

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – NOVEMBER 23, 2016

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 23rd day of November 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 9:01a.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** 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. Tracy Sebesta addressed the court regarding her concerns with the Waller County Child Welfare Board.
2. Agnes Cruise addressed the court regarding Agenda Item #21.
3. Pat Bruegger voiced her concerns pertaining to the Communities That Care program.
4. TJ Johnson addressed the court with concerns pertaining to traffic issues during the Renaissance Festival.
5. Dr. Denise Mattox addressed the court regarding Communities That Care and possible closure of bridge located on Diemer Road.

CONSENT AGENDA (2-6 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** – November 16, 2016 Regular Session, November 22, 2016 Special Session
3. **Request by County Treasurer for approval of payroll.**
4. **Request to approve payment on the following:**
 - (a) \$100.00 for Invoice # 201611685 to LJA Engineering, Inc. from line item 125-411-545001 [Maintenance Contracts] for LUKE Monthly Management Services.
 - (b) \$4,162.50 for Invoice # 108068 to Fritz, Byrne, Head & Fitzpatrick, PLLC from line item 125-411-540300 [Legal] Pintail Landfill.
 - (c) \$995.00 for Invoice to Magnolia Funeral Home from line item 125-423-540705 [Transport to Morgue].

(d) \$1,316.00 for Invoice to Magnolia Funeral Home from line item 125-411-561502 [Pauper Burial Expense].

5. Request by County Auditor for approval and/or ratification of Accounts Payable.
6. Discuss and take action to approve Utility Permit for placement of a water line in the ROW of Bradbury Rd.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY JUDGE

7. Discuss and take possible action on Burn Ban.

No action taken.

8. Discuss and take action to approve \$1,000.00 payable to Texas Target Communities for an additional Demographic Research for the City of Katy. Payment to be taken from line item 125-600-581901 [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

9. Discuss and take action to approve the Memorandum of Understanding with Texas Communities that Care relating to the Waller County Communities that Care Initiative.

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

Motion FAILED.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Klecka – No

Commissioner Barnett – Yes

Commissioner Beckendorff – No

CONSTABLE, PRECINCT 3

10. Discuss and take action to approve the bond and oath for Johanna Sharmise Milam as a Reserve Deputy for Pct. 3.

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

11. 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

12. 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

13. Discuss and take action to approve the continuation of policies through Texas Association of Counties for Auto Liability, Auto Physical Damage, General Liability coverages effective 01/01/2017 and payment of corresponding invoices.

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

14. Discuss and take action to authorize the County Judge to sign one tax resale deed for the private tax resale of two properties currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

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

15. **Spread** upon the minutes the continuing education certificates of completion for Ellen Shelburne, Tara Schovajsa, Marcy Richard and Elizabeth Matthews in compliance with Section 6.231 of the Texas Tax Code.

No action required.

16. Discuss and take action to approve refunds in excess of \$500.00 in accordance with Article 31.11 State Property Tax Code.

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

Advanced to Agenda Item #18

COUNTY ENGINEER

17. **Open bids** for:

All Season Pre-Coated Patching Mixture (ASPPM) Gradation IV

Cold Mix Asphaltic Pavement

Construction Equipment Rental

Crushed Concrete

Crushed Limestone

Debris Removal, Reduction & Disposal

Emulsified asphalt & Hauling

Gasoline and Diesel Fuels

Hauling Services for Gravel & Aggregate Material

High Density Polyethylene (HDPE) Pipe

Hot Mix Asphaltic Concrete Pavement (HMAC) & Hauling, For Pct. 1 and Pct. 2

Hot Mix Asphaltic Concrete Pavement (HMAC) & Hauling, For Pct. 3 and Pct. 4

Hydrated Lime

Mowing Contract
PreCoated Aggregate
Reclaimed Asphalt Pavement
Reinforced Concrete Pipe
Roadside Vegetative Management
Stabilized Sand
Used Tank Cars

Submitted bids were opened in Court.

Proceeded to Agenda Item #26

18. **Public Hearing:** on the installation of Stop Signs on the following roads:

- One (1) Stop sign on Kingsland Blvd. at Pappas Drive
- Two (2) Stop Signs on Kingsland Blvd. at Willow Falls Lane

Public Hearing began at 10:16 a.m.

No public comments received.

Public Hearing ended at 10:17 a.m.

19. Discuss and take action on the installation of Stop Signs on the following roads:

- One (1) Stop Sign on Kingsland Blvd. at Pappas Drive
- Two (2) Stop Signs on Kingsland Blvd. at Willow Falls Lane

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

20. **Public Hearing:** on the replat of Saddle Creek Forest Subdivision, Section 1, Lots 6-11 & Reserve A and C, Block 1, by CenterPoint Energy Houston Electric LLC and Saddle Creek Forest Property Owner Association, Inc.

Public Hearing began at 10:18 a.m.

Mr.TJ Johnson explained the need for replat.

Public Hearing ended at 10:24 a.m.

21. Discuss and take action to approve a contract with Terracon Consultants, Inc. for Geotechnical Engineering Services on the Diemer Road Evaluation Project and approve the County Judge to execute said contract.

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

MISCELLANEOUS

22. ~~Discuss and take action to select engineer/engineering firm for Engineering Services for the Texas Department of Agriculture (TDA) for infrastructure improvements.~~
Item WITHDRAWN.

23. Discuss and take action to approve the County Information Resources Agency (CIRA) Service Agreement for County Website Service support.

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

24. ~~Discuss and take action to approve change orders to the Community Center.~~
Item WITHDRAWN.
25. ~~Discuss and take action to approve payment to Hill's Construction from line item 600-600-587520 [Community Center].~~ **Item WITHDRAWN.**

Returned to Agenda Item #17

EXECUTIVE SESSION

26. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
27. 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 Amsler, seconded by Commissioner Klecka.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

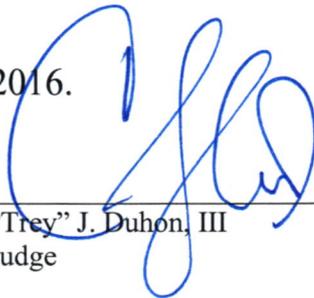
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

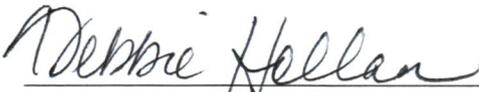
Meeting was **ADJOURNED** at 10:50 a.m.

APPROVED this the 30th day of November 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

