

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – SEPTEMBER 2, 2015

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 2nd 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 9:01 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 – *Absent*
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 – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT

1. James Larry commented to the court regarding public safety.
2. Risha Reed addressed the court regarding a tree that was cut down at the Sheriff's Office.

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 26, 2015 Regular Session
3. Request by County Treasurer for approval of payroll.
4. Request to approve payment on the following:
(a) \$439.00 for Invoice # 15-001546 to Travis County Clerk from line item 125-411-561501 [Medical/Commitment Fees].
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 – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

JUSTICE OF THE PEACE, PRECINCT 4

6. Discuss and take action to authorize the purchase of one HP 650A (CE272A) yellow toner cartridge in the amount of \$358.56 and one HP 650A (CE270A) black toner cartridge in the amount of \$219.17 from Office Depot. Payment of \$577.73 to be taken from line item 119-429-581817 [Technology Enhancements].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

7. Discuss and take action to transfer \$250.00 from line item 125-421-530200 [Supplies and Stationery] to line item 125-421-563000 [Training & Conference].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

COUNTY JUDGE

8. Discuss and take action to approve the Appointment of an alternate to the HGAC Transportation Policy Council.

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

Motion to **amend** by Commissioner Barnett, seconded by Commissioner Amsler appointing **Justin Beckendorff**, Commissioner Pct 4 as alternate to the HGAC Transportation Policy Council.

Amendment carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

9. Discuss and take action to approve the Radio Tower Lease Agreement between Waller County and Texas Parks and Wildlife Department (TPWD).

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

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

Motion carried – Item TABLED.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

DISTRICT ATTORNEY

10. Discuss and take action to authorize the Treasurer to continue to pay the salary and benefits for the Victims' Assistant in the District Attorney's Office at the current levels from September 1, 2015 until such time as the VOCA grant is awarded by the Governor's Office, and to also authorize the Treasurer to receive funds from the District Attorney for the payment of said salary and benefits if necessary.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

TREASURER

11. Discuss and take action to approve alternate Plan 800 NGS, Rx Option 3B NG for medical insurance through the Texas Association of Counties Health and Employee Benefit Pool effective 12/01/15 through 11/30/16.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

12. Discuss and take action to approve CountyChoice Silver retiree medical benefits for medical insurance through the Texas Association of Counties Health and Employee Benefit Pool.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

IT DEPARTMENT

13. Discuss and take action as appropriate to modify existing agreement with CIRA/Texas Association of Counties to upgrade and enhance the Waller County website from a basic package to an enhanced package.

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

Motion to **amend** by Commissioner Amsler, seconded by Commissioner Beckendorff by selecting the Custom Website Package at \$3,995.00 with annual Hosting Fee and Website Maintenance at \$1,550.00 a year.

Amendment carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

Amended Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

VETERAN SERVICES

14. Discuss and take action to approve publication for the Veteran Reminder Ads in the Times Tribune, Waller Times and the News Citizens to run twice a month from September thru November. Total Payment of \$749.16 to be paid from line item 125-401-544100 [Bid Notices and Printing].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

AUDITOR

15. Request by County Auditor to **spread** upon the minutes Certification of Funds for Constable, Precinct 3 donations in the amount of \$50,000.00.

No action required.

16. Discuss and take action to amend the 2015 Budget to accommodate Constable, Precinct 3, donations.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

17. Consultation with District Attorney about pending or contemplated litigation.
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)].
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)].

Court **convened** to Executive Session at 9:41 a.m.

Court **reconvened** from Executive Session at 10:22 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.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

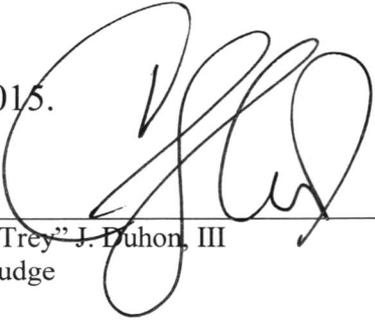
Commissioner Klecka – Absent

Commissioner Barnett – Yes

Commissioner Beckendorff – Yes

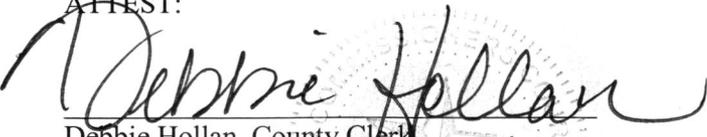
Meeting was **ADJOURNED** at 10:23 a.m.

APPROVED this the 9th 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