.99 per hour.
- Construction Laborer/Patch Crew - from \$15.75 per hour to \$15.91 per hour.

- Construction Laborer/Patch Crew - from \$15.83 per hour to \$15.91 per hour.
- Loader Operator – from \$16.64 per hour to \$16.81 per hour.
- Sign/Striping Crew - \$16.38 per hour to \$16.63 per hour.

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

16. Discuss and take action to select consultant to assist with Hazard Mitigation Grant Program application for grant funds for FEMA disaster No. 4272.

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

Motion to **amend** by Commissioner Amsler, seconded by Commissioner Barnett to **select Collaborative Communities as our consultant not to exceed \$21,000.00.**

Motion to **amend amendment** by Commissioner Barnett, seconded by Commissioner Klecka for funds to be paid from line item 110-530-545800 [Consulting Flood Plain Management].

**Amended Amendment carried.**

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

**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

**AUDITOR**

17. **Spread** upon the minutes the Certification of Funds for the donations to the Summer Reading Program at the Waller County Library, in the amount of \$1,100.00.  
 No action required.
18. Discuss and take action for approval to amend the 2017 Budget to accommodate the donations to the Summer Reading Program at the Waller County Library, in the amount of \$1,100.00.
19. ~~**Spread** upon the minutes the Certification of Funds for the Road and Bridge Department. Item WITHDRAWN.~~
20. ~~Discuss and take action for approval to amend the 2017 Budget to accommodate the miscellaneous revenue received by the Road and Bridge Department, in the amount of \$94,689.00. Item WITHDRAWN.~~

**VETERAN SERVICES**

21. Discuss and take action to approve the ~~purchase or~~ **lease** of a Ricoh MPC 407 SPF Copier/Printer. Lease for 48 months at \$61.42 per month or purchase price of \$2,451.80. Service fee of \$14.36 per month.  
 Motion to **approve** by Commissioner Barnett, seconded by Commissioner Klecka.  
 Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Klecka by striking out **purchase.**  
**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

**MISCELLANEOUS**

22. Discuss and take action to approve the Waller County Distribution System Improvements Contract for G & W Water Supply Corporation Project on the CDBG Grant # 7216479 and authorize the County Judge to sign Construction Agreement.

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 reappoint Sue Fagan to Position #8 on the Texana Center Board of Trustees for a two-year term.

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

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

**Motion carried – Item TABLED.**

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

24. 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.

Danny Rothe, Waller County Construction Manager gave update on the purchasing process.

**EXECUTIVE SESSION**

25. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
26. 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.
27. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

***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

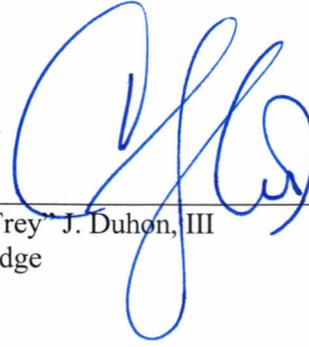
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

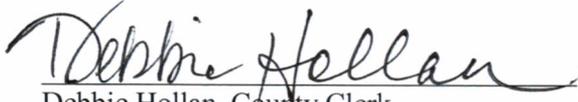
Meeting was **ADJOURNED** at 10:34 a.m.

**APPROVED** this the 21<sup>st</sup> day of June 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

