

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – JULY 3, 2018

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Tuesday, the 3rd day of July 2018 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
Justin Beckendorff, Commissioner Precinct 4
Debbie Hollan, County Clerk

Absent: Carbett "Trey" J. Duhon III, County Judge
Jeron Barnett, Commissioner Precinct 3

Delivery of Invocation by: Commissioner Amsler
Pledge to the American Flag and Texas Flag led by: Commissioner Klecka

1. **Approval of Agenda.**

Motion to **approve** agenda by Commissioner Klecka, seconded by Commissioner Amsler.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

PUBLIC COMMENT – None

CONSENT AGENDA

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 27, 2018 Regular Session

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

4. **Request by County Treasurer for approval of Election Payroll.**

5. **Request by County Clerk for approval of payment of \$5,712.88 to Tyler Technologies for Maintenance and Disaster Recovery for Eagle Recorder Software from August 1, 2018 thru July 31, 2019. Funds to be paid from line item 115-426-545512 [County Clerk's Records Management & Preservation Fund].**

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

(a) \$1,015.00 for invoice dated June 22, 2018 to Schmidt Funeral Home from line item 125-4233-540705 [Transport to Morgue].

(b) \$600.00 for 2017 and 2018 dues to South Texas County Judge's & Commissioners' Association from line item 125-411-562300 [County Organizational Dues].

7. Request by County Auditor for approval and/or ratification of Account Payable.
(Check #1119798, #1119806, #1119819 VOIDED)

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

Motion carried.

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

SHERIFF

8. Open and Award bid for Salvage Vehicles.

The followings bids were submitted and opened in Court:

1. Lewis Hagans \$1,750.00 2. Mike’s Auto Parts \$2,300.00 3. John Jessie \$2,000.01

Motion to **award** bid to Mike’s Auto Parts for \$2,300.00 by Commissioner Beckendorff, seconded by Commissioner Klecka.

Motion carried.

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

COUNTY ENGINEER

9. Discuss and take action to approve a variance request to the Subdivision and Development Regulations for the minimum lot size of 1.5 net acre for a residence per tract, by Mr. and Mrs. La Rue.

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

Motion FAILED.

Judge Trey Duhon – Absent Commissioner Amsler – No Commissioner Klecka – No
Commissioner Barnett – Absent Commissioner Beckendorff – No

10. Discuss and take action to approve Flood Protection planning study resolution for Bessie’s Creek and Spring Creek watersheds.

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

Motion carried.

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

11. Discuss and take action to approve proposals from Halff Associates to prepare Flood Protection Planning Grant applications for the Bessie’s Creek and Spring Creek watersheds. Funding to be paid from line item 110-530-545800 [Prof Services/Flood Plain].

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

Motion carried.

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

12. Discuss and take action to approve the following line item transfers within the Road and Bridge Department Budget:

\$152,250.00 from line item 110-530-587510 [Ditch Crew] and \$107,888.00 from line item 110-530-587508 [Diemer Road Realign] for a total transfer of \$260,138.00 to line item 110-530-581100 [Construction Equipment].

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

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

Motion carried – Item TABLED.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

13. ~~Discuss and take action to approve the purchase of One (1) 2018 Gradall XL4100V 6 x 4 Highway Wheeled, with a trade in of One (1) 2013 Gradall XL4100, W Unit #86 from Associated Supply Company through BuyBoard. The total purchase price including trade in will be \$260,138.17 to be funded by line item 110-530-581100 [Construction Equipment].~~ **Item WITHDRAWN.**

LIBRARY

14. Discuss and take action to accept \$500.00 donation from the North West Cycling Club to be placed in line item 125-537-536600 [Donation/Library].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

15. Discuss and take action to accept \$300.00 donation from the Tocker Foundation Grant to be placed in line item 125-537-563000 [Training & Conference].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

16. Discuss and take action to approve the change in the library hours.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

FIRE MARSHAL

17. Discuss and take action to authorize the County Judge to sign the grant award from The Center for Disaster Philanthropy (CDP) and Rebuild Texas Fund for the purchase of a water rescue boat and hand-held radios for Waller County Volunteer Fire Departments and Waller County First Responders in the amount of \$100,000.00.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

MISCELLANEOUS

18. ~~Discuss and take action to approve Burn Ban.~~ **Item WITHDRAWN.**

CONSTRUCTION MANAGER

Advanced to Agenda Item #20

19. Discuss and take action to approve recommendation for Precinct 4 Annex Project, Construction Manager at Risk (CM@Risk) Firm and direct Construction Manager and Assistant District Attorney to begin contract negotiations.

Motion to **approve** Collier Construction in Brenham by Commissioner Amsler, seconded by Commissioner Klecka.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – No

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

Proceeded to Agenda Item #21

20. **Presentation** and discussion of Schematic Design Sketches from Turner/Duran Architects for Precinct 4 Annex Project. *No action required.*

Returned to Agenda Item #19

21. Discuss and take action to approve schematic design of the Precinct 4 Annex Project.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – No

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

AUDITOR

22. **Spread** upon the minutes Certification of Funds for the \$10,000.00 donation from the Waller County Emergency Service District 200 to the Sheriff's Office. *No action required.*

23. Discuss and take action to amend the 2018 Budget to accommodate the \$10,000.00 donation from the Waller County Emergency Service District 200 to the Sheriff's Office.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

24. Discuss and take action to approve quarterly reimbursement of Juror Payments.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

25. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.

26. 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 Beckendorff.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:08 a.m.

I **ATTEST** TO THE ACCURACY OF THE FOREGOING MINUTES:

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

By: *Stephanie Tompkins*
Stephanie Tompkins, Deputy County Clerk



APPROVED this the 11th day of July 2018.

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