

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – SEPTEMBER 16, 2015

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 16th day of September 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 9:00 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

1. Estella Smith complimented Sheriff Glenn Smith and all the law enforcement in Waller County for the way they handled the Sandra Bland incident. Mrs. Smith also addressed her concerns and advised she is not in favor for the proposed salary increases for elected officials and employees.
2. Irene Mattox asked the court for an explanation on agenda item #11 when addressed.
3. Wallace Koenning, Republic Party Chairman addressed the court with his concerns and advised he is not in favor for the proposed salary increases for elected officials and the amount for employees should be reconsidered.
4. Dani Post, President of the Republican Women advised the court she is not in favor of the proposed salary increases, suggested the increase be put off for at least another year.

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 – September 9, 2015 Regular Session
September 14, 2015 Special Session**
3. **Request by County Treasurer for approval of payroll.**
4. **Request to approve payment on the following:**
 - (a) \$977.99 for Invoice # 0003130 to Johnston, LLC to be paid from line item 600-600-587522 [Jail] for Professional Services from 07/01/15 to 07/31/15.

- (b) \$1,220.64 for Invoice # 0003129 to Johnston, LLC to be paid from line item 600-600-587520 [Community Center] for Professional Services from 07/01/15 to 07/31/15.
- (c) \$1,417.50 For Invoice # 0003174 to Johnston LLC to be paid from line item 600-600-58720 [Community Center] for Professional Services from 08/01/15 to 08/31/15.
- (d) \$439.00 for Invoice # 15-001640 to Travis County Clerk from line item 125-411-561501 [Medical/Commitment Fees].
- (e) \$ 80.00 for Invoice # 15547409 [Courthouse, Hold-up Alarm],
 \$50.00 for Invoice #15544909 [Courthouse Burglar Alarm],
 \$885.00 for Invoice # 15112409 [Courthouse Camera Surveillance],
 \$30.00 for Invoice # 15522009 [JP #1 Hold-up Alarm],
 \$204.50 for Invoice # 15111609 [JP #2 Burglar Alarm and DVR System],
 \$280.00 for Invoice # 15540909 [JP #3 DVR],
 \$115.00 for Invoice # 15520109 [JP #4 Burglar, Hold-Up, Access Control, DVR Monitors], for a total of \$1,644.50 to TAC Security & Video from line item 117-428-568425 [Courthouse Security-Miscellaneous Security].

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.

<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>

Advanced to Agenda Item #8

EXTENSION SERVICES

6. **Presentation** by the Waller County 4-H Ambassadors of the Texas A & M AgriLife Extension 4-H and Youth Development Program.

No action required.

PROCLAMATION

7. Discuss and take action to approve the proclamation presented by the Waller County 4-H Ambassadors declaring October 4-10, 2015 as “4-H Week in Waller County”.

Motion to **approve** 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>

Advanced to Agenda Item #11

PUBLIC HEARING

8. **Public Hearing** – Proposed Tax Rate, second hearing.

Commissioners Court will vote on the proposed tax rate on September 23, 2015 at 9:00 a.m. at its meeting place in the Waller County Courthouse located at 836 Austin Street, Hempstead, Texas.

Public Hearing began at 9:15 a.m.

Commissioner Amsler and Judge Duhon commented on the proposed tax rate.

Public Hearing ended at 9:24 a.m.

COUNTY JUDGE

9. Discuss and take action to set salaries, expenses and other allowances of all elected county and precinct officers.

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

Motion made by Commissioner Amsler, seconded by Commissioner Klecka to **set the salaries** for elected officials as they are, as of this moment.

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett to increase elected officials salaries by 5%.

Amendment carried

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Klecka – No

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Klecka – No

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Motion made by Judge Duhon, seconded by Commissioner Amsler to keep the proposed stipend for District Judge Buddy McCaig, Judge June Jackson, and Criminal District Attorney Elton Mathis.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – No

Motion made by Commissioner Barnett, seconded by Commissioner Beckendorff to keep cell phone and travel allowances as proposed.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – No

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Motion made by Commissioner Beckendorff, seconded by Commissioner Barnett to leave longevity as proposed.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Returned to Agenda Item #6

10. Discussion and possible action on preliminary agreement with Communities That Care for the provision of social services consultation with Waller County and travel costs of CTC employee.

Motion to **approve** by Commissioner Barnett, seconded by Commissioner Beckendorff for Elton Mathis to draft agreement.

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Proceeded to Agenda Item #12

COMMISSIONER, PRECINCT 3

11. Discussion and possible action on the request from Texas A&M Agrilife Extension for Waller County's support to plant a tree for the One Day 4-H Community Service project to be held on October 10, 2015.

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Amsler to plant a tree at the Community Center in Prairie View.

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

Returned to Agenda Item #10

TREASURER

12. Discuss and approve the 2015-2016 Plan and premiums for medical, dental, and life insurance through the Texas Association of Counties and 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

13. Discuss and take action to approve Treasurer's Report.

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

14. Discuss and take action to approve Investment Report.

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 ATTORNEY

15. Discuss and take action to approve transfer of \$75,000.00 from line item 125-600-581901 [Capital Outlay] to line item 125-416-581400 [Criminal D.A./Vehicles].

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

16. Discuss and take action to approve appointment of Brandee Froebel to the HGAC Advisory Committee as the 911 Coordinator replacing Julia Laine.

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 Fairgrounds Road to be turned into a one-way street throughout the duration of the Waller County Fair September 25, 2015 – October 4, 2015.

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

- 18. ~~Consultation with District Attorney about pending or contemplated litigation.~~
- 19. ~~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)].~~
- 20. ~~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)].~~
- 21. ~~Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.~~

Agenda Items #18-21 WITHDRAWN – No Executive Session needed.

ADJOURN MEETING

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

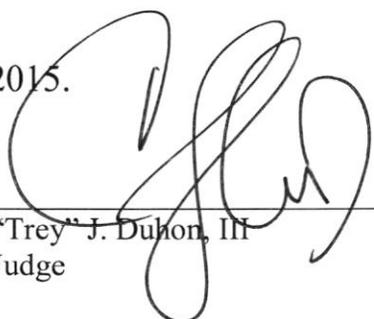
Commissioner Klecka – Yes

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 12:09 p.m.

APPROVED this the 23rd day of September 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