

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – AUGUST 12, 2015**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 12<sup>th</sup> day of August 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 9:01 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 **amend** agenda by Commissioner Beckendorff, seconded by Commissioner Barnett by adding *Rice Road at Brushy Creek* to agenda item #5.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

**PUBLIC COMMENT**

1. Ben Tibbs advised the court he has the list of Democratic Election Judges prepared and should be on next weeks agenda.
2. Rosa Harris addressed the court with concerns she has with events going on in Waller County.
3. Hershel Smith commented to the court about issues in Waller County.
4. Elton Mathis replied to the comments stated above regarding issues in Waller County.

**CONSENT AGENDA (2-3 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 – August 5, 2015 Regular Session**

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

Motion to **approve consent agenda items #2 - #3** 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

4. **Presentation** of quarterly report by Vince Yokom.  
No action required.

*Advanced to Agenda Item #16*

## COUNTY JUDGE

5. Discuss and take action to approve Resolution between Waller County and the Texas Department of Transportation for the Creek Bend Road at Threemile Creek Bridge and Rice Road at Brushy Creek 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*

- ~~6. Discuss and take action to approve Resolution Authorizing County Grant between Waller County and Fort Bend Seniors Meals on Wheels and Much Much More.~~

**Item WITHDRAWN.**

7. Discuss and take action to approve the Waller County Election Violence Prevention Policy.

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

8. Discuss and take action regarding a variance request to the Subdivision Regulations by Jose and Minerva Correa.

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

**Motion FAILED.**

*Judge Trey Duhon – No*

*Commissioner Amsler – No*

*Commissioner Klecka – No*

*Commissioner Barnett – No*

*Commissioner Beckendorff – No*

9. Knox Security Devices **Presentation** by Jason Key.  
No action required.

## TAX ASSESSOR COLLECTOR

10. Discuss and take action to authorize County Judge to sign tax resale deeds for the private tax resale of two properties 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*

## JUVENILE PROBATION

11. Approve and authorize County Judge to sign Contract with Gulf Coast Trades Center for residential care.

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*

## SHERIFF

12. Discuss and take action to approve Interlocal Agreement between Waller County and H-GAC for E9-1-1 Public Safety Answering Point Services

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

Legal counsel Liz Dorsey recommended to court the item be tabled for further review of agreement.

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

**Motion carried – Item TABLED.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## ELECTIONS ADMINISTRATOR

13. Request by Dan Teed for transfer of fixed assets to Maintenance for storage.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

14. Discuss the status of Waller County Elections Office and Election Administrator.

Judge Trey Duhon and Election Administrator Dan Teed discussed the Elections Office.

No action required.

## MISCELLANEOUS

15. Discuss and take action to approve payment of \$5,271.00 for Invoice # 1270 to Precision Concrete Services. Funds to be paid from line item 125-442-544910 [Service/Mechanical Equipment].

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 payment of \$17,500.00 for Invoice # 1548 to Waller County Economic Development from line item 125-411-547200 [Economic Development] for quarterly payment.

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*

***Returned to Agenda Item #5***

**EXECUTIVE SESSION**

- 17. Consultation with District Attorney about pending or contemplated litigation pursuant to Government Code Section 551.071.
- 18. ~~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)].~~ **Item WITHDRAWN.**
- 19. ~~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)].~~ **Item WITHDRAWN.**

Court **convened** to Executive Session at 10:52 a.m.  
 Court **reconvened** from Executive Session at 11:19 a.m.

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

No action taken from Executive Session.

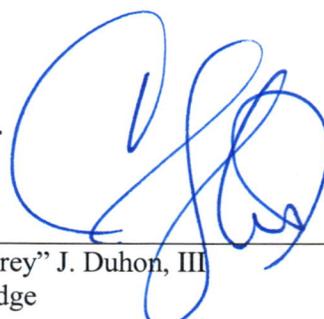
**ADJOURN MEETING**

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

<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>

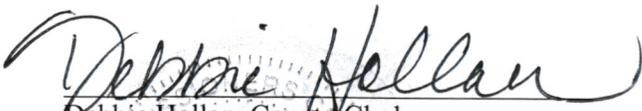
Meeting was **ADJOURNED** at 11:19 a.m.

**APPROVED** this the 19<sup>th</sup> day of August 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

