

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – DECEMBER 21, 2016

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 21st day of December 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
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 Barnett – Yes

Commissioner Klecka – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. Pat Bruegger commented to the court regarding the Waller County Child Welfare Board.
2. Christin McCumber addressed the court with her concerns regarding the Waller County Child Welfare Board.

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 – December 14, 2016 Regular Session
3. Request by County Treasurer for approval of payroll.
4. Request to approve payment on the following:
 - (a) \$262.50 for Invoice # 108357 to Fritz, Byrne, Head & Gilstrap, PLLC from line item 125-411-540300 [Legal] Pintail Landfill.
 - (b) \$3,281.59 for Invoice # 0003529 to Johnston, LLC from line item 600-600-587520 [Community Center] for Professional Services November 1 – November 30, 2016.
5. Discuss and take action to approve a Utility Permit for repair of a water line in the ROW of Clear Creek Rd.
6. Request by County Auditor for approval and/or ratification of Accounts Payable.

Motion to **approve consent agenda items** 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

ECONOMIC DEVELOPMENT

7. Discuss and take action to approve Tax Abatement Agreement for Speculative Building between Waller County and Alegacy Development, LLC, and authorize County Judge to sign the Agreement.

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

Motion to **amend item subject to approval from the City of Waller** by Commissioner Barnett, seconded by Commissioner Klecka.

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

8. Discuss and take action to approve the 2017 Agreement between Waller County and the Waller County Economic Development Partnership.

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 #17

COUNTY JUDGE

9. **Presentation** of collection report by Otilia Gonzales of Perdue, Brandon, Fielder, Collins & Mott LLP on delinquent taxes and fine and fee collection.
No action required.

10. **Spread** upon the minutes that Chris Lee, Sam Eng, Marvin Hood, and George Wong (Associate Member) are the only current members of the Child Welfare Board who were legally appointed by Commissioners Court in 2014 and that Rebecca Dickson, the alleged Chairperson of the Child Welfare Board, has not been a legal member of the Child Welfare Board since at least 2014.

No action required.

COMMISSIONER, PRECINCT 4

11. Discuss and take action to appoint additional members to the Child Welfare Board, effective January 1, 2017.

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

Vote to appoint **Miss Jan Harris.**

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Vote to appoint **Irene Mattox**.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – No

Commissioner Beckendorff – Yes

TREASURER

12. 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

13. 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

14. Discuss and take action to approve request by Personnel Policy Committee to amend the Waller County Personnel Policy Manual.

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

SHERIFF

15. **Open Bids** for Inmate Telephone System for the Waller County Jail.

The following bids were submitted and opened by the Court:

1. Secures Technologies
2. GTL

16. Discuss and take action to approve Amendment to Inmate Telephone Service Agreement to continue contract with Global Tel*Link on a month-to-month basis until new inmate phone service contract is approved.

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

Proceeded to Agenda Item #18

17. Discuss and take action to approve advertising in the News Citizen, Times Tribune, and Waller Times for two consecutive weeks for the Invitation to Bid for the 2017 Jail Food Service contracts for meat products, non-perishable food items, and produce food items. Payment for advertising to be paid from line item 125-401-544100 [Bid Notices and Printing].

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

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 the 2017 Appointment for the HGAC Technical Advisory Committee.

Motion to **appoint Yancy Scott**, County Engineer to the HGAC Technical Advisory Committee and **DeWayne Davis**, Assistant County Engineer as Alternate by Judge Duhon, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Proceeded to Agenda Item #27

25. Discuss and take action to approve Agreement between Waller County and CASA for Kids.

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

26. Discuss and take action to approve payment of \$10,000.00 to CASA for Kids as allocated in the 2016 Budget from line item 125-411-546100 [CASA/Child Advocate].

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 Items #33 & #34

27. Discuss and take action to approve Court Order setting the pay for Jurors in 2017 and providing food and lodging for Jurors in certain cases and instances.

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

28. Discuss and take action to approve Court Order setting allowances for travel outside the County in 2017.

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

29. Discuss and take action to approve the 2017 Interlocal Agreement with Grimes County for the Cost Sharing of the 506th District Court Coordinator and Court Reporter.

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

30. Discuss and take action to approve an interlocal agreement with the City of Waller for the issuance of motor vehicle registrations.

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

31. Discuss and take action to approve change orders to the Community Center.

Motion to **approve** by Judge Duhon, seconded by Commissioner Beckendorff **without the Review #1.**

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

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

33. Discuss and take action to approve Agreement between Waller County and the Waller County Fair Association.

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

Proceeded to Agenda Item #35

34. Discuss and take action to approve payment of \$10,000.00 to the Waller County Fair Association as allocated in the 2016 Budget from Line Item 125-411-547325 [County Fair].

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 #41

AUDITOR

35. **Spread** upon the minutes the Certification of Funds for the State Criminal Alien Assistance Program (SCAAP) for the FY2016 award.

No action required.

36. Discuss and take action on request by County Auditor to amend the 2016 Grant Budget to accommodate the special revenue award for the State Criminal Alien Assistance Program (SCAAP) for the FY2016.

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

37. **Spread** upon the minutes the 2017 Annual Budget and the 2017 Salary Order for the Waller County Auditor and the Auditor's Assistants.

No action required.

38. Discuss and take action on request by County Auditor for annual review of Fund Balance Policy.

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

39. Discuss and take action on request by the County Auditor 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

40. Discuss and take action to approve line item transfers.

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

EXTENSION OFFICE

41. **Presentation** by AgriLife and Cooperative Extension Agents on the 2016 results and efforts of the Waller County Office of Texas A&M AgriLife Extension (TAMU) and Cooperative Extension Program (PVAMU).

No action required.

Court recessed at 10:05 a.m.

Court reconvened at 10:11 a.m.

Returned to Agenda Item #9

EXECUTIVE SESSION

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

43. 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 Beckendorff.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

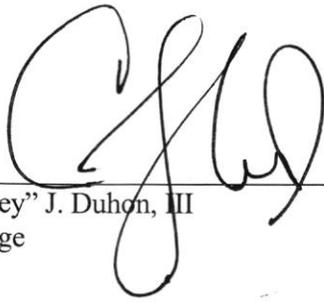
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:42 a.m.

APPROVED this the 4th day of January 2017.



Carbett "Trey" J. Duhon, III
County Judge

ATTEST:



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

