

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – JANUARY 20, 2016**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 20<sup>th</sup> day of January 2016 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  
Jeron Barnett, Commissioner Precinct 3  
Justin Beckendorff, Commissioner Precinct 4  
Stephanie Tompkins, Deputy 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** 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**

The following public members addressed the court regarding Agenda Item #13.

Ben Tibbs  
Dr. Denise Mattox  
Donald Hiawatha Barnett

**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 – January 13, 2016 Regular Session**

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

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

(a) \$995.00 to Lewis Funeral Home from line item 125-423-540705 [Transport to Morgue].

(b) \$1,500.00 to County Judges & Commissioners Association of Texas from line item 125-411-562300 [County Organizational Dues].

5. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

Motion to **approve** consent agenda items #2-5 by Commissioner Beckendorff, seconded by Commissioner Barnett.

**Motion carried.**

**COUNTY JUDGE**

6. **Presentation** by Gary Leggett, TAC Security Systems General Manager on the Surveillance System Upgrade for the Waller County Courthouse.

No action taken.

7. Discuss and take action to approve the Lease Agreement between Waller County and TAC Security Systems on the Surveillance System for the Waller County Courthouse.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**COMMISSIONER, PRECINCT 4**

8. Discuss and take action to create a temporary position at the Waller County Recycle Center and approve the hiring of a temporary employee.

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

Motion to **amend** by Commissioner Amsler, seconded by Commissioner Barnett to authorize Commissioner Beckendorff to interview and hire a temporary employee at the recycling center with a rate of \$15.00 per hour.

**Amendment carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**Amended Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**CONSTABLE, PRECINCT 2**

9. **Spread** upon the minutes the 2015 Waller County Constable Pct. 2, Motor Vehicle Racial Profiling Information as submitted to the Texas Commission on Law Enforcement.

No action required.

**DISTRICT CLERK**

10. Discuss and take action to approve the transfer of fixed assets to the Maintenance Department.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**COUNTY ENGINEER**

11. Discuss and take action to award bid for gasoline and diesel fuels to Three L, Inc. for 2016.

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

**Motion carried.**

**SHERIFF**

12. Discuss and take action to approve Jail Physician Agreement for 2016.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

**ELECTIONS ADMINISTRATOR**

13. Discuss and take action to add branch early voting hours for the March 1, 2016 Primary from 12 pm to 8 pm on Wednesday, February 2, 2016 at all branch early voting polling places except St. Francis Episcopal Church in Prairie View, and Tuesday, February 23 and Wednesday, February 24 from 12 pm to 8 pm on Prairie View A & M University campus.

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

**Motion carried - Item TABLED.**

Judge Trey Duhon – No

Commissioner Amsler – Yes  
Commissioner Barnett – No

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

*Court recessed at 10:45 a.m.*

*Court reconvened at 10:55 a.m.*

14. Discuss and take action to authorize the Elections Administrator to rent up to 2 U-Haul trucks to set up polling places for Election Day **and Early Voting Days** to be paid from line item 125-434-532000 [Election Expense] and submitted for reimbursement by State Primary Contract Funds where applicable.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

15. Discuss and take action to authorize the Elections Administrator to hire 2 teams of 2 people to transport and set up equipment for early voting and Election Day, to be paid from line item 125-434-510046 [Salary/Election Workers] and submitted for reimbursement by State Primary Contract Funds where applicable.

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes  
Commissioner Barnett – Yes

Commissioner Klecka – Yes  
Commissioner Beckendorff – Yes

16. Discuss and take action to authorize payment of 6 early voting ballot board workers, 4 central counting station **workers**, and Election Day Judges, Alternates, and Clerks, to be paid from line item 125-434-510046 [Salary/Election Workers] and submitted for reimbursement from State Primary Contract Funds, in the numbers recommended by State guidelines.

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

**Motion carried.**

**MISCELLANEOUS**

- 17. Discuss and take action to approve payment of \$7,500.00 on Invoice #04336 to Brazos Valley Council of Governments from line item 125-525-546900 (BVCOG) for Quarterly Contribution for Indigent Healthcare.

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

**Motion carried.**

- 18. Discuss and take action to enter contracts to set up credit card payment systems at the Justice of the Peace offices.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett pending change of Joan Sargent to Judge Duhon on signature page.

**Motion carried.**

**EXECUTIVE SESSION**

- 19. ~~Consultation with District Attorney about pending or contemplated litigation.~~  
**Item WITHDRAWN.**

- 20. Consultation with Attorney JD Head of Fritz, Byrne, Head & Fitzpatrick, PLLC, via telephone conference call, regarding contested case hearing in SOAH Docket No. 582-14-3597, and 2011 Landfill Ordinance [Executive Session as requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].

Court **convened** to Executive Session at 11:00 a.m.  
Court **reconvened** from Executive Session at 11:22 a.m.

- 21. ~~Consultation with Attorney JD Head of Fritz, Byrne, Head & Fitzpatrick, PLLC, via telephone conference call, regarding pending or contemplated litigation with CenterPoint Energy Houston Electric, LLC [Executive Session as requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].~~ **Item WITHDRAWN.**

- 22. 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 Barnett.

**Motion carried.**

Meeting was **ADJOURNED** at 11:22 a.m.

**APPROVED** this the 27<sup>th</sup> day of January 2016.

  
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Carbett "Trey" J. Duhon, III  
County Judge

ATTEST:

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

By:   
\_\_\_\_\_  
Stephanie Tompkins, Deputy County Clerk

