

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – JULY 26, 2017**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 26<sup>th</sup> day of July 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  
Justin Beckendorff, Commissioner Precinct 4  
Debbie Hollan, County Clerk

Absent: Jeron Barnett, Commissioner Precinct 3

Delivery of Invocation by: Commissioner Amsler

Pledge to the American Flag and Texas Flag led by: Commissioner Beckendorff

1. **Approval of Agenda.**

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

Motion to **amend agenda item #12** to read: transfer \$306.00 from line item 125-421-520100 [Social Security] to line items 125-421-510080 [Overtime] \$290.00, 125-421-510027 [Staff Salary] \$6.00, and 125-421-520201 [Retirement-TCDRS] \$10.00.

**Amendment carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

**Amended Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT** - None

**CONSENT AGENDA (2-6 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** – July 19, 2017 Regular Session.

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

(a) \$11,548.00 for Invoice #'s AH014798, AH14799, AH14800 and AH14801 to Harris County Treasurer from line item 125-423-540702 [Autopsy].

(b) \$632.00 for Invoice # 9069-M to Brazos County Clerk from line item 125-411-561501 [Medical/Commitment Fees].

(c) \$1,500.00 for Invoice # 2016-1002 and \$1,500.00 # 2017-1105 from line item 125-411-561302 [Highway 36A Coalition].

(d) \$7,500.00 for Invoice # 04900 from line item 125-525-546900 [BVCOG].

(e) \$1,275.00 for Invoice # 109693 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.
5. Request by County Treasurer for approval of Treasurer's Monthly report.
6. Take action to approve an access easement on Pinewood Drive from John J. Adamo.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

**Advanced to Agenda Item #9**

**WALLER COUNTY CHILD WELFARE**

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

8. Swearing in of Child Welfare Board Members.  
(Judge Duhon swore in Tracy Sebesta, Ben Lohmer, and Walter Pendleton)

**Proceeded to Agenda Item #13**

**COUNTY JUDGE**

9. Discuss and take action to authorize the County Judge to publish the Notice of Salary Increases for Elected Officials in the Times Tribune, News Citizen, Waller Times, Hot Line Press, and on the County website. Funds to be paid from line item 125-401-544100 [Bid Notices & Printing].

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

10. Discuss and take action to authorize payment of \$38,112.31 for Invoices# 15716, 15728, 15836, 15850, and 15893 to Terrill & Waldrop from line item 125-411-540300 [Legal].

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

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 – Absent

Commissioner Beckendorff – Yes

**Returned to agenda item after Executive Session**

Motion to **amend** by Commissioner Klecka, seconded by Commissioner Amsler by authorizing payment in the amount of \$23,000.00.

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

**JUSTICE OF THE PEACE, PRECINCT 4**

11. Discuss and take action to transfer \$1,400.00 from line item 125-421-581800 [Furniture and Equipment] to line item 125-421-563000 [Travel and Conference].

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

**Motion carried.**

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

12. Discuss and take action to transfer \$306.00 from line item 125-421-520100 [Social Security], to line items 125-421-510080 [Overtime] \$290.00, 125-421-510027 [Staff Salary] \$6.00, and 125-421-520201 [Retirement-TCDRS] \$10.00.

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

**Motion carried.**

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

***Returned to Agenda Items #7 & #8***

**IT**

13. Discuss and take action to approve agreement with Xpernet Services for professional services to maintain the IT Department.

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

**Motion carried.**

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

**CONSTABLE, PRECINCT 3**

14. ~~Discuss and take action to approve the following line item transfers:  
\$1,500.00 from 125-513-530200 [Supplies and Stationary]  
\$300.00 from 125-513-531400 [Postage]  
\$2,000.00 from 125-513-563000 [Training & Conference Expense]  
\$2,055.00 from 125-513-568450 [Donations]  
\$2,460.00 from 125-513-581700 [Equipment]  
\$675.00 from 125-513-581800 [Furniture & Equipment]  
\$920.00 from 125-513-581816 [Air Card Wireless]  
Total of \$9,910.00 transferred to line item 125-513-568400 [Miscellaneous].~~

