

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – SEPTEMBER 6, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 6th day of September 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 Jeron Barnett at 9:02 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

Commissioner Beckendorff thanked all the first responders for their help during Hurricane Harvey and he also announced the Pattison Volunteer Fire Department will be holding their annual fundraiser this Saturday at the fire station.

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 – August 31, 2017 Regular Session**
3. **Request by County Auditor for approval and/or ratification of Accounts Payable.**
4. **Request by Tax Assessor Collector for approval of refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.**
5. **Approval of upgrading courthouse and Sheriff's Office security system and equipment.**
Funds to be paid from line items 117-428-568425 [Courthouse Security] and 125-505-568426 [Sheriff Security].

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

Motion made by Commissioner Beckendorff, seconded by Commissioner Klecka to **amend** consent agenda item #5 by adding funds to be paid from line items 117-428-568425 [Courthouse Security] and 125-505-568426 [Sheriff Security].

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

PUBLIC HEARING

6. Public Hearing – Proposed Tax Rate, first hearing.

Public Hearing began at 9:12 a.m.

No public comments received.

Public Hearing ended at 9:13 a.m.

The Waller County Commissioners are proposing to adopt a total tax rate of **\$.617330** cents per \$100 valuation, the same rate being a combination of rates for the Waller County General Fund rate of **\$.584828** per \$100 valuation and the Farm to Market Flood control rate of **\$.032502** per \$100 valuation.

Commissioners Court will vote on the proposed tax rate on September 20, 2017 at 9:00 a.m. at its meeting place in the Waller County Courthouse located at 836 Austin Street, Hempstead, Texas.

COUNTY ENGINEER

7. **Recognition** of Mr. Milton Carter of the Road and Bridge Department, who retired on August 31, 2017 with 31 years and 7 months of service to Waller County.
(County Engineer Mr. Yancy Scott read resolution in honor of Mr. Milton Carter)
No action required.

8. ~~Discuss and take action to accept a lease proposal from Daimler through Buyboard for a 60 month lease on four (4) 2018 Freightliner, dump trucks, at the monthly lease rate not to exceed \$2,200.00 each and authorize the County Judge to execute said lease agreements. Item WITHDRAWN.~~

9. ~~Discuss and take action to transfer \$20,000.00 from Line Item 110-530-537501[Fuel] to Line Item 110-530-581100 [Construction Equipment] for the lease of four (4) dump trucks in 2017. Item WITHDRAWN.~~

10. Discuss and take action to approve Hydrology and Hydraulics Study of Brookshire Creek at McAllister Rd from Jones and Carter to be funded from Line Item 110-530-545800 [Prof Consult/ Flood Plain Mgmt].

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

ECONOMIC DEVELOPMENT

11. Discuss and take action to approve Tax Abatement Agreement with PME Oakmont West Ten, LLC.

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

JUVENILE PROBATION

- 12. Discuss and take action to approve and authorize the Fiscal Officer to sign the State Aid and Targeted Grants Contract and General Grant for 2018-2019.

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

MISCELLANEOUS

- 13. Discuss and take action to approve Interlocal Agreement between Lubbock County and Waller County for the Regional Public Defender for Capital Cases.

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

- 14. Discuss and take action to continue or renew declaration of local disaster.

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

- 15. Discuss and take action to approve debris removal contract for debris from Hurricane Harvey.

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

- 16. Discuss and take action to approve monitoring contract for Hurricane Harvey cleanup.

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Klecka to include Witt O'Brien's.

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

EXECUTIVE SESSION

Court convened to Executive Session at 9:39 a.m.

- 17. ~~Deliberation regarding security devices or security audits pursuant to Government Code 551.076.~~ Item WITHDRAWN.

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

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

Court reconvened from Executive Session at 9:55 a.m.

No action taken from Executive Session.

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

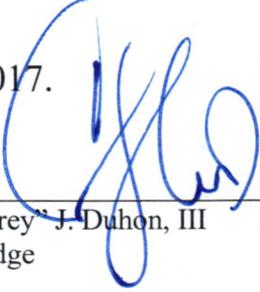
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

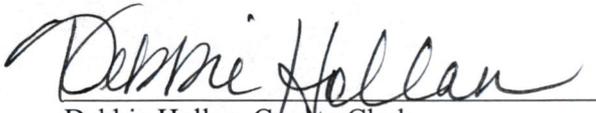
Meeting was **ADJOURNED** at 9:56 a.m.

APPROVED this the 13th day of September 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

