

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – APRIL 15, 2015**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 15<sup>th</sup> day of April 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 9:02 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.**

<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>

2. **Approval of the minutes – 1 Set**

Motion to **approve** one set of minutes 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>

Minutes approved: April 8, 2015 Regular Session

**PUBLIC COMMENT**

1. Commissioner John Amsler announced he will be having a town hall meeting at the Hempstead Theatre next Tuesday, April 21, 2015 at 6:30 p.m.
2. Judge Trey Duhon announced the upcoming Waller County Relay for Life to be held on Friday, May 1, 2015 at 6:00 p.m. at the Waller Junior High School to join the fight against cancer, also in relation to that, they will be selling barbeque stuffed baked potatoes on Friday, April 24, 2015 from 11:30 a.m. to 1:00 p.m. Judge also announced our flags are flying at half-staff today as the President of the United States has proclaimed April 15, 2015 as a day of remembrance for President Abraham Lincoln Day.

**CONSENT AGENDA (3-5 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.

3. Request by County Treasurer for approval of payroll.
4. Request to approve payment on the following:
  - (a) \$1,500.00 to Canon Funeral Home from line item 125-411-561502 [Pauper Burial Expense]
  - (b) \$439.00 to Travis County Clerk from line item 125-411-561501 [Medical/Commitment Fees].
  - (c) \$995.00 to Magnolia Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].
  - (d) \$701.25 to Industrial Scale Company, Inc. from line item 125-411-545001 [Maintenance Contracts].
  - (e) \$176.27 to Hometown Hardware for Invoice # 69911/2 and Invoice # 68972/2 from line item 600-600-587519 [JP #3].
  - (f) \$ 80.00 for Invoice # 15547404 [Courthouse, Hold-up Alarm], \$50.00 for Invoice #15544904 [Courthouse Burglar Alarm], \$885.00 for Invoice # 15112404 [Courthouse Camera Surveillance], \$30.00 for Invoice # 15522004 [JP #1 Hold-up Alarm], \$204.50 for Invoice # 15111604 [JP #2 Burglar Alarm and DVR System], \$115.00 for Invoice # 15520104 [JP #4 Burglar, Hold-Up, Access Control, DVR Monitors], and \$75.00 for Invoice # 15540904 [JP #3-Replaced DVR Power Supply] for a total of \$1,439.50 to TAC Security & Video from line item 117-428-89758 [Special Revenue Courthouse Security-Miscellaneous Security].
  - (g) \$675.00 for Invoice # 12146876 [Generator/Jail] and \$758.00 for Invoice # 12146875 [Generator/Courthouse] for a total of \$1,433.00 to Waukesha-Pearce Industries, Inc. from line item 125-411-545001 [Maintenance Contracts].
5. 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*

## **PROCLAMATION**

6. Discuss and take action to approve the Proclamation declaring April 2015 as Fair Housing Month.

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*

(Judge Duhon read Proclamation)

## **COUNTY JUDGE**

7. **Presentation** by Dr. Dale A. Fritz, District Extension Administrator on Waller County Extension Agent candidate Damion Turner.  
No action taken.

8. Discuss and take action to approve appointment of Damion Turner as the Waller County Extension Agent to be effective May 1, 2015.

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*

## **WALLER COUNTY ECONOMIC DEVELOPMENT**

9. **Public Hearing:** Designating the following property as a reinvestment zone under Chapter 312 of the Texas Tax Code. Interested persons may speak or present evidence for or against the designation. Waller County will also consider entering into a tax abatement agreement with Burckhardt Compression (US) Inc. for the following property:

Approximately 6.5 acres located at 19750 FM 362, Waller, TX 77484 near Old Houston Hwy. and legally described as : Being a tract containing 14.12 acres of land situated in the H. Hedgeperth Survey, Abstract Number 139, Waller County, Texas; Said 14.12 acres being a portion of a call 44 acre tract of land recorded in the name of Robert G. Smith in Volume 255, Page 623 of the Waller County Deed Records (W.C.D.R.); Said 14.12 acres being portions of Blocks B,C, K & L and intervening portion of Castle Street, abandoned by ordinance No. 139 of the City of Waller and recorded in Volume 271, Page 145 of the W.C.D.R., of South Side Addition, according to the map or plat thereof recorded in Volume 19, Page 112 of the W.C.D.R.; Said 14.12 acres being more particularly described by metes and bounds as follows: (bearings are referenced to the Teas Coordinate System of 1983, South Central Zone, based on GPS observations)

**Public Hearing began at 9:21 a.m.**

No public comments received.

