

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – MARCH 11, 2015**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 11<sup>th</sup> day of March 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 9:08 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*

2. **Approval of the minutes – 2 Sets**

Motion to **approve** two sets of minutes by Commissioner Barnett, seconded by Commissioner Beckendorff.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

Minutes approved: March 4, 2015 Regular Session, March 9, 2015 Special Session

**PUBLIC COMMENT**

1. Ray Rodgers addressed the court regarding opposition of the proposed landfill, provided suggestions to the court in support of fighting the landfill.
2. LaVaughn Mosely addressed the court with concerns on the community center, would like explanation as to why the center has not been rebuilt yet.

**CONSENT AGENDA (3a – 3g 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.

3. **Request to approve payment on the following:**

(a) \$13.98 for Invoice # 69133/2, \$16.47 for Invoice # 68980/2, \$121.89 for Invoice # 69010/2, \$218.14 for Invoice # 69014/2, Credit of \$-25.00 for Invoice # 69077/2 for a total of \$345.48 to Hometown Hardware from line item 600-600-587519 [JP #3].

(b) \$4,278.00 for Invoice to Dennis Luetge JD Enterprises from line item 600-600-581822 [Equip/Radio & Accessories].

(c) \$97.97 for Invoice to Home Depot from line item 600-600-587519 [JP #3].

(d) \$6,131.00 for Invoice #1228 to Precision Concrete Services from line item 600-600-587518 [JP #2].

(e) \$ 30.00 for Invoice # 12971 to Allison, Bass & Magee from line item 125-411-540300 [legal] for Grant Administration.

(f) \$ 80.00 for Invoice # 15547403 [Courthouse, Hold-up Alarm], \$50.00 for Invoice #15544903 [Courthouse Burglar Alarm], \$885.00 for Invoice # 15112403 [Courthouse Camera Surveillance], \$30.00 for Invoice # 15522003 [JP #1 Hold-up Alarm], \$204.50 for Invoice # 15111603 [JP #2 Burglar Alarm and DVR System], and \$115.00 for Invoice # 15520103 [JP #4 Burglar, Hold-Up, Access Control, DVR Monitors] for a total of \$1,364.50 to TAC Security & Video from line item 117-428-89758 [Special Revenue Courthouse Security-Miscellaneous Security].

(g) Request by County Auditor for approval and/or ratification of Accounts Payable.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## **COUNTY JUDGE**

4. Discuss and take action to approve Resolution on the Opposition to Unfunded Mandates.

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*

5. Discuss and take action to approve the Rules of Procedure, Conduct and Decorum at Meetings of the Waller County Commissioners Court.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## **CONSTABLE, PRECINCT 2**

6. **Spread** upon the minutes the 2014 Racial Profile Report for Waller County Constable, Precinct 2.

No action required.

## **COUNTY ENGINEER**

7. **Award Bid** for: Rental of Asphalt Reclaimer

Motion to **award** bid by Commissioner Beckendorff, seconded by Commissioner Barnett as recommended by Mr. Orval Rhoads, County Engineer to **R.B. Everett & Company** for the rental by the week and rental by the month and to **Nueces Power Equipment** for the rental by the day.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

8. **Public Hearing:** Establishment of speed limits and the installation of speed limit signs on the follow roads:

- Oak Hollow Subdivision: entire subdivision of 30 mph

**Public Hearing began at 9:31 a.m.**

No public comments received.

**Public Hearing ended at 9:32 a.m.**

9. Recommend the establishment of speed limits and the installation of speed limit signs on the following roads:

- Oak Hollow Subdivision: entire subdivision of 30 mph

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. **Public Hearing:** The installation of Stop signs at the following locations:

- Three (3) at Oak Hollow Blvd. and Dogwood Drive
- Three (3) at Oak Hollow Blvd. and Ridgewood Drive
- Four (4) at Oak Hollow Blvd. and Walnut Hill Drive
- Two (2) at Oak Hollow Blvd. and Joseph Road
- One (1) at Creekbend and Lakeside Drive

**Public Hearing began at 9:32 a.m.**

Commissioner Klecka advised the installation of stop signs has been requested due to complaints of speeding on the listed roads.

