

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – MAY 18, 2016**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 18<sup>th</sup> day of May 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 9:01 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. Doug Wheeler commented to the court regarding issues with a dirt pit and high traffic of dump trucks traveling on Riley Road.

**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 – May 11, 2016 Regular Session

3. Request to approve payment on the following:

(a) \$589.83 for Invoice # 0003370 to Johnston, LLC from line item 600-600-587520 [Community Center].

4. 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

5. Discuss and take action to approve the Proclamation recognizing May as Older American's Month in Waller County.

Motion to **approve** by Commissioner Beckendorff, seconded by Commissioner Barnett.  
(Judge Duhon read the Proclamation)

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## COUNTY JUDGE

6. **Presentation** by Denise Treadwell, State VAL with the Texas Department of Emergency Management on long term recovery and resources available for the recent flood in Waller County.

No action required.

## JUSTICE OF THE PEACE, PRECINCT 4

7. Discuss and take action to approve payment of \$1,294.85 to Office Depot for the purchase of four (4) printer toner cartridges for the Justice Court, Precinct 4. Payment to be taken from line item 119-429-581817 [Justice Court Technology Enhancements].

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*

8. Discuss and take action to approve an installation change addendum at no additional cost with Consolidated Communications adding one phone line that was omitted on renewal dated December 9, 2015 and one new phone line authorized by Commissioner Court on March 30, 2016.

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*

## JUSTICE OF THE PEACE, PRECINCT 3

9. ~~Discuss and take action to approve payment of \$200.00 to Texas Association of Counties for conference registration fee and \$602.43 for Judge Marion Jackson to attend the 72<sup>nd</sup> Annual JPCA Conference, June 27 July 1, 2016 in San Antonio, Texas. Payment to be taken from line item 119-429-581817 [Technology Enhancements].~~

**Item WITHDRAWN.**

10. ~~Discuss and take action to approve payment of \$602.43 to Wyndham San Antonio Riverwalk for lodging expenses for Judge Marion Jackson at the 72<sup>nd</sup> Annual JPCA Conference, June 27 July 1, 2016 in San Antonio, Texas. Payment to be taken from line item 119-429-581817 [Technology Enhancements].~~

**Item WITHDRAWN.**

## TREASURER

11. Discuss and take action to approve Property Coverage, Law Enforcement Liability, and Public Officials Liability policies through Texas Association of Counties effective July 1, 2016 and approve payment of corresponding invoices.

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*

## TAX ASSESSOR COLLECTOR

12. Discuss and approve refunds in excess of \$500.00 in accordance with section 31.11 Texas Tax Code.

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 authorize the County Judge to sign one tax resale deed for the private tax resale of one property currently held in trust by Waller County pursuant to Section 34.05(h)(2) of the Texas Tax Code.

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*

## COUNTY ENGINEER

14. **Public Hearing:** the renaming of Bogart Road to Birdie Lane in Sky Lakes Subdivision, Section 2.

**Public Hearing began at 10:03 a.m.**

1. Resident explained the need to change Bogart Road name to Birdie Lane, it's been known as Birdie Lane for many years.

**Public Hearing ended at 10:08 a.m.**

15. Discuss and take action to rename Bogart Road to Birdie Lane in Sky Lakes Subdivision, Section 2.

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*

16. Discuss and take action to approve a variance to the minimum lot size requirements of the Waller County Subdivision and Development Regulations form Gary Sirois.

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

**Motion FAILED.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – No*

*Commissioner Klecka – No*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – No*

17. Discuss and take action to approve a variance request to the Subdivision Regulations by Deborah Hollingshed.

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

Motion to **amend** by Judge Duhon, seconded by Commissioner Klecka to **approve the variance request to the Subdivision Regulations subject to a 60' easement being granted to the back tract.**

**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 the application for replat of Brazos Estates Subdivision, Lots “G” and “F” by Richard Woodrow Trojan and authorize the County Engineers Office to issue a public notice in the Waller County News Citizen for three consecutive weeks, establishing a public hearing for June 29, 2016.

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 application for replat of the Unrestricted Reserve of Beacon Estates, Section 1, by Santos Alfaro and authorize the County Engineers Office to issue a public notice in the Waller County News Citizen for three consecutive weeks, establishing a public hearing for June 29, 2016.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## **MISCELLANEOUS**

20. Discuss and take action to approve payment to Hills Construction for \$27,000.00 from line item 600-600-587520 [Community Center].

**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 about pending or contemplated litigation pursuant to Government Code Section 551.071.

Court **convened** to Executive Session at 10:41 a.m.

Court **reconvened** from Executive Session at 11:28 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*

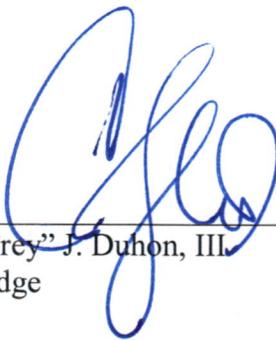
*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

Meeting was **ADJOURNED** at 11:29 a.m.

**APPROVED** this the 25<sup>th</sup> day of May 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

