

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – NOVEMBER 30, 2016**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 30<sup>th</sup> 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 9:06 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** 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 with her concerns and issues pertaining to the Waller County Child Welfare Board.
2. Pat Bruegger addressed the court with her concerns and issues pertaining to the Waller County Child Welfare Board.

**CONSENT AGENDA (2- 7 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 23, 2016 Regular Session
3. ~~Request by County Treasurer for approval of Elections payroll.~~ **Item WITHDRAWN.**
4. Request by County Engineer to approve two access easements on Legacy Lane from A.A. Hodde and Charles Bedford.
5. Request by County Engineer to approve a request by Dawson Geophysical Company to conduct a 3D geophysical survey on behalf of Kriti TE Energy on a total of 4.446 acres of land owned by Waller County in Brookshire, Texas.
6. Request to approve payment on the following:
  - (a) \$ 2,887.00 for Invoice # AH013170 payable to Harris County Treasurer from line item 125-423-540702 [Autopsy].
7. Request by County Auditor for approval and/or ratification of Accounts Payable.

Motion to **approve consent agenda items with item #3 withdrawn** by Commissioner Beckendorff, seconded by Commissioner Barnett.

**Motion carried.**

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

**COUNTY JUDGE**

8. ~~Discuss and take possible action on Burn Ban. Item WITHDRAWN.~~

9. Discuss and take action to approve the appointment of a director to the Gulf Coast Rail District for a 2-year term beginning January 23, 2017.

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to appoint Judge Duhon as a Director to the GCRD Board and Commissioner Justin Beckendorff as an alternate.

**Amendment carried.**

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

**Amended Motion carried.**

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

**CONSTABLE, PRECINCT 2**

10. Discuss and take action to accept the Official Bond and Oath for Michael Alexander and Charles King as Deputy Constables for Precinct 2.

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

**Motion carried.**

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

**COUNTY ENGINEER**

11. Discuss and take action to approve a variance request to the Subdivision and Development Regulations by Richard Bost on Cochran Road.

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

**Motion carried.**

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

12. Discuss and take action to approve advertising of the installation of Stop Signs on the following roads:

- One (1) Stop Sign on River Run at Forest Drive
- One (1) Stop Sign on Winding Way at Forest Drive

Advertising to be posted in the following newspaper of general circulation: Waller County News Citizen, payment for advertising to be funded from line item 125-401-544100 [Bid Notices and Printing], following by a public hearing during the regular session of Commissioners' Court on December 14, 2016.

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

**Motion carried.**

<i>Judge Trey Duhon – Yes</i>	<i>Commissioner Amsler – Yes</i>	<i>Commissioner Klecka – Yes</i>
	<i>Commissioner Barnett – Yes</i>	<i>Commissioner Beckendorff – Yes</i>

13. Discuss and take action to approve the line item transfers within the Road and Bridge Department Budget:

- Transfer \$7,000.00 from line item 110-530-547508 [Inside Repairs] \$5,000.00 to line item 110-530-547509 [Outside Repairs] and \$2,000.00 to line item 110-524-581800 [Furniture & Equipment].
- Transfer \$10,000.00 from line item 110-530-537502 [Oil], transfer \$10,000.00 from line item 110-530-537504 [Stock] and transfer \$15,000.00 from line item 110-530-547508 [Inside Repair] for a total of \$35,000.00 transferred to line item 110-530-587411 [Sign & Striping].
- Transfer \$4,000.00 from line item 110-530-587513 [Concrete Pipe] to line item 110-530-547518 [Engineering Expenses].

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 to approve the Road and Bridge Department to purchase safety-related long sleeve t-shirts for shop/field employees. Total amount not to exceed \$2,400.00. Funding to be paid from line item 110-530-547518 [Engineering Expense] within the Road and Bridge Department Budget.

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

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

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to select **Jones & Carter** as engineering firm.

**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. Discuss and take action to approve setting the Waller County Commissioners Court 2017 Regular Sessions to be held at the Waller County Courthouse, in Hempstead, Texas.

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to remain as is, **Wednesdays at 9:00 a.m. in the Waller County Commissioners Courtroom.**

**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

- 17. Discuss and take action to approve payment of \$5,000.00 to Gulf Coast Rail District from line item ~~125-411-562300 [County Organizational Dues]~~ **125-411-540900 [Professional Consultant Fees].**

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to be paid from line item 125-411-540900 [Professional Consultant Fees]

**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

- 18. ~~Discuss and take action to approve change orders to the Community Center.~~  
**Item WITHDRAWN.**

- 19. Discuss and take action to approve payment to Hill’s Construction from line item 600-600-587520 [Community Center] **in the amount of \$87,177.14 in accordance with the certification for payment**

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to pay \$87,177.14 in accordance with the certification for payment.

**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

**AUDITOR**

- 20. Discuss and take action for approval of official documents and all monthly reports.

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**

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

Court **convened** to Executive Session at 10:20 a.m.

Court **reconvened** from Executive Session at 11:07 a.m.

- 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.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

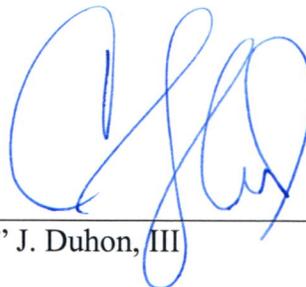
*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

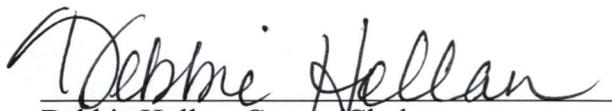
Meeting was **ADJOURNED** at 11:08 a.m.

**APPROVED** this the 7<sup>th</sup> day of December 2016.



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Carbett "Trey" J. Duhon, III  
County Judge

ATTEST:



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