**Item WITHDRAWN.**

**JUVENILE PROBATION**

15. Discuss and take action to approve the following transfers:  
\$ 625.00 from general ledger# 308-578-540700 [Audit]  
\$ 625.00 from general ledger# 308-578-545300 [Training]  
\$ 690.00 from general ledger# 308-578-530100 [Supplies]  
\$ 690.00 from general ledger# 308-578-530101 [Supplies & Supplies/Comp]  
\$ 500.00 from general ledger# 308-578-543502 [Mileage/Comp]  
\$ 500.00 from general ledger# 308-578-543500 [Mileage]

Total of \$ 3,630.00 transferred to general ledger# 308-578-565504 [Short Term Detention].

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

## **CONSTRUCTION MANAGER**

16. Discuss and take action to approve Initial Agreement with SEDALCO, Inc. for construction manager at risk services for the proposed jail.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

*Advanced to Agenda Item #19*

## **COUNTY ENGINEER**

17. ~~Discuss and take action to transfer \$72,080.83 and \$22,607.65 from Miscellaneous Sales and Miscellaneous Revenue to Line Item 110-530-581100 [Construction Equipment] in the Road and Bridge Department Budget. Item WITHDRAWN.~~

18. Discuss and take action to transfer \$75,261.00 from line item 110-530-590000 [Bridge Replacement] to line item 110-530-581100 [Construction Equipment] within the Road and Bridge Department.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

Motion by Judge Duhon to allow Yancy to proceed forward with purchases contingent on us certifying the budget amendments next week, seconded by Commissioner Klecka.

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Absent

Commissioner Beckendorff – Yes

*Proceeded to Agenda Item #20*

19. Discuss and take action to purchase new equipment for the Road and Bridge Department going through HGAC BuyBoard (or other Cooperative Purchasing Partner). All payments to be funded from Line item 110-530-581100 [Construction Equipment] within the Road and Bridge Department Budget.

- One (1) new 2017 Ford Explorer 4 x 4 and the option to trade in Unit #117 – 1992 Ford F250. Total amount not to exceed \$29,675.00.
- One (1) new 2018 Chevrolet Colorado 4 x 4 and the option to trade in Unit #114 – 1995 Ford F150. Total amount not to exceed \$29,972.00.
- One (1) new 2017 Ford F450, 4 x 4 Patch Truck and the option to trade in Unit #24 – 2009 Ford F350 4 x 2. Total amount not to exceed \$50,258.00
- One (1) new 2017 Ford F450 sign Truck with service body. Total amount not to exceed \$60,244.00.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

### ***Returned to Agenda Item #18***

20. Discuss and take action to approve the final plat for Spring Hill Estates.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

21. Discuss and take action to accept Anna Blue Crest Court and Acadian Wave of Jordan Ranch Subdivision, Section 2A into the County Maintenance Road Log.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

### **AUDITOR**

22. Discuss and take action to approve official documents and all monthly reports.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

### **EXECUTIVE SESSION**

Court **convened** to Executive Session at 10:25 a.m.

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

Court **reconvened** from Executive Session at 10:57 a.m.

### **ADJOURN MEETING**

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

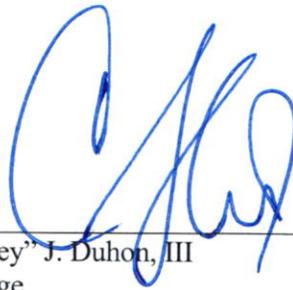
*Commissioner Klecka – Yes*

*Commissioner Barnett – Absent*

*Commissioner Beckendorff – Yes*

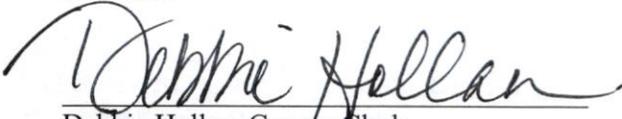
Meeting was **ADJOURNED** at 11:01 a.m.

**APPROVED** this the 2<sup>nd</sup> day of August 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

