MINUTES

WALLER COUNTY COMMISSIONER'S COURT REGULAR SESSION WEDNESDAY – MARCH 13, 2019

BE IT REMEMBERED that the Honorable Commissioner's Court of Waller County, Texas, met in **REGULAR SESSION** on Wednesday, the 13th day of March 2019 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 Walter Smith, Commissioner Precinct 2 Jeron Barnett, Commissioner Precinct 3 Justin Beckendorff, Commissioner Precinct 4 Stephanie Tompkins, Deputy 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** agenda by Commissioner Beckendorff, seconded by Commissioner Barnett. **Motion carried**.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes Commissioner Smith – Yes

Commissioner Beckendorff – Yes

PUBLIC COMMENT – None

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 6, 2019 Regular Session
- 3. Request by County Treasurer for approval of Payroll.
- 4. Request by County Treasurer for approval of Monthly Report.
- 5. Request by Tax Assessor Collector for approval of transfer of assets to the Maintenance Department.
- 6. Request to approve payment on the following:
 - (a) \$11,372.50 for invoice #108748 to Bickerstaff Heath Delgado Acosta LLP from line item 125-411-540300 [Legal].
- 7. Request by County Auditor for approval and/or ratification of Accounts Payable.

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

Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes Commissioner Smith – Yes Commissioner Beckendorff – Yes

TREASURER

- 8. **Spread** upon the minutes the 2018 Certificates of Compliance awarded to Joan Sargent, Waller County Treasurer for required hours of Continuing Education and Public Funds Investment established by section 83.003 of the Texas Local Government Code and chapter 2256 of the Texas Government Code. *No action required*.
- 9. Discuss and take action to approve ACA Reporting and Tracking Service (ARTS) 2019 Renewal Confirmation Program Agreement with Texas Association of Counties.

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

Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

COUNTY ENGINEER

10. Discuss and take action to approve load limits on Wilson Road, Adams Flat Road, and Owens Road based on Road Analysis prepared by Raba Kistner Consultants, Inc.

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

11. Discuss and take action to approve the installation of guard rails on Heise Road Bridge over Rocky Creek at a cost of \$13,900.00. Funds to be paid from line item 110-530-590000 [Bridge Replacement].

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

Motion carried.

Judge Trey Duhon – Yes

Commissioner Amsler – Yes

Commissioner Smith

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Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

12. Discuss and take action to approve and execute an Advance Funding Agreement for Bridge Replacement with TxDot for Bridge project CSJ #0912-56-058 on Penick Road at Mound Creek.

Motion to approve by Commissioner Smith, seconded by Commissioner Amsler.

Motion carried.

Judge Trey Duhon - Yes

Commissioner Amsler – Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

MISCELLANEOUS

13. Discuss and take action to approve request by James Larry to use the Community Center for 12 months beginning in April on a continued basis for one evening a month for the **Waller County** Farmers & Ranchers Coop.

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

Motion to **amend** agenda item by Commissioner Smith, seconded by Commissioner Amsler to add "Waller County" to the name of Coop.

Amendment carried.

Judge Trey Duhon - Yes

Commissioner Amsler - Yes

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

Advanced to Agenda Item #15

14. Discuss and take action to approve the publication of Ordinance No. 2019-001 concerning landfills and notice of public hearing in the Times Tribune for two consecutive weeks. Funding 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 Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

Proceeded to Adjournment

AUDITOR

- 15. **Spread** upon the minutes the Certification of Funds for the Texas Indigent Defense Formula Grant, #212-19-237, October 1, 2018 to September 30, 2019. *No action required.*
- 16. Discuss and take action to amend the 2019 Grant Budget to increase revenue and expense line items to accommodate the Texas Indigent Defense Formula Grant, #212-19-237, October 1, 2018 to September 30, 2019.

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

Judge Trey Duhon - Yes

Commissioner Amsler – Yes Commissioner Barnett – Yes Commissioner Smith

Commissioner Beckendorff – Yes

17. Discuss and take action to amend the 2019 Budget to transfer balance of unspent funds, from the prior year, for Constables 1, 2, 3, and 4, Library, Animal Control, and the Sheriff's Department.

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

Judge Trey Duhon - Yes

Commissioner Amsler - Yes

Commissioner Smith

-Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

EXECUTIVE SESSION

Court convened to Executive Session at 10:55 a.m.

- 18. Consultation with District Attorney and outside counsel pursuant to Government Code Section 551.071.
- 19. Reconvene in Open Session to take any action necessary on matters discussed in Executive Session.

Court reconvened from Executive Session at 11:19 a.m. No action taken from Executive Session.

Returned to Agenda Item #14

ADJOURN MEETING

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

Judge Trey Duhon - Yes

 $Commissioner\ Amsler\ -\ Yes$

Commissioner Smith

- Yes

Commissioner Barnett - Yes

Commissioner Beckendorff - Yes

Meeting was **ADJOURNED** at 11:20 a.m.

I ATTEST TO THE ACCURACY OF THE FOREGOING MINUTES:

Debbie Hollan, County Clerk And Ex-Officio Clerk of the Commissioners' Court of Waller County, Texas

By:////DIDIONOSCOPERSONS Stephanie Tompkins, Deputy County Clerk

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APPROVED this the 20th day of March 2019.

Carbett "Trey" J. Duhon, III County Judge