

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – AUGUST 29, 2018

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 29th day of August 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 Jeron Barnett 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 – *Presiding Judge*
Justin Beckendorff, Commissioner Precinct 4
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 Beckendorff

1. **Approval of Agenda.**

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

Pat Bruegger addressed agenda items #5, #16, and #18.

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** – August 22, 2018 Regular Session

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

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

(a) \$1,065.00 for invoice dated August 14, 2018 and \$2,130.00 for two invoices dated August 15, 2018 at \$1,065.00 each for a total of \$3,195.00 to Schmidt Funeral Home paid from line item 125-423-540705 [Transport to Morgue].

(b) \$3,337.00 for invoice # AH017670 and \$2,887.00 for invoice # AH017669 to Harris County Treasurer from line item 125-423-540702 [Autopsy].

5. **Request approval by Juvenile Probation for the following line item transfers:**

\$2,000.00 from 308-578-565020 [MH/Psycho Group]

\$1,250.00 from 308-578-540700 [Audit]

\$1,500.00 from 308-578-545302 [Training]

\$1,500.00 from 308-578-545305 [Training]
for a total of \$6,250.00 to line item 308-578-530100 [Supplies].

6. Request by County Tax Assessor Collector to approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.
7. Request by County Auditor for approval of official documents and all monthly reports.
8. Request by County Auditor for approval and/or ratification of Accounts Payable.
9. Request by County Engineer to approve the transfer of \$15,000.00 from line item 110-530-537504 [Stock] to line item 110-530-547509 [Outside Repairs] to pay outstanding invoices and to cover future unexpected expenditures for 2018.
10. Request by County Engineer to approve a Utility Permit for San Bernard Electric Coop. for the installation of one pole within the right-of-way of Kelley Road.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

WALLER COUNTY CHILD WELFARE

11. **Presentation** by Katina Harris on the status of the Child Welfare Board.
No action required.

COUNTY COURT AT LAW

12. Discuss and take action to approve the transfer of \$1,750.00 from line item 125-411-569600 [Contingency] to the following line items: \$600.00 to 125-412-530200 [Supplies and Stationary] and \$1,150.00 to 125-412-581813 [Copier/Printer].

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

13. Discuss and take action to approve a variance request to the Subdivision and Development Regulations, Engineering Design Standards, Section 2, Lot size, regarding the minimum lot size per dwelling, by Ms. Letitia Duncan.

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

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

Motion carried – Item TABLED.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

14. Discuss and take action to approve the application for the replat of Lots 5 and 6, Block One, Pinewood Valley by Timothy Phelan, and authorize the Road and Bridge Department to issue public notice in the Brookshire Times Tribune for three consecutive weeks, establishing a public hearing during the regular session of Commissioners' Court

on September 26, 2018. **Funds to be paid from line item 125-401-544100 [Bid Notices and Printing]**

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

Motion to **amend** agenda item by inserting *Funds to be paid from line item 125-401-544100 [Bid Notices and Printing]* by Commissioner Beckendorff, seconded by Commissioner Klecka.

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

15. Discuss and take action to approve the Infrastructure Development Plan of The Haven RV Park.

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

Motion carried – Item TABLED.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

16. Discuss and take action to approve lease/purchase agreement with Dahill A Xerox Company, for One (1) Xerox C8035 Multi-Function Color Printer, One (1) Epson SureColor T5270D, Plotter/Scanner and One (1) Newline TRUTOUCH X7 Unified Collaboration System. Total lease payment of \$872.13 for 60 months to be funded from line item 110-524-544900 [Service Contracts/Repairs/Leases] within the Road and Bridge Department Budget.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

17. Discuss and take action to approve emergency repairs for Down, Bozeman & Mitchamore Road Crossings and to approve ~~transfer of \$49,500.00 from line item 125-411-569600 [Contingency]~~ to pay from line item 110-530-590000 [Bridge Replacement] for payment of repairs.

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

Motion to **amend** agenda item by striking out *transfer from Contingency and to pay from Road Bridge* by Commissioner Beckendorff, seconded by Commissioner Klecka.

Amendment carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amend Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

AUDITOR

18. **Spread** upon the minutes the Certification of Funds for the TJJD Grant for Juvenile Probation. *No action required.*

19. Discuss and take action to approve to amend the 2018-2019 Grant Budget to accommodate the TJJD Grant for Juvenile Probation.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

TREASURER

20. Discuss and take action to approve TJJD Grant Salary Order.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

21. Discuss and take action to authorize the County Judge to sign the OAG FY19 SAVNS Maintenance Grant Contract.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

22. Discuss and take action to approve Burn Ban.

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

23. 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 1 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 Klecka.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

Court convened into Executive Session at 10:45 a.m.

EXECUTIVE SESSION

24. Deliberate business and financial issues related to purchasing or leasing real property in Precinct 1 pursuant to Government Code Sections 551.072 and 551.0725.

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

Court reconvened from Executive Session at 11:12 a.m.

26. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

No action taken from Executive Session.

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

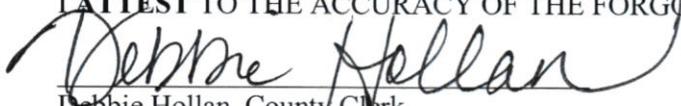
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:12 a.m.

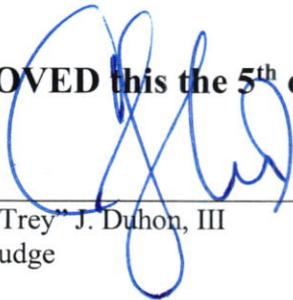
ATTEST TO THE ACCURACY OF THE FORGOING MINUTES:



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



APPROVED this the 5th day of September 2018.



Carbett "Trey" J. Duhon, III
County Judge