**Public Hearing ended at 9:21 a.m.**

10. Discuss and take action to approve the Reinvestment Zone for Burckhardt Compression (US) Inc. and authorize County Judge to sign Order Establishing the Reinvestment Zone.

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*

11. Discuss and take action to approve Tax Abatement Agreement for Burckhardt Compression (US) Inc. 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*

(Vince Yokom, Director with the Waller County Economic Development Program and Mr. Bryan Stewart, Operations Manager with Burckhardt Compression (US) Inc. presented information to the court regarding Burckhardt Compression)

## **COMMISSIONER, PRECINCT 3**

12. ~~Discuss and take possible action on reestablishing a committee for creation of a Waller County Fire Marshal Office.~~

**Item WITHDRAWN** per Commissioner Barnett's request.

## COUNTY TREASURER

13. Request by County Treasurer for approval of 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*

14. Request by County Treasurer for approval of 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

15. Discuss and take action to select a Contractor for installation of sidewalk at the JP #3 building.

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

Motion made by Commissioner Beckendorff, seconded by Commissioner Barnett to **select Glover's Concrete & Construction.**

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

### *Advanced to Agenda Items #21 – #23*

16. Discuss and take action to select Contractor for installation of carpet at the JP #3 building.

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

Motion made by Commissioner Amsler, seconded by Commissioner Barnett to **select Redi Carpet Wholesale.**

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## ELECTION ADMINISTRATOR

17. **Spread** upon the minutes a report on the status of Waller County voter registrations and elections.

No action required.

## MISCELLANEOUS

18. Discuss and take action to approve payment of \$7,500.00 to Brazos Valley Council of Governments as allocated in the 2015 Budget from line item 125-525-546900 [BVCOG].

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 transfer \$37,500.00 from line item 125-411-569600 [Contingency] to the following line items: \$32,000.00 to line item 125-401-560800 [Equipment and Supplies] for desk and newline equipment and \$5,500.00 to line item 125-401-540900 [Professional Consultant Services] for video services until end of May.

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. Discuss and take action authorizing Request for Proposals, pursuant to the County Purchasing Act, Subchapter C, Chap. 262 of the Local Government Code, for the construction of the Waller County Community Center and approve advertising in the following newspapers of general circulation: Waller County News Citizen, Times Tribune, Waller Times, Conroe Courier, and The Eagle Payment of advertisement 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

## DISTRICT ATTORNEY

21. Discuss and take action authorizing Waller County District Attorney's office to appear as counsel/attorney-in-charge for Defendant and to file its Notice of Appearance on behalf of Defendant, Waller County, in *City of Hempstead, and Citizens Against the Landfill in Hempstead v. Waller County, Texas, et al.*; Cause No. 13-03-21872; In the 506<sup>th</sup> Judicial District Court of Waller County, Texas.

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

22. Consultation with District Attorney about pending or contemplated litigation.

Court **convened** to Executive Session at 9:59 a.m. pursuant to Texas Government Code Section 551.071 (Consultation with Attorney).

Court **reconvened** from Executive Session at 10:16 a.m.

23. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

No action taken.

**Returned to Agenda Item #16**

**ADJOURN MEETING**

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

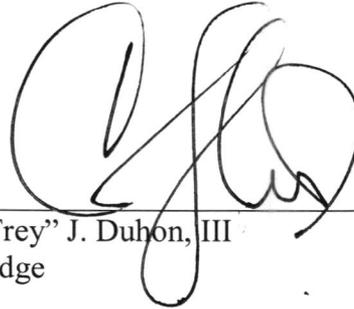
*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

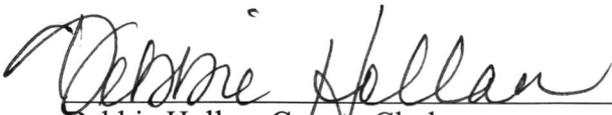
Meeting was **ADJOURNED** at 10:56 a.m.

**APPROVED** this the 22<sup>nd</sup> day of April 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

