

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – SEPTEMBER 13, 2017

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 13th 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 Waller County Judge Trey Duhon at 9:01 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
Jeron Barnett, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4
Debbie Hollan, County Clerk

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** agenda with item #15 amended to read *publish notice of* and withdrawal of item #10 by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. Pat Bruegger addressed the court with her concerns regarding communication from Waller County during Hurricane Harvey.
2. Commissioner Jeron Barnett thanked everyone again for coming together and helping the community during Hurricane Harvey.
3. Judge Duhon announced hurricane recovery services being provided and offered in the county.

CONSENT AGENDA (2-8 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** – September 6, 2017 Regular Session
3. **Request by County Treasurer for approval of payroll.**
4. **Request by County Treasurer for approval of Monthly Report.**
5. **Request by County Auditor for approval and/or ratification of Accounts Payable.**
6. *Item removed from Consent Agenda as requested by Commissioner Klecka for discussion.*
7. **Approve a Utility Permit request from San Bernard Electric Coop to place one new pole on Clark Road and one new pole on Thompson Road.**
8. **Discuss and take action to approve transfer of Fixed Assets.**

Motion to **approve consent agenda item with the exclusion of item #6** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

6. Approve payment of \$4,500.00 to Victor's Tree Service for removal of trees on Hegar Rd. Payment to be funded from line item 125-600-581615 [Capital Outlay].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COMMISSIONER, PRECINCT 3

9. **Presentation** by Dr. Noel Estwick and Mr. Jimmy Henry on Prairie View A&M University working with Waller County to help and assist victims in the wake of Hurricane Harvey. *No action required.*
10. **Presentation** by Bill Dittman of Custom Boulders of Texas on the building of decorative gateways into Waller County. **Item WITHDRAWN.**

PUBLIC HEARING

11. Public Hearing – Proposed Tax Rate, second hearing.

Public Hearing began at 9:51 a.m.

No public comments received – Commissioners Court provided comments.

Public Hearing ended at 9:54 a.m.

Judge announced 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.

JUSTICE OF THE PEACE, PRECINCT 3

12. Discuss and take action to approve transfer of \$250.00 from line item 125-420-510080 [Overtime] to line item 125-420-510027 [Staff Salary].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

13. Discuss and take action to approve transfer of \$1,460.00 from line item 125-420-581800 [Furniture & Equipment] to line item 125-420-510101 [Part Time].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

SHERIFF

14. Discuss and take action to approve the following line item transfers within the Sheriff's Department Budget:

Transfer from:

125-505-510019	Staff Salary	\$70,000.00
125-505-563800	Groceries	\$20,000.00
125-505-564300	Disinfectant and Soap	\$ 5,000.00
125-516-510003	Staff Salary	\$70,000.00
125-516-533000	Fuel & Oil	\$60,000.00
125-516-581805	Parks & Wildlife Equipment	\$ 750.00
125-516-581830	DPS/Lic./Weight	\$ 500.00
125-517-510080	Overtime	\$20,000.00

Transfer to:

125-505-510080	Overtime	\$71,000.00
125-505-544920	Building Maintenance/Jail	\$65,000.00
125-505-563900	Uniforms	\$ 3,500.00
125-505-568426	Office Security	\$20,000.00
125-505-581800	Furniture & Equipment	\$14,000.00
125-516-510080	Overtime	\$51,000.00
125-516-563000	Training & Conference Expense	\$10,250.00
125-516-563350	CID	\$ 1,500.00
125-516-563900	Uniforms	\$ 5,000.00
125-517-530200	Supplies & Stationary	\$ 4,000.00
125-517-563900	Uniforms	\$ 1,000.00

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

15. Discuss and take action to ~~approve~~ *publish notice of* amendments to the On Site Sewage Facility Local Order. Funds to be paid from line item 125-401-544100 [Bid Notices and Printing].

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett by adding *funds to be paid from line item 125-401-544100 [Bid Notices and Printing]*.

Amendment carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

16. **PUBLIC HEARING:** The installation of signs that prohibit or restrict the stopping, standing, or parking of vehicles along Old Houston Highway.

Public Hearing began at 10:14 a.m.

County Engineer Mr. Yancy Scott explained the situation and need for signs.
Representatives from Tomball Forest provided comments.

Public Hearing ended at 10:44 a.m.

17. ~~Discuss and take action to approve order for the installation of signs that prohibit or restrict the stopping, standing, or parking of vehicles along Old Houston Highway.~~
Item WITHDRAWN.

18. Discuss and take action to accept Anserra Trail into the Waller County Maintained Road Log.

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

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Yes Commissioner Klecka – Yes
Commissioner Barnett – not present Commissioner Beckendorff – Yes

19. Discuss and take action to waive Flood Plain Permit Fees as a result of Hurricane/TS Harvey and the flooding that resulted.

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

Motion carried.

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

20. Discuss and take action to accept a lease proposal from Acme Auto Leasing, LLC through HGAC for a 60 month lease on four (4) 2018 Freightliner, dump trucks, at the ~~monthly~~ Annual lease rate not to exceed \$93,245.33 each and authorize the County Judge to execute said lease agreements. ~~\$9,200.00 to be paid from Line Item 110-530-581100 [Construction Equipment] with funds from recent FEMA reimbursements.~~

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

Motion to **amend** by Judge Duhon, seconded by Commissioner Barnett to authorize the purchase of four (4) 2018 Freightliner Dump Trucks on a 60 month Capital Lease not to exceed \$93,245.33 a year which will include extended warranties.

Amendment carried.

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

Amended Motion carried.

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

21. ~~Discuss and take action to approve the purchase of extended warranty coverage for the four (4) Freightliner dump trucks at a cost of \$3,768.00 per truck. \$15,072.00 to be paid from line item 110-530-581100 [Construction Equipment] with funds from recent FEMA reimbursements.~~ **Item WITHDRAWN.**

22. Discuss and take action on a request for price increases from Heise Trucking Company on the Crushed Limestone Bid for 2017.

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

Motion carried.

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

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

32. **Spread** upon the minutes the Certification of Funds for the Sheriff’s Office.

No action required.

33. Discuss and take action to approve request by County Auditor for approval to amend the 2017 Budget to accommodate the miscellaneous revenue received by the Sheriff’s Office, in the amount of \$4,023.00.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

TREASURER

34. Discuss and take action to approve TJJJ Grant Salary Order.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

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

36. 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 Barnett, seconded by Commissioner Beckendorff.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:44 a.m.

APPROVED this the 20th 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

