

MINUTES
WALLER COUNTY COMMISSIONER'S COURT
REGULAR SESSION
WEDNESDAY – MARCH 10, 2021

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 10th day of March 2021 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 9:04 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
Walter Smith, Commissioner Precinct 2
Kendric D. Jones, 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 Beckendorff

1. **Approval of Agenda.**

Motion made by Commissioner Jones, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

<i>Judge Trey Duhon</i> – Yes	<i>Commissioner Amsler</i> – Yes	<i>Commissioner Smith</i> – Yes
	<i>Commissioner Jones</i> – Yes	<i>Commissioner Beckendorff</i> – Yes

PUBLIC COMMENT

To slow the spread of COVID-19, the public may make public comment at the beginning of the meeting by teleconference. **Local callers should call 979-921-6212.** Non-local callers should call 800-576-1131. The user code for both numbers is **14329937**. Callers will be asked if they would like to make public comment. After public comment, the teleconference line will be closed. The public may continue to watch the meeting streamed online at <http://wallercountytexas.com/swagit.com/live>.

Brian Cantrell and Judge Duhon gave update on COVID events, vaccine clinics, and testing sights.

Commissioner Jones announced he will be having his first town hall meeting March 20th at the Waller County Community Center in Prairie View at 10:00 a.m. with a food drive to follow.

CONSENT AGENDA

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** – March 3, 2021 Regular Session
3. **Request by County Treasurer for approval of Payroll.**
4. **Request to approve payment on the following:**

- (a) \$13,540.20 for Invoice #100400282465 to Otis Signature Service from line item 125-411-545001 [Maintenance Contracts].
 - (b) \$1,040.00 for Invoice dated February 22, 2021 to Schmidt Funeral Home from line item 125-423-540705 [Transport to Morgue].
 - (c) \$136,928.25 for Invoice #021521GWA to Waller County Appraisal District from line item 125-437-540500 [Tax Appraisal District] as allocated in the 2021 Budget.
5. Request by County Auditor for approval and/or ratification of Accounts Payable.
 6. Request by County Auditor for approval and/or ratification of Accounts Payable for Construction Projects.
 - (a) \$56,351.18 from line item 602-602-581000 [Bldg. Purch. Const. or Improv. Jail-Judicial].
 7. Request by County Engineer to approve a Utility Permit for CenterPoint Energy to install 8” IP Plastic Pipe in the right-of-way of Clay and Pitts Rd.
 8. Request by County Engineer to approve a Utility Permit for Hurtado Construction Company to remove existing 42” RCP and replace it with 48” RCP in the right-of-way of Beckendorff Rd.
 9. Request by County Engineer to accept Right-of-way and/or Exclusive Easement dedications along Woods Rd, from IH-10 southward, necessary to expand the roadway.

Motion to approve Consent Agenda made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

<i>Judge Trey Duhon</i> – Yes	<i>Commissioner Amsler</i> – Yes	<i>Commissioner Smith</i> – Yes
	<i>Commissioner Jones</i> – Yes	<i>Commissioner Beckendorff</i> – Yes

EXTENSION OFFICE

10. **Introduction** by Eric Zimmerman, District Extension Administrator, and approval of Ms. Candace Moeller, finalist for the Waller County Extension Agent Agriculture and Natural Resources position with the Texas A&M AgriLife Extension Service.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Commissioner Beckendorff moved to amend the motion to add March 15th as her official start date, seconded by Commissioner Jones.

Amendment carried by 5-0 vote.

<i>Judge Trey Duhon</i> – Yes	<i>Commissioner Amsler</i> – Yes	<i>Commissioner Smith</i> – Yes
	<i>Commissioner Jones</i> – Yes	<i>Commissioner Beckendorff</i> – Yes

Amended Motion carried by 5-0 vote.

<i>Judge Trey Duhon</i> – Yes	<i>Commissioner Amsler</i> – Yes	<i>Commissioner Smith</i> – Yes
	<i>Commissioner Jones</i> – Yes	<i>Commissioner Beckendorff</i> – Yes

Advanced to Agenda Items #12 & #13

COUNTY ENGINEER

12. Discuss and take action to approve a variance request to the Waller County Subdivision and Development Regulations regarding an access easement right-of-way is 30 ft. instead of 40 ft. from Mr. Cole Young.

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

Motion carried by 5-0 vote. **Variance GRANTED.**

- 13. Discuss and take action to approve a variance request to the Waller County Subdivision and Development Regulations regarding a road easement right-of-way is 60 ft. instead of 70 ft. from Mr. Luke Sonsel.

Motion to approve made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion FAILED by 5-0 vote. **Variance DENIED.**

Judge Trey Duhon – No

Commissioner Amsler – No
Commissioner Jones – No

Commissioner Smith – No
Commissioner Beckendorff – No

Returned to Agenda Item #11

COUNTY COURT AT LAW

- 11. **Presentation** by Dennis Turnipseed and Ryan Orbin with Eyes on Me, a non-profit organization that provides services for at-risk youth and their families.

