

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – JULY 8, 2015

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 8th day of July 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 9:03 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. Bill Huntsinger announced the CALH (Citizens Against the Landfill Hempstead) will be having a fundraiser on July 25, 2015, ribeye steak dinner, live and silent auction, music and dance. \$25.00 before the event, \$30.00 at the door, would appreciate the community's support.

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 – July 1, 2015 Regular Session
3. Request by County Treasurer for approval of payroll.
4. Request to approve payment on the following:
 - (a) \$2,887.00 for Invoice #AH009691 to Harris County Treasurer from line item 125-423-540702 [Autopsy].
 - (b) \$2,887.00 for Invoice #AH009692 to Harris County Treasurer from line item 125-423-540702 [Autopsy].
 - (c) \$ 940.00 for Invoice payable to Schmidt Funeral Home, Inc. from line item 125-423-540705 [Transport to Morgue].
 - (d) \$2,887.00 for Invoice #AH009731 to Harris County Treasurer from line item 125-423-540702 [Autopsy].

(e) \$ 576.75 for Invoice #0003088 to Johnston, LLC to be paid from line item 600-600-587522 [Jail] for Jail Feasibility Study.

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

Motion to **approve consent agenda items 2-5** 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

COMMISSIONER PRECINCT 3

6. Discuss and take action to transfer \$1,300.00 from line item 125-411-569600 [Contingency] to line item 125-401-560800 [Equipment & Supplies].

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

TREASURER

7. Request to approve Agreement to Provide Banking Services for Waller County as the County Depository from First National Bank Bellville.

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 2

8. Discuss and take action to transfer \$6,000.00 from line item 125-419-510027 [Salary Court Coordinator] to line item 125-419-510101 [Salary Part Time].

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

9. Discuss and take action to authorize County Judge to sign tax resale deed for the private tax resale of one (1) 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

10. Recommend the approval to purchase one (1) new 2015 International Dump Truck through HGAC Buy Program form Santex Truck Centers, LTD., for the purchase price

of \$96,541.00 and approval to finance total amount with Bancorp South Equipment Finance for a term of three years.

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 regarding a variance request to the Subdivision Regulations by Alex Beltran.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Klecka – No

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

12. ~~Discuss and take action to allow County Judge to sign the Notice to Proceed document authorizing selected contractor to begin work on the Waller County Community Center.~~

Item WITHDRAWN.

AUDITOR

13. Request by County Auditor to **spread** upon the minutes Certification of Funds for Waller County Library donations in the amount of \$1100.00.

No action required.

14. Request by County Auditor to amend the 2015 Budget to accommodate Waller County Library donations.

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

15. Consultation with District Attorney about pending or contemplated litigation.
16. Consultation with Attorney JD Head of Fritz, Byrne, Head & Fitzpatrick, PLLC, via telephone conference call, regarding contested case hearing in SOAH Docket No. 582-14-3597, and 2011 Landfill Ordinance [Executive Session as requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
17. Consultation with Attorney JD Head of Fritz, Byrne, Head & Fitzpatrick, PLLC, via telephone conference call, regarding pending or contemplated litigation with CenterPoint Energy Houston Electric, LLC [Executive Session as requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
18. Consultation with District Attorney regarding sale of abandoned 50' Highway Right of Way property abutting Century Oaks Estates located in Precinct 2 [Executive session

as requested pursuant to Texas Government Code section 551.072 (Deliberation about Real Property).]

Court **convened** to Executive Session at 9:33 a.m.

Court **reconvened** from Executive Session at 10:15 a.m.

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

No action taken.

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

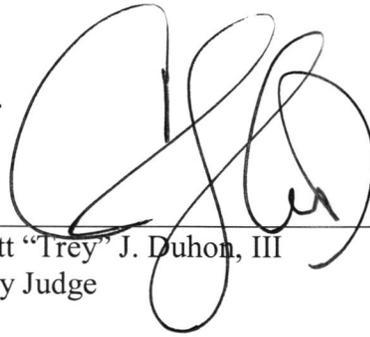
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 10:15 a.m.

APPROVED this the 15th day of July 2015.



Carbett "Trey" J. Duhon, III
County Judge

ATTEST:



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

