

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – APRIL 20, 2016

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 20th day of April 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 9:03 a.m. with the following members of the Court present to-wit:

Carbett "Trey" J. Duhon III, County Judge
Russell Klecka, Commissioner Precinct 2
Jeron Barnett, Commissioner Precinct 3
Justin Beckendorff, Commissioner Precinct 4
Debbie Hollan, County Clerk

Absent: John A. Amsler, Commissioner Precinct 1

Delivery of Invocation by: Commissioner Klecka

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 – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. Larry Parr addressed the court with his concerns on county buildings and other county issues.
2. Sylvia Cedilla encouraged the court to begin working on the accessibility to the public entrance.
3. Judge Duhon and Commissioner Beckendorff provided an update on the current flood issue in Waller County as well as thanked all the first responders, law enforcement, fire departments, EMS and all the volunteers who have assisted in the rescue efforts in Waller County.

CONSENT AGENDA (2-4 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** – April 13, 2016 Regular Session

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

(a) \$538.00 for Invoice # 0003354 to Johnston, LLC from line 600-600-587520 [Community Center].

4. **Request by County Auditor for approval and/or ratification of Accounts Payable.**

Motion to **approve** consent agenda items #2-4 by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PROCLAMATION

5. ~~Discuss and take action to approve Child Welfare Proclamation and recognize the Month of April as Child Abuse Prevention Month and authorize the County Judge and County Commissioners to sign.~~

Item WITHDRAWN.

COMMISSIONER PRECINCT 2

6. Discuss and take action to approve Agreement with Waller County Child Welfare Board.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

7. Discuss and take action to approve payment of \$15,000.00 to the Waller County Child Welfare Board from line item 125-411-547220 [Waller Co. Child Welfare Board] as allocated in the 2016 Budget.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COMMISSIONER PRECINCT 3

8. Discuss and take action to allow the Waller County Veterans Memorial Committee to erect two 4x8 signs on the southeast corner of the County Courthouse lawn to announce the sight and future home of the “Waller County Veterans Memorial.”

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

506 DISTRICT COURT

9. Discuss and take action to release Mr. James Rivera from his indigent defense contract effective April 30th, 2016; and to approve Contract Indigent Defense attorney Mr. Robert Cardenas for the remainder of Calendar Year 2016, and to authorize the County Judge to sign the contract on behalf of the County.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

TAX ASSESSOR-COLLECTOR

10. 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 – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY ENGINEER

11. Award bid on Precoated Aggregate.

Motion to **award** bid to **Vulcan Construction Materials, LLC** by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Absent Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

12. Discuss and take action to approve a variance to the minimum lot size requirements of the Waller County Subdivision and Development Regulations from Jose Jimenez.

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

Motion to **table** agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett.

Motion carried – Item TABLED.

Judge Trey Duhon – Yes Commissioner Amsler – Absent Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

13. Discuss and take action to approve infrastructure development plans for Scroggins Lane Mobile Home Park.

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

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Absent Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

14. Discuss and take action to approve a variance to the minimum lot size requirements of the Waller County Subdivision and Development Regulations from Celerino De Lopez.

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

Motion FAILED.

Judge Trey Duhon – No Commissioner Amsler – Absent Commissioner Klecka – No
Commissioner Barnett – No Commissioner Beckendorff – No

15. Discuss and take action to approve Release of Easement Agreement.

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

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Absent Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

ELECTIONS ADMINISTRATOR

16. Discuss and take action to approve hiring two temporary, part time Chapter 19 employees to help with voter registration tasks for 11 weeks in the fiscal year 2016 at the rate of \$12.50/hour, up to 16 hours/week, to be paid from line item 125-434-510046 [Election Workers] and reimbursed from State Chapter 19 funds.

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

Motion carried.

Judge Trey Duhon – Yes Commissioner Amsler – Absent Commissioner Klecka – Yes
Commissioner Barnett – Yes Commissioner Beckendorff – Yes

MISCELLANEOUS

- 17. Discuss and take action to approve payment to Hills Construction for \$64,428.30 from line item 600-600-587520 [Community Center].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

- 18. Consultation with District Attorney about pending or contemplated litigation pursuant to Government Code Section 551.071.

Court **convened** to Executive Session at 9:47 a.m.

Court **reconvened** from Executive Session at 10:44 a.m.

- 19. 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 Klecka, seconded by Commissioner Barnett.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Absent

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:44 a.m.

APPROVED this the 27th day of April 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

