

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – AUGUST 17, 2016**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 17<sup>th</sup> day of August 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 9:00 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**

The following public members addressed the court concerning agenda item #18:

Gerald Jones, Clinton Murrell, and Dr. Denise Mattox

Judy M. Nieto asked the court for their support on a grant Met Head Start is trying to obtain.

**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 – August 10, 2016 Regular Session**

3. **Request by County Treasurer for approval of payroll.**

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

(a) \$5,824.33 for Invoice # 0003405 to Johnston, LLC from line item 600-600-587520 [Community Center] for Professional Services June 1 – June 30, 2016.

(b) \$2,422.80 for Invoice # 0003429 to Johnston, LLC from line item 600-600-587520 [Community Center] for Professional Services July 1 – July 31, 2016.

(c) \$2,500.00 for Invoice to B & S Farm & Ranch Services from line item 110-530-569000 (2016 April Flood).

(d) \$ 80.00 for Invoice # 16547408 [Courthouse, Hold-up Alarm],

\$50.00 for Invoice #16544908 [Courthouse Burglar Alarm],  
\$960.00 for Invoice # 16112408 [Courthouse Camera Surveillance],  
\$155.00 for Invoice # 16323608 [JP #1 Hold-up Alarm],  
\$284.50 for Invoice # 16111608 [JP #2 Burglar Alarm / DVR System],  
\$280.00 for Invoice # 16540908 [JP #3 DVR],  
\$120.00 for Invoice # 16520108 [JP #4 Burglar, Hold-Up, Access Control, DVR Monitors] for a total of \$1,929.50 to be paid from the following line items: \$1,799.50 from 117-428-568425 [Courthouse Security/Misc. Security] and \$130.00 from 123-431-568425 [Justice Court Building Security/Misc. Security].

(e) \$1,599.00 for Invoice # 2016-8-23 to Champions Hydro-Lawn, Inc. from line item 110-530-569000 (2016 April Flood).

(f) \$4,250.00 for Invoice # 16080201 to CapRisk Consulting Group from line item 125-411-540901 (Actuarial Valuation/Prof Srv.).

(g) \$1,725.00 for Invoice #107389 to Fritz, Byrne, Head & Fitzpatrick, PLLC from line item 125-411-540300 [Legal] Pintail Landfill.

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*

**AUDITOR**

6. **Presentation** of the 2015 Waller County Financial Audit, by outside Auditor, Lewis Crain, of Rutledge Crain and Company, PC.

No action required.

**COUNTY JUDGE**

7. Discuss and take action to authorize the County Judge to publish the Notice of Salary Increases for Elected Officials in the Times Tribune, News Citizen, Waller Times, Hot Line Press and on the County website. Funds to be paid from line item 125-401-544100 [Bid Notices & 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*

8. Discuss and take possible action on Burn Ban.

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

Motion to lift the Burn Ban by Commissioner Amsler, seconded by Commissioner Klecka.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## MAINTENANCE

9. Discuss and take action to select Contractor for the installation of front glass across counter at the Waller County Tax Office. ~~Payment of \$25,000.00 to be paid from line item 125-411-569600 [Contingency].~~

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

Motion to **amend** agenda item by Commissioner Beckendorff, seconded by Commissioner Barnett by striking out the last sentence.

**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*

## TAX ASSESSOR COLLECTOR

10. 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*

## JUVENILE PROBATION

11. Discuss and take action to approve contract between Waller County and Gulf Coast Trades Center for Residential Services.

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 CLERK

12. Discuss and take action to approve State Case Registry Cooperative Agreement (Contract No. 17-C0079) between the Office of the Attorney General of the State of Texas and 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*

## COUNTY CLERK

13. Discuss and take action to approve contract between Texas Department of State Health Services and Waller County for the Birth Certificate System utilized in the County Clerk's office for the period of September 1, 2016 thru August 31, 2018.

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*

## ELECTIONS

14. Discuss and take action to approve payment of \$4,949.34 for invoice # 064208 to Hart for ballot programming from the Democratic Primary Election. Funds to be paid from line item 108-660-532000 [Election Expense].

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*

## MISCELLANEOUS

15. Discuss and take action to approve Contract between Waller County and Fort Bend Children's Advocacy Center.

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 \$2,500.00 to Fort Bend Children's Advocacy Center as allocated in the 2016 Budget. Funds to be taken from line item 125-411-542249 [Fort Bend Co. Children's Assessment].

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*

17. Discuss and take action to approve a Memorandum of Understanding for Information Technology Services between Texas A&M Agrilife Extension Office and Waller County.

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*

18. Discuss and take action to close, abandon, vacate, or otherwise alter part of Diemer Road between Garrett Road and Mt. Zion Road. **(Item TABLED)**

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

Court **convened** to Executive Session at 10:45 a.m. to discuss agenda items #18 thru 20.

## EXECUTIVE SESSION

19. Consultation with District Attorney and outside counsel about pending or contemplated litigation pursuant to Government Code Section 551.071.
20. Deliberate the purchase, exchange, lease, or value of real property located at the corner of Hegar Road and FM 1488 pursuant to Government Code Section 551.072 [Deliberations about Real Property].
21. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Court **reconvened** from Executive Session at 12:11 p.m.

Motion to **table** agenda item #18 by Judge Duhon, seconded by Commissioner Barnett.

**Motion carried – item TABLED.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Abstained*

Motion by Judge Duhon, seconded by Commissioner Beckendorff advising we accept the landowners counter offer of \$20,000.00 for the purchase of right of way to realign Hegar Road to line it up with Buller Road at that intersection and ask the District Attorney to draft a contract for the purchase of such right of way.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

## ADJOURN MEETING

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

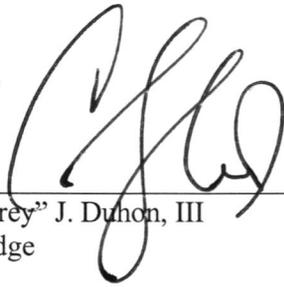
*Commissioner Klecka – Yes*

*Commissioner Barnett – Yes*

*Commissioner Beckendorff – Yes*

Meeting was **ADJOURNED** at 12:15 p.m.

**APPROVED** this the 24<sup>th</sup> day of August 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

