

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – OCTOBER 14, 2015

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 14th day of October 2015 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 9:03 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 – 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 7, 2015 Regular Session

3. Request by County Treasurer for approval of payroll.

4. Request to approve payment on the following:

(a) \$ 80.00 for Invoice # 15547410 [Courthouse, Hold-up Alarm],

\$50.00 for Invoice #15544910 [Courthouse Burglar Alarm],

\$885.00 for Invoice # 15112410 [Courthouse Camera Surveillance],

\$30.00 for Invoice # 15522010 [JP #1 Hold-up Alarm],

\$204.50 for Invoice # 15111610 [JP #2 Burglar Alarm and DVR System],

\$280.00 for Invoice # 15540910 [JP #3 DVR],

\$115.00 for Invoice # 15520110 [JP #4 Burglar, Hold-Up, Access Control, DVR Monitors], for a total of \$1,644.50 to TAC Security & Video from line item 117-428-568425 [Courthouse Security-Miscellaneous Security].

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.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PROCLAMATION

6. Discuss and take action to approve the Proclamation declaring October 2015 as Domestic Violence Awareness Month in Waller County.

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 JUDGE

7. Discuss and take action to approve Burn Ban.

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 TREASURER

8. Discuss and take action to approve the 01/01/16-12/31/16 premiums for post-65 retirees United Healthcare insurance through the Texas Association of Counties and authorize the County Judge to sign.

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

9. Discuss and take action to approve Treasurer's Report.

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

10. Discuss and take action to approve Investment Report.

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

MAINTENANCE

11. Discuss and take action to approve the transfer of Fixed Assets from Storage to Salvage.

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

DISTRICT ATTORNEY

12. Discuss and take action to approve "R-12 Service Agreement Renewal Notice" with APPRISS for Victim Notification Services.

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

13. Discuss and take action to approve the transfer of \$1,000.00 from line item 110-5302-537100 [Nuisance Abatement] to line item 110-524-563000 [Training & Conference Expense].

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

14. Discuss and take action regarding a variance request to the Subdivision Regulations by Francisco De Loera.

Motion to **decline variance request** by Commissioner Amsler, seconded by Commissioner Beckendorff.

Motion carried – variance DENIED.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

IT DEPARTMENT

15. Discuss and take action to approve the AT&T ILEC Intrastate Private Line DS1 Agreement for the Justice of the Peace Precinct 3 building.

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

TAX ASSESSOR COLLECTOR

16. ~~Discuss and take action to approve the 2015 Waller County Tax Levy Roll.~~
Item WITHDRAWN.

ELECTIONS ADMINISTRATOR

17. Discuss and take action to authorize the Waller County Election Administrator to apply for and open a corporate account with Uhaul in order to rent vehicles for the purpose of setting up polling places according to terms approved by the Waller County Commissioners Court.

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

18. Discuss and take action to authorize the Waller County Election Administrator to hire up to 4 temporary, part-time employees at a rate not to exceed \$15.00/hr., for the purpose of staffing the elections office to prepare for the November 3, 2015 elections. Funds to be paid from line item 125-434-510046 [Salary/Election Workers].

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

19. ~~Discuss and take action to approve supplemental lists of presiding and alternate judges submitted by the Republican and/or Democratic Party Chairs.~~

Item WITHDRAWN.

MISCELLANEOUS

20. Discuss and take action to approve the purchase of four scanners, two for the Auditors office and two for the Treasurer's office, not to exceed \$5,000.00, to be paid from line item 114-427-545512 [Records Preservation].

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

21. Discuss and take action to approve payment of \$7,500.00 to Brazos Valley Council of Governments from line item 125-525-546900 [BVCOG] for Waller County Quarterly Indigent Health Contribution.

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

22. Discuss and take action to approve the payment of \$17,500.00 to Waller County Economic Development from line item 125-411-547200 [Economic Development] for 4th quarterly payment.

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

AUDITOR

23. ~~Discuss and take action to approve Engagement Letter between Waller County and Rutledge Crain and Company, PC.~~

Item WITHDRAWN.

24. Discuss and take action to approve quarterly reimbursement of Juror Payments.

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

- 25. Consultation with District Attorney about pending or contemplated litigation.
- 26. 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)].
- 27. 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)].
- 28. 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 Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 9:40 a.m.

APPROVED this the 21st day of October 2015.

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*
Stephanie Tompkins, Deputy County Clerk