No action required.

Advanced to Agenda Item #20

SHERIFF

- 20. Discuss and take action to authorize the Waller County Auditor to conduct annual Chapter 59 audit for the Sheriff’s Forfeiture/Seized funds account.

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

Proceeded to Agenda Item #14

COUNTY ENGINEER

- 14. Discuss and take action to approve the proposed ATLAS 14 related revisions to The Flood Damage Prevention Ordinance.

Motion made by Commissioner Beckendorff, seconded by Commissioner Smith.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

- 15. Discuss and take action to approve the proposed ATLAS 14 related revisions to The Subdivision and Development Regulations.

Motion made by Commissioner Jones, seconded by Commissioner Beckendorff.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes
Commissioner Jones – Yes

Commissioner Smith – Yes
Commissioner Beckendorff – Yes

- 16. **Public Hearing:** On the Installation of “No Thru Trucks” signs on the following road:

- Kingsland Blvd. – “No Thru Trucks” from Jordan Ranch Blvd. to Peterson Rd.

Public Hearing began at 10:40 a.m.

No public comments received.

Judge Duhon and Commissioner Beckendorff confirmed the need for signage.
Public Hearing ended at 10:42 a.m.

17. Discuss and take action to install “No Thru Trucks” signs on the following road:
- Kingsland Blvd. – “No Thru Trucks” from Jordan Ranch Blvd. to Pederson Rd.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Advanced to Agenda Items #19-#24

19. Open Bids for:

**COLD MIX ASPHALTIC PAVEMENT
CRUSHED LIMESTONE
HIGH DENSITY POLYETHYLENE (HDPE) PIPE**

The following bids were submitted and opened by the Court:

Cold Mix Asphaltic Pavement:

Received March 8th 11:30 a.m. Vulcan Materials

Crushed Lime:

Received March 8th 12:16 p.m. Green Dream International

Received March 8th 11:52 a.m. BWF Freight

Received March 8th 11:51 a.m. Vulcan Materials

Received March 8th 8:26 a.m. Heise Trucking LLC

HDPE Pipe:

Received March 2nd 9:55 a.m. Omni Pipe Solutions

Received March 4th 2:01 p.m. Ferguson Enterprise LLC

Received March 8th 8:25 a.m. Preferred Pipe Distributors

Received March 8th 10:18 Fortiline Waterworks

SHERIFF

20. *Court addressed agenda Item #20 earlier in the meeting. (page 3)*

AUDITOR

21. Discuss and take action to approve official documents and all monthly reports.

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

CONSTRUCTION MANAGER

22. **Presentation** by Danny Rothe and Belfor USA on freeze damage and repairs needed for Brookshire Library and Precinct 1 building.

No action required.

23. Discuss and take action to approve the \$350.00 fee for the Texas Accessibility Standards (TAS) Inspection at the Hempstead Library. Funds to be paid from line item 125-600-587526 [Library].

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

MISCELLANEOUS

- 24. Discuss and take action to approve Agreement between Waller County and Navasota Soil and Water Conservation District No. 440 and payment of \$2,500.00 as allocated in the 2021 Budget. Funds to be paid from line item 125-411-547330 [Soil & Water Conservation].

Motion made by Commissioner Beckendorff, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Returned to Agenda Item #18

COUNTY ENGINEER

- 18. Discuss and take action to award bid contract for construction services under CDBG-DR #20-065-062-C180, for the base work and all alternatives.

Commissioner Beckendorff made motion to award the bid contract for construction services under the grant to Angel Brothers with the base bid alternates for \$1,660,880.50, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

EXECUTIVE SESSION

- 25. ~~Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071. Item WITHDRAWN.~~
- 26. ~~Reconvene in Open Session to take any action necessary on matters discussed in Executive Session. Item WITHDRAWN.~~

ADJOURN MEETING

Motion to **adjourn** meeting by Commissioner Amsler, seconded by Commissioner Jones.

Motion carried by 5-0 vote.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith – Yes

Commissioner Jones – Yes

Commissioner Beckendorff – Yes

Meeting was **ADJOURNED** at 11:25 a.m.

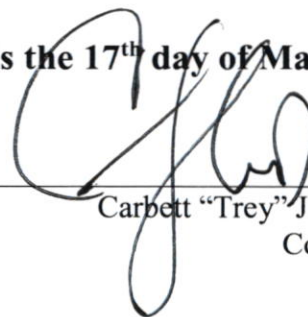
I **ATTEST** that the above proceedings are the true and correct minutes taken in my capacity as Ex-Officio for the Commissioners' Court of Waller County.



Debbie Hollan

Debbie Hollan
Waller County Clerk

APPROVED this the 17th day of March 2021.

A handwritten signature in black ink, appearing to read 'Carbett' followed by a stylized 'Trey' and 'J. Duhon, III'. The signature is written over a horizontal line.

Carbett "Trey" J. Duhon, III
County Judge