**Public Hearing ended at 9:33 a.m.**

11. Recommend the installation of Stop signs at the following locations:

- Three (3) at Oak Hollow Blvd. and Dogwood Drive
- Three (3) at Oak Hollow Blvd. and Ridgewood Drive
- Four (4) at Oak Hollow Blvd. and Walnut Hill Drive
- Two (2) at Oak Hollow Blvd. and Joseph Road
- One (1) at Creekbend and Lakeside Drive

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 a variance request by August Lakes, LLC to construct 24-ft. B-B roads as opposed to 28-ft. B-B roads, as outlined in the Subdivision Regulations.

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. Request approval for the County Treasurer to amend the salary order for 2015 to add the cell phone allowance to the position of Designated Representative Assistance, at the rate of \$60.00 per month, effective April 1, 2015 to be paid from line item 110-524-520700 [Cell Phone Allowance].

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. Request approval to transfer \$540.00 from line item 110-530-537100 [Nuisance Abatement] to line item 110-524-520700 [Cell Phone Allowance].

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

## ELECTIONS ADMINISTRATOR

15. Consider and take action to exempt from competitive bidding requirements under Tex. Loc. Gov. Code sec 262.024 (A) (4) ‘a professional service’ for the provision of legal services in connection with redrawing county precinct boundaries as required by Tex. Elec. Code sec. 42.031, to be paid from line item 125-434-540910 [Elections/Professional Consulting Service].

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

**Motion carried.**

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

16. ~~Discuss and approve engagement with Guinn, Morrison law firm for the provision of Legal Services/Representation in connection with redrawing county precinct boundaries pursuant to Tex. Elec. Code sec. 42.031 and authorizing the County Judge to execute all relevant documents.~~

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

Motion and Second withdrawn.

**Item WITHDRAWN.**

## MISCELLANEOUS

17. **Spread** upon the minutes the receipt of resignation letter from Jim Meader, Recycle Center Manager.  
No action required.

18. Discuss and take action to approve the re-appointment of Joe Garcia to the H-GAC Workforce Board.

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 the Agreement between Fort Bend Senior Citizens, Inc. and Waller County.~~  
**Item WITHDRAWN.**
20. ~~Discuss and take action to approve payment of \$40,000.00 to Fort Bend Senior Citizens, Inc. as allocated in the 2015 Budget from line item 125-411-547315 [Senior Citizens, Inc.] to provide meals and services to the elderly.~~  
**Item WITHDRAWN.**

### EXECUTIVE SESSION

21. ~~Consultation with District Attorney about pending or contemplated litigation pursuant to Government Code Section 551.071.~~  
**Item WITHDRAWN.**
22. ~~Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.~~  
**Item WITHDRAWN.**

### ADJOURN MEETING

Motion to **adjourn** meeting by Commissioner Beckendorff, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

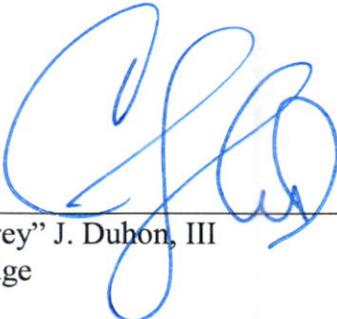
*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

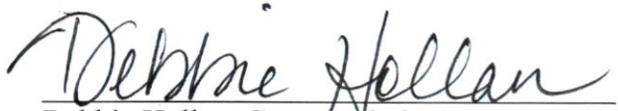
*Commissioner Beckendorff – Yes*

Meeting was **ADJOURNED** at 10:29 a.m.

**APPROVED** this the 18<sup>th</sup> day of March 2015.

  
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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

