

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – OCTOBER 12, 2016

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 12th day of October 2016 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 9:01 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 – None

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** – October 5, 2016 Regular Session

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

4. **Discuss and take action to approve the Official Bond and Oath of Yancy Scott as County Engineer for Waller County.**

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

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

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

PROCLAMATION

6. **Discuss and take action to approve the Proclamation declaring October 2016 as Domestic Violence Awareness Month in Waller County.**

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

COMMISSIONER, PRECINCT 3

7. **Presentation** by USMC, Colonel Carlen Charleston on the “Campaign to End Race.”
No action required.

COUNTY JUDGE

8. Discuss and take possible action on Burn Ban.

Motion to **approve Burn Ban** 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

COUNTY ENGINEER

9. Discuss and take action to approve a variance request to the Subdivision and Development Regulations, Drainage Criteria Manual by Fuel Maxx No. 34 along FM 359 in Brookshire, Texas.

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

Motion carried – Item TABLED.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

Commissioner Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

10. Discuss and take action to approve a variance request to the Subdivision and Development Regulations by Margaret E. Bragg in Monaville, Texas.

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

11. Discuss and take action to approve the advertising in the News Citizen of a public hearing in Commissioners’ Court on November 9, 2016 to establish speed limits and install speed limit signs on the following roads:

- Curtis Road – Entire length - 30 mph.
- Kyle Road – Entire length - 35 mph.

Payment for advertising to be funded from line item 125-401-544100 [Bid Notices and Printing].

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

12. Discuss and take action to approve adding the following roads within Kickapoo Preserve Section 1 Subdivision into the County Maintained Road Log: Hegar Springs Parkway, Crystal Cave Blvd., Deerskin Drive, Ringtail Lane, Kiskadee Lane, Seatrout Drive, Green Jay Drive, and Amberjack Lane.

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

Motion to **call the vote** by Commissioner Amsler, seconded by Commissioner Beckendorff.

Motion carried.

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

Motion to approve adding roads FAILED.

Judge Trey Duhon – Absent Commissioner Amsler – No Commissioner Klecka – No
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

13. ~~Discuss and take action to accept the 2-yr. maintenance security in the amount of \$200,000 for the roads within Kickapoo Preserve Section 1. Item WITHDRAWN.~~

14. Discuss and take action to approve the following line item transfers and equipment purchase within the Road and Bridge Department Budget:

- a. Transfer \$700.00 from 110-524-561005 [Janitorial Supplies] to 110-524-530500 [Office and Drafting Supplies].
- b. ~~Transfer \$26,000.00 from 110-524-510004 [Salary Tech Support] and \$5,000.00 from 110-530-537501 [Fuel] for a total of \$31,000.00 to 110-530-581100 [Construction Equipment]. Item WITHDRAWN.~~

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

Motion to **amend** the motion by striking **b.** by Commissioner Beckendorff, seconded by Commissioner Amsler.

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 purchase of one (1) 2017 Chevrolet 1500 Crew Cab through HGAC Buyboard from Caldwell Country Chevrolet, purchase price not to exceed \$31,000.00 to be funded from 110-530-581100 [Construction Equipment]. Item WITHDRAWN.~~

16. Discuss and take action to approve Greg Duncan to attend the National Pavement Preservation Conference in Nashville, Tennessee. Payment for registration and reimbursement to be funded out of line item 110-524-563000 [Training and Conference Expense] 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

JUSTICE OF THE PEACE, PRECINCT 3

17. Discuss and take action to approve transfer of \$1,000.00 from line item 125-420-530200 [Supplies and Stationary] to line item 125-420-563000 [Training & Conference].

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

SHERIFF

18. Discuss and take action to approve the purchase of three (3) Stalker patrol vehicle radars from Applied Concepts, Inc. The total amount not to exceed \$6,496.50, and the funding to be paid from line item 125-600-581901 [Capital Outlay].

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

COUNTY CLERK

19. Discuss and take action to approve Memorandum of Understanding with CSC-Corporation Service Company and Electronic Recording Procedures with Simplifile for the purpose of Electronic Recording in the Waller County Clerk's office.

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

ELECTIONS

20. Discuss and take action to pay for rental for HART Intercivic elections equipment from line item 108-660-532000 [Election Expense].

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

21. Discuss and take action to pay for 2 additional deputy early voting clerks for the purpose of processing limited ballots, presidential ballots, other ballots and special forms of early voting and to be available as part-time help to assist in the elections office and in the county during election week.

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

22. Discuss and take action to approve payment for Invoice # 1628 for \$20,000.00 to Waller County Economic Development from line item 125-411-547200 [Economic Development].

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

23. Discuss and take action to approve Amendment to Community Center agreement with Hills Construction to allow for weekly payments on work completed on the Community Center.

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

- 24. Discuss and take action to approve payment **in the amount of \$155,721.60** to Hill’s Construction from line item 600-600-587520 [Community Center].

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Klecka to approve payment in the amount of **\$155,721.60**.

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

- 25. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.

- 26. 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 Klecka, seconded by Commissioner Beckendorff.

Motion carried.

Judge Trey Duhon – Absent

Commissioner Amsler – Yes

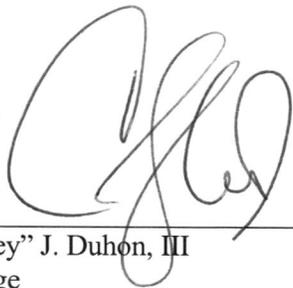
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

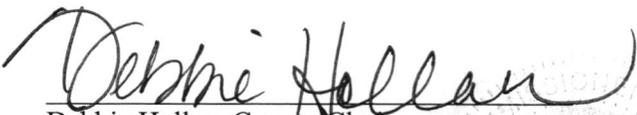
Meeting was **ADJOURNED** at 11:05 a.m.

APPROVED this the 19th day of October 2016.



Carbett “Trey” J. Duhon, III
County Judge

ATTEST:



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

