

**MINUTES**  
**WALLER COUNTY COMMISSIONER'S COURT**  
**REGULAR SESSION**  
**WEDNESDAY – SEPTEMBER 9, 2015**

**BE IT REMEMBERED** that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 9<sup>th</sup> 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. Irene Mattox commented to the court the issue of a tree that was cut down at the Sheriff's Office.

**CONSENT AGENDA (2-4 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 2, 2015 Regular Session**

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

(a) \$940.00 for Invoice dated 8/27/15 to Schmidt Funeral Home to be taken from line item 125-423-540705 [Transport to Morgue].

(b) \$940.00 for Invoice dated 8/31/15 to Schmidt Funeral Home to be taken from line item 125-423-540705 [Transport to Morgue].

(c) \$985.00 for Invoice dated 8/27/15 to Schmidt Funeral Home to be taken from line item 125-423-540705 [Transport to Morgue].

(d) \$2,887.00 for Invoice # AH010143 to Harris County Treasurer to be taken from line item 125-423-540702 [Autopsy].

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

Motion to **approve consent agenda items #2-4** by Commissioner Beckendorff, seconded by Commissioner Barnett.

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Barnett – Yes*

*Commissioner Klecka – Yes*

*Commissioner Beckendorff – Yes*

**PUBLIC HEARING**

5. **Public Hearing** – Proposed Tax Rate, first hearing.

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

**Public Hearing began at 9:09 a.m.**

Dr. Denise Mattox requested an explanation of the proposed tax rate.

**Public Hearing ended at 9:17 a.m.**

**TREASURER**

6. Discuss and approve documents for Code Section 125 Cafeteria Plan, Code Section 105(h) Medical Reimbursement Plan, and Code Section 129 Dependent Care Plan through National Family Care Life and authorize County Judge to sign.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Barnett – Yes*

*Commissioner Klecka – Yes*

*Commissioner Beckendorff – Yes*

**COUNTY JUDGE**

7. 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 carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Barnett – Yes*

*Commissioner Klecka – Yes*

*Commissioner Beckendorff – Yes*

**CONSTABLE PRECINCT 3**

8. Discuss and take action to enter into an interlocal cooperation contract with Texas State University for constable to receive grant money to conduct tobacco enforcement.

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

**Motion carried.**

*Judge Trey Duhon – Yes*

*Commissioner Amsler – Yes*

*Commissioner Barnett – Yes*

*Commissioner Klecka – 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 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 Barnett – Yes*

*Commissioner Klecka – Yes*

*Commissioner Beckendorff – Yes*

## ELECTION ADMINISTRATOR

10. Discuss and take action to enter into an interlocal agreement with Guadalupe County for the sale of 45 mini laptop computers.

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

11. Discuss and take action to approve the Waller County 2016 Holiday Schedule.

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*

12. Discuss and take action to approve Resolution for the Nomination for Board of Directors of the Waller County Appraisal District and authorize the Court to sign.

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

Motion to **amend** by Commissioner Beckendorff, seconded by Commissioner Barnett by nominating Tim Junek for Board of Directors of the Waller County Appraisal District.

**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*

13. Discuss and take action to approve an interlocal agreement with the City of Waller for the issuance of motor vehicle registrations.

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 payment of \$5,678.00 to Harris County Treasurer from line item 125-422-541600 [Pro Rata Share Court 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*

## AUDITOR

15. Request by County Auditor to **spread** upon the minutes Certification of Funds for the County Energy Transportation Reinvestment Zone (CERTZ) Grant.

No action required.

16. Discuss and take action to amend the 2015 Grant Budget to accommodate the County Energy Transportation Reinvestment Zone (CERTZ) Grant.

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

**Motion carried.**

**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)].
- 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 9:52 a.m.  
Court **reconvened** from Executive Session at 10:44 a.m.

- 20. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.  
No action taken from Executive Session.

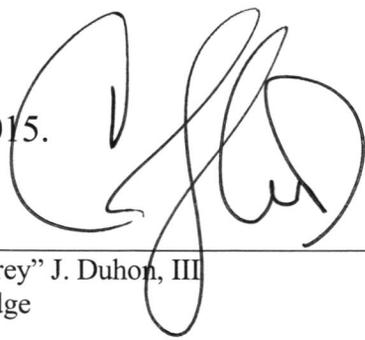
**ADJOURN MEETING**

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

Judge Trey Duhon – Yes                      Commissioner Amsler – Yes                      Commissioner Klecka – Yes  
Commissioner Barnett – Yes                      Commissioner Beckendorff – Yes

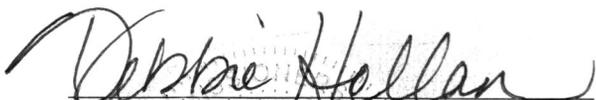
Meeting was **ADJOURNED** at 10:44 a.m.

**APPROVED** this the 16<sup>th</sup> 